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SENT VIA EMAIL

9 May 2019

Laura Friend
Manager, Board Reviews
Natural Resources Conservation Board
19th Floor, Centennial Place
250 – 5 St SW
Calgary, Alberta T2P 0R4
Email: laura.friend@nrcb.ca

Dear Ms. Friend:

Re: Review of LA18058A Nelson Family Ranches Ltd. – draft exhibit list

I have had an opportunity to review the draft exhibit list that you sent today, May 9, 2019. It strikes me that a number of the documents do not need to be in the exhibit list. In particular, I suggest that the Board not include the Field Services Materials (listed as proposed Exhibit No. 7) in the record for the Review for LA18058A. The reasons for this suggestion are:

- 1) The Approval Officer did not rely on or consider the documents in the Field Services Materials when making his decision in Approval Amendment LA18058A (see Approval Officer's Response to Panel Directives dated February 26, 2019 at para 7).
- 2) The sole reason that Field Services filed its Materials in January was to respond to the bias allegation from the Hofer Family (see Field Services Submission dated January 10, 2019 at para 10; and Approval Officer's Response to Panel Directives dated February 26, 2019 at para 8).
- 3) The only issue under Review is deemed capacity (see Board Decision RFR 2019-01/LA18058A issued on January 18, 2019; and letter from Mr. Kennedy dated May 1, 2019).

Yours truly,

A handwritten signature in blue ink that reads "Fiona Vance".

Fiona N. Vance
Chief Legal Officer – Operations, NRCB

cc. (via e-mail)

R.Philip M. North, Q.C.
Shawn & Jeff Nelson
Bill Kennedy, General Counsel, NRCB

Shawn Hathaway, County of Warner
Joe Sonnenberg, Approval Officer, NRCB
Walter Ceroici, Acting CEO, NRCB