

ACTION ORDER 2021-0054-04
Amendment #1
Section 50 *Energy Resource Activities Act*

Issued to:

Erikson National Energy Inc.
Suite 1900, 717-7th Ave, SW
Calgary, Alberta T2P 0Z3

Attention: Mr. Dan Jalbert, President

Order:

Pursuant to section 50(1)(a) of the *Energy Resource Activities Act* (the Act), I, Dax Bourke, amend Action Order 2021-0054-04 (the Action Order) issued on September 13, 2023, to Erikson National Energy Inc. (Erikson) by deleting Item 1 and replacing it as follows:

1. Cease all activities associated with General Order 2021-0054-03 (the General Order) at the frac water storage site located at d-024-G/094-P-10 (the Site) except those activities that are related to installing, operating and maintaining pumping equipment that will assist in draining the Site.
2. Coordinate and obtain pre-approval for all activities at the Site with Troyer Ventures Ltd.

Conditions:

- A. This order shall remain in effect until amended or terminated in whole or in part by the BC Energy Regulator (BCER).

Reasons:

I make this order for the following reasons:

- i. Erikson is the permit holder of the Site.

- ii. On September 13, 2023, I determined that the BCER would carry out the work identified in Item #1 and Item #2 of the General Order. In order to allow the BCER to complete that work, I also issued the Action Order requiring Erikson to cease all activities related to the General Order.
- iii. On September 15, 2023, Erikson identified that it had pumping equipment and personnel available and that it was willing to work with the BCER to drain the Site.
- iv. I accept that Erikson's proposal could optimize the short time frame that is available for draining the Site during this calendar year.
- v. I am satisfied that Erikson's proposal can be carried out safely if done in coordination with the BCER's contractor at the Site.

Review and Appeal

Erikson may request a review of this order under section 70 of the *Act* by submitting a request for review to: determinationreviews@bc-er.ca.

Alternatively, Erikson may appeal this order to the Energy Resource Appeal Tribunal under section 72 of the *Act*. The process for appeals may be found at www.bcerat.ca and a notice of appeal may be sent to the Energy Resource Appeal Tribunal at:

Energy Resource Appeal Tribunal
PO Box 4925 Stn Prov Govt
Victoria, BC V8W 9V1



Dax Bourke
Executive Director, Compliance & Enforcement
BC Energy Regulator

DATED AT Fort St. John, in the Province of British Columbia, this 20th day of September, 2023.

ACTION ORDER 2021-0054-04
Section 50 *Energy Resource Activities Act*

Issued to:

Erikson National Energy Inc.
Suite 1900, 717-7th Ave, SW
Calgary, Alberta T2P 0Z3

Attention: Mr. Dan Jalbert, President

Order:

Pursuant to section 50(1)(a) of the *Energy Resource Activities Act* (the Act), I, Dax Bourke, order that Erikson National Energy Inc. (Erikson) must:

1. Cease all activities associated with General Order 2021-0054-03 (The Order) at the frac water storage site located at d-024-G/094-P-10 (The Site).

Conditions:

- A. This order shall remain in effect until amended or terminated in whole or in part by the BC Energy Regulator (BCER).

Reasons:

I make this order for the following reasons:

- i. Erikson is the permit holder of the Site.
- ii. On April 21, 2023, the BCER issued the Order to Erikson.
- iii. On July 13, 2023, a BCER Review Official granted Erikson an extension to comply with the items in the Order (the Review Decision).
- iv. Erikson has failed to comply with deadlines contained in Item #1 and Item #2 of the Order (as amended by the Review Decision).

- v. As set out in the letter from the BCER dated September 13, 2023, the BCER intends to carry out the work identified in Item #1 and Item #2 of the Order pursuant to section 50(1)(b) of the *Act*.
- vi. I am of the view that this Order is necessary to allow the BCER to complete the work safely and efficiently.

Review and Appeal

Erikson may request a review of this order under section 70 of the *Act* by submitting a request for review to: determinationreviews@bc-er.ca.

Alternatively, Erikson may appeal this order to the Energy Resource Appeal Tribunal under section 72 of the *Act*. The process for appeals may be found at www.bcerat.ca and a notice of appeal may be sent to the Energy Resource Appeal Tribunal at:

Energy Resource Appeal Tribunal
PO Box 4925 Stn Prov Govt
Victoria, BC V8W 9V1



Dax Bourke
Executive Director, Compliance & Enforcement
BC Energy Regulator

DATED AT Fort St. John, in the Province of British Columbia, this 13th day of September, 2023.