



Canada Energy  
Regulator

Régie de l'énergie  
du Canada

**CANADA ENERGY REGULATOR  
RÉGIE DE L'ÉNERGIE DU CANADA**

**Hearing / L'audience  
GH-001-2019**

**NOVA Gas Transmission Ltd.  
Edson Mainline Expansion Project**

**NOVA Gas Transmission Ltd.  
Projet d'agrandissement du réseau principal à Edson**

**VOLUME 4**

**- REDACTED -**

**Hearing held at  
L'audience tenue à**

**Radisson South  
4440 Gateway Blvd  
Edmonton, Alberta**

**February 26, 2020  
Le 26 février 2020**

**International Reporting Inc.  
Ottawa, Ontario  
(613) 748-6043**



Canada Energy  
Regulator

Régie de l'énergie  
du Canada

© Her Majesty the Queen in Right of Canada 2020  
as represented by the Canada Energy Regulator

This publication is the recorded verbatim transcript  
and, as such, is taped and transcribed in either of the  
official languages, depending on the languages  
spoken by the participant at the public hearing.

Printed in Canada

© Sa Majesté du Chef du Canada 2020  
représentée par la Régie de l'énergie du Canada

Cette publication est un compte rendu textuel des  
délibérations et, en tant que tel, est enregistrée et  
transcrite dans l'une ou l'autre des deux langues  
officielles, compte tenu de la langue utilisée par le  
participant à l'audience publique.

Imprimé au Canada



**HEARING / L'AUDIENCE**

**GH-001-2019**

**IN THE MATTER OF NOVA Gas Transmission Ltd.  
Edson Mainline Expansion Project**

**HEARING LOCATION/LIEU DE L'AUDIENCE**

Hearing held in Edmonton, Alberta, Wednesday, February 26, 2020  
Audience tenue à Edmonton (Alberta), mercredi, le 26 février 2020

**COMMISSION PANEL/COMITÉ D'AUDIENCE DE LA COMMISSION**

Stephania Luciuk	Presiding Commissioner/Commissaire présidant l'audience
Wilma Jacknife	Commissioner/Commissaire
Damien Côté	Commissioner/Commissaire



## APPEARANCES/COMPARUTIONS

(i)

### **Applicant/Demandeur**

NOVA Gas Transmission Ltd.

- Mr. Matthew Ducharme
- Mr. Justin Fontaine
- Ms. Carrie Dunn
- Mr. Matthew Watson

### **Intervenors/Intervenants**

Environment and Climate Change Canada

- Ms. Jody Small

O'Chiese First Nation

- Ms. Sara Louden
- Elder Eva Whitford Ironbow
- Elder Martin Ironbow
- Elder Pauline Mackinaw
- Elder Theresa Strawberry
- Elder Ron Desjarlais
- Elder Joanne Gladeau (Interpreter)
- Elder Alice Strawberry
- Elder Charlie Whitford
- Mr. Shane Poorman
- Mr. Terrence Strawberry
- Mr. Oliver Mackinaw
- Elder Percy Strawberry
- Elder Dennis Strawberry
- Elder Marlene Desjarlais

### **Canada Energy Regulator/Régie de l'énergie du Canada**

- Ms. Christine Beauchemin



## TABLE OF CONTENTS/TABLE DES MATIÈRES

(i)

<b>Description</b>	<b>Paragraph No./No. de paragraphe</b>
Opening remarks by the Presiding Commissioner	1860
Preliminary matters	1918
<u>O'Chiese First Nation - Panel 1</u>	
Elder Eva Whitford Ironbow	
Elder Martin Ironbow	
Elder Pauline Mackinaw	
Elder Theresa Strawberry	
Elder Ron Desjarlais	
Elder Joanne Gladeau (Interpreter)	
Oral Indigenous Knowledge presentation	1981
<u>O'Chiese First Nation - Panel 2</u>	
Elder Joanne Gladeau (Interpreter)	
Elder Alice Strawberry	
Elder Charlie Whitford	
Oral Indigenous Knowledge presentation	2097
<u>O'Chiese First Nation - Panel 3</u>	
Elder Joanne Gladeau (Interpreter)	
Mr. Shane Poorman	
Mr. Terrence Strawberry	
Mr. Oliver Mackinaw	
Elder Percy Strawberry	
Elder Dennis Strawberry	
Elder Marlene Desjarlais	
Oral Indigenous Knowledge presentation	2171



## RULINGS/DÉCISIONS

No.	Description	Paragraph No./No. de paragraphe
8	Ruling of the Commission on the use of an aid to oral Indigenous knowledge presentation by O'Chiese First Nation	1958 to 1966
9	Ruling of the Commission on the confidentiality request made by O'Chiese First Nation	1968 to 1973



## LIST OF EXHIBITS/LISTE DES PIÈCES

No.	Description	Paragraph No./No. de paragraphe
-----	-------------	---------------------------------



## UNDERTAKINGS/ENGAGEMENTS

No.	Description	Paragraph No./No. de paragraphe
-----	-------------	---------------------------------





--- Upon commencing at 9:07 a.m./L'audience débute à 9h07

1860. **THE PRESIDING COMMISSIONER:** Good morning to everybody.

1861. My name is Stephania Luciuk and I am the Chair of the Panel that is hearing the Canada Energy Regulator's GH-001-2019 hearing.

1862. Before we go any further in this proceeding, I'd like to note that our presenters, O'Chiese First Nation, have indicated that they are willing to lead us in an opening prayer today, and I would ask if we would be prepared to start with that as our first step this morning.

1863. **ELDER JOANNE GLADEAU:** We are.

--- (OPENING PRAYER)

1864. **THE PRESIDING COMMISSIONER:** I'd like to begin this morning with some introductory remarks, and before getting into the proceeding and some introductions, I would like to first say thank you to O'Chiese First Nation for leading us in an opening prayer this morning.

1865. I'd also like to convey that the Commission understands that O'Chiese First Nation has an oral tradition for sharing knowledge, and this knowledge cannot always be shared adequately in writing.

1866. And we appreciate that all of your presenters, all of you are here today to share portions of your knowledge with us and your relationships and uses to the land and how those may be affected by the Edson Mainline Project.

1867. It is a privilege for us to be here and sit and hear the oral Indigenous knowledge that will be shared today, and as I said at the outset, thank you for travelling to be here with us.

1868. And I would also like to begin at the outset by acknowledging that the land on which we are all here today is Treaty 6 territory and a traditional meeting ground for many Indigenous peoples. We acknowledge that this area is the traditional territory of the Cree, the Saulteaux, Niisitapi, Blackfoot, Métis, and Nakota Sioux peoples.



1869. In terms of my introductory remarks, I'd like to begin with introductions of the Panel, our presenters, and I know that there are several panels that we'll see, but those of you who will be presenting first on behalf of O'Chiese Nation and NGTL. We'll also confirm what other intervenors or parties may be here with us today, and also introduce the staff that will help us with today's proceeding.
1870. I have to share a little bit of detail about the facility and then we will get into today's proceeding.
1871. So as I said, my name is Stephania Luciuk. I'm one of the Commissioners of the CER and the Chair of the Panel for this particular proceeding.
1872. I would invite my colleagues to introduce themselves.
1873. **COMMISSIONER JACKNIFE:** Good morning, everyone. My name is Wilma Jackknife. I'm from Cold Lake First Nation in East-Central Alberta, Treaty 6 territory, and I'm happy to be here today to hear the knowledge that you've travelled to this facility, this forum, to provide us. Thank you.
1874. **COMMISSIONER CÔTÉ:** Good morning. My name is Damian Côté. I reside in Calgary but I'm originally from Quebec and I look forward to listening and learning from you today. Thank you for being here.
1875. **THE PRESIDING COMMISSIONER:** Ms. Louden, I know that there are several panels. As I said, I would invite, at this point in time, an initial introduction of first presenters from O'Chiese First Nation.
1876. **MS. LOUDEN:** Hello? There we go. I -- we do. We have three panels today. And I have short bios to read for each panel member. So I can do that now for the first panel, or perhaps once we're done with the introductory matters before we go into the Oral Indigenous Knowledge, I can read the bios at that time.
1877. **THE PRESIDING COMMISSIONER:** And I would invite you to read the bios perhaps just before we hear the evidence.
1878. I have, as I said, some logistics to go through, and I think it would be



- helpful to hear more about each of the presenters, but in conjunction with the knowledge that will be shared. So perhaps just a short introduction now. And as I said, if you would like to introduce the panel, or if all of the presenters are here and you'd wish to introduce them, that's up to you.
1879.           **MS. LOUDEN:** Perhaps I'll introduce the names now, and then I can read the bios before we go into questioning.
1880.           So at the far end there we have Ms. Joanne Gladeau. She will be presenting some Oral Indigenous Knowledge today but will also be sitting with each of the panels to do some translation as well.
1881.           To my right we have Ms. Theresa Strawberry.
1882.           Beside Ms. Strawberry we have Ms. Pauline Mackinaw.
1883.           Beside Ms. Mackinaw we have Ms. Eva Whitford Ironbow.
1884.           And beside Ms. Whitford Ironbow we have Mr. Martin Ironbow.
1885.           And beside him, we have Mr. Ron Dejarlais.
1886.           **THE PRESIDING COMMISSIONER:** Thank you.
1887.           NGTL, would you please introduce who is attending your behalf today?
1888.           **MR. DUCHARME:** For NGTL here today we have Carrie Dunn, who is the lead of the Indigenous Relations Team for the Project.
1889.           We have Matthew Watson, who is the Project Manager for the Project.
1890.           Myself, Matthew Ducharme; I'm in-house counsel for NGTL.
1891.           And assisting me today is Justine Fontaine from Osler.
1892.           And I don't know if you're going to get to preliminary matters, but we do have a preliminary matter.
1893.           **THE PRESIDING COMMISSIONER:** I will get to preliminary



matters after I finish, as I said, sort of the introductory remarks and the remarks about the logistics of today's proceeding.

1894. I'd like to take a moment now and confirm whether we have intervenors or other parties in the room. And I would ask you to note your attendance on the record. We do have a microphone available for you to do that.

1895. **MS. SMALL:** Thank you. Good morning. Yes. I am Jody Small from here in Edmonton. This morning I'm representing Environment and Climate Change Canada, who is an intervenor in these proceedings.

1896. **THE PRESIDING COMMISSIONER:** Okay. That appears to be the only intervenor in attendance with us this morning.

1897. And with respect to today's proceeding, as I said, we will begin dealing with preliminary matters momentarily, and the process of sharing Oral Indigenous Knowledge.

1898. I'd like to note at the outset that I understand that the opening prayer has been selected as a form of affirmation for all of the presenters this morning from O'Chiese First Nation.

1899. **MS. LOUDEN:** That's correct, yes.

1900. **THE PRESIDING COMMISSIONER:** So, Ms. Louden, you've confirmed that that is correct. And thank you for that.

**JOANNE GLADEAU:** Affirmed

**EVA WHITFORD IRONBOW:** Affirmed

**MARTIN IRONBOW:** Affirmed

**PAULINE MACKINAW:** Affirmed

**THERESA STRAWBERRY:** Affirmed

**RON DESJARLAIS:** Affirmed

**ALICE STRAWBERRY:** Affirmed

**CHARLIE WHITFORD:** Affirmed

**SHANE POORMAN:** Affirmed

**TERRENCE STRAWBERRY:** Affirmed

**OLIVER MACKINAW:** Affirmed

**PERCY STRAWBERRY:** Affirmed

**DENNIS STRAWBERRY:** Affirmed



**MARLENE DESJARLAIS: Affirmed**

1901.           **THE PRESIDING MEMBER:** As you've noticed, the microphones are a little bit touchy and that there's a little bit of a delay from one person to another. And I would ask everybody to speak closely to the microphone and wait for the red light to come on. The proceedings today are transcribed and that will assist our court reporter and everybody in hearing everything clearly.
1902.           Regarding the details about our venue, in the event that there is an emergency, of if there is an alarm, I would ask that everybody exit the way that you entered the building. And we have a common muster point for this proceeding, which is the front of the building.
1903.           We of course want to make sure that everybody is evacuated in the event of an emergency, so I would ask that if we do have to evacuate, please gather at the muster point, ensure that all of your group is accounted for, and if there are any issues, please draw that to the attention of our hearing manager. And I'll introduce her in a moment.
1904.           We intend to sit this morning through to about the lunch hour.
1905.           And the Panel intends to take a break at a natural pause in the proceeding, but of course if any of the parties need to take a break, please don't hesitate to request, because we can accommodate that as you need. Otherwise we'll probably take a break mid-morning at a spot that seems to be appropriate.
1906.           The knowledge shared today will be transcribed and will form part of the hearing record. I know that there has been a request for confidentiality, and we will deal with that in a moment. The portions of transcripts that are not protected by confidentiality will be published daily on the CER website under the weblink for the Edson Mainline Expansion Project.
1907.           And also similarly, there is a live stream of this hearing, an audio broadcast being broadcast via the CER's website. Again, that will be closed for portions of the hearing that are protected by confidentiality. But at this point in time, we are broadcasting. And I welcome those who may be listening in.
1908.           As I said, I was going to introduce the staff who are here to assist us today. And I'd like to take a moment to thank them for their work and to introduce them.



1909. To begin with, we have Suzanne Brown, who is our Hearing Manager. We have two Process Advisors, Natalia Churilova and Tony Epp, who you may have met already today. We have Monika McPeake as our IT Support at the back of the room.
1910. We have two legal counsel this morning, Christine Beauchemin, and Christine Hutchinson, assisting us. Our Indigenous Engagement Specialist is Jo-Anne McDonald at the end of our staff table. Rachel Savoie is our Regulatory Officer and will assist us with any exhibits that we may want to project over the course of the proceeding.
1911. And our Court Reporter is Dale Waterman.
1912. All of our staff are wearing silver nametags, so they are easily identified. If you have any questions, please feel free to approach them and ask those. And any questions regarding process, Natalia Churilova is happy to assist you with those.
1913. And I will note we're about to get to the preliminary matters and the evidence. Following each of the panel's presentations, it is possible that the Commission or Panel Members may have questions.
1914. Presenters may, if they feel comfortable doing so, answer those questions for us orally today, or you may also prefer to answer later in writing through an undertaking. So I share that as information now so that you'll be aware that there may be questions.
1915. Other questions by other parties were addressed in the procedural update that was issued December 3<sup>rd</sup> of 2019.
1916. So I think with that, thank you for bearing with me, with my introductory remarks, I understand that we have two matters that we likely have to address.
1917. I know that confidentiality is something that we will turn our minds to. I'm going to first ask whether, other than confidentiality, either party has a matter that they wish to raise as a further preliminary matter?
1918. **MS. LOUDEN:** I believe both parties are probably wanting to raise



- an aid to the Oral Indigenous Knowledge that was submitted yesterday as a preliminary matter.
1919.                    So I can speak to that now, if that's appropriate.
1920.                    **THE PRESIDING COMMISSIONER:** That would make sense. I think that was your filing yesterday and so we would welcome your submissions on that. The Panel has seen the letter, but we would certainly welcome your submissions speaking to that, this morning, and then we'll provide NGTL with an opportunity to respond, thereafter.
1921.                    **MS. LOUDEN:** Sure. So yes, yesterday, O'Chiese First Nation filed on the record, and sent to the CER Process Advisor as well as counsel for NGTL, a letter that enclosed a map which they wish to use today as an aid to the oral Indigenous knowledge. The map identifies a number of culturally sensitive sites located within the Alfred Creek Section of the Project, which have not been identified previously, including in NGTL's environmental and socioeconomic assessment.
1922.                    So during the past number of days, as O'Chiese First Nation has been preparing for their oral Indigenous knowledge, a number of community members and elders raised concerns about potential gravesites, burial sites, and other culturally sensitive sites that may be located within the Project area and have not been identified.
1923.                    O'Chiese First Nation consultation office then conducted a desktop review using the Province of Alberta's Listing of Historic Resources of the culturally sensitive sites that may be located within the Alfred Creek section of the Project. The review revealed about 13 O'Chiese First Nation culturally sensitive sites within the Project area, 11 of which were categorized by Alberta Heritage as gravesites.
1924.                    So we acknowledge the delay in submitting this aid to the oral Indigenous knowledge; however, I submit that O'Chiese provided this aid as soon as was reasonably possible, once they identified that this would be an issue that they would want to address. Further, I would also submit that this information is highly relevant, important for the CER and for NGTL, and also important for the elders and community members to speak to today.
1925.                    So we submit that, on this basis, the aid be permitted in light of the



- delay of its submission.
1926.           **THE PRESIDING COMMISSIONER:** Thank you.
1927.           NGTL?
1928.           **MR. DUCHARME:** NGTL is just seeking clarification from the Commission whether it's an aid or it's written evidence. It contains a summary, which is referred to as a preliminary desktop review and anticipates filing of additional late evidence. In NGTL's view, we share the Commission's view that OIK is an important part of the process and is for evidence that can't be adequately accommodated in writing.
1929.           Our submission is that this is written evidence, and is filed late. We're just looking for the Board to clarify on what basis it's accepting it, or whether or not it will accept it.
1930.           **MS. LOUDEN:** Perhaps I could address that a little bit as well. In the letter that was filed by O'Chiese yesterday, they also stated that they have an intention to provide the map that was enclosed, as well as possible additional information as late evidence, but that will be submitted by way of a motion, once the additional review is completed. So at this time, the request is that the enclosed map just be submitted as an aid.
1931.           **THE PRESIDING COMMISSIONER:** I thank you for that clarification. So before us today then the issue is solely whether or not the information contained in the map attachments to yesterday's filing will be received as an aid to cross. Is that a -- that's the essential question for this morning? And I see nodding.
1932.           **MR. DUCHARME:** As an aid to OIK.
1933.           **THE PRESIDING COMMISSIONER:** Aid to OIK. Thank you.
1934.           And Mr. Ducharme, you had requested, on behalf of NGTL, a clarification as to whether this would be an aid to cross or late evidence. I'm wanting to confirm whether you, as NGTL, are making a submission or taking a position in support of or against the requests in either scenario?
1935.           **MR. DUCHARME:** First, we'd look to the Board to determine





whether or not it's written evidence or an aid to OIK. NGTL would have no objection to it being accepted as an aid to OIK.

1936. **THE PRESIDING COMMISSIONER:** Ms. Louden, any final remarks?

1937. **MS. LOUDEN:** No.

1938. **THE PRESIDING COMMISSIONER:** I think the Panel is going to require a short break to consider the request that has been made by O'Chiese First Nation. Just in the interests of efficiency, it might be useful to address the matter of confidentiality now. We're dealing with preliminary matters. Let's address -- as I said, we're going to reserve, at least momentarily, until we break, our ruling on the issue of the aid to OIK. With that, I'd like to take a moment and deal with the request for confidentiality.

1939. So as I understand it, there has been a request made to have confidentiality extended with respect to the entirety of the submissions made on behalf of O'Chiese First Nation this morning; is that correct?

1940. **MS. LOUDEN:** That's correct, yes. The O'Chiese First Nation submitted a report, some of which was confidential, as well as a video, which was entirely confidential. The request of O'Chiese First Nation today is that the entirety of its Oral Indigenous Knowledge be treated as confidential.

1941. O'Chiese acknowledges that certain people within this room will remain, including NGTL, of course the CER, the CER staff, as well as certain intervenors, including Environment and Climate Change Canada, as well as Natural Resources Canada, although I acknowledge no one is here from Natural Resources Canada at this point.

1942. We request that, of course, the transcript be redacted as appropriate, as well as the audio broadcast be turned off for the entirety of the oral Indigenous knowledge, and further request that the information not be disclosed by NGTL, the CER, or Environment and Climate Change Canada or Natural Resources Canada, without the prior written consent of O'Chiese First Nation.

1943. **THE PRESIDING COMMISSIONER:** Mr. Ducharme, any remarks with respect to that request?



1944. **MR. DUCHARME:** NGTL has no objection to confidentiality being provided for, and we accept it on the same basis that the video and the report was accepted, if the Board rules that it's confidential.
1945. **THE PRESIDING COMMISSIONER:** And I'll just confirm whether there are any submissions that our sole intervenor, present here this morning, would wish to offer?
1946. **MS. SMALL:** There is none.
1947. **THE PRESIDING COMMISSIONER:** Okay. And for the record, there are no submissions being tendered. I see our legal counsel may have a question or remark to add.
1948. **MS. BEAUCHEMIN:** Yes, Madam Chair. Thank you.
1949. Just a small matter. To the condition of no disclosure without prior written consent, I think it should be also subject to, unless the information has become publicly available.
1950. And on the matter of transcripts, what will happen is that both redacted and unredacted copy of the transcripts would be sent to O'Chiese First Nation, as well as the Applicant. O'Chiese First Nation would then verify that the redacted version is appropriately redacted, at which point, you would send it back to Madame Savoie, and I or Commission counsel would verify, as well, that is appropriately redacted, at which point, the Panel would accept the acceptability of the redacted version and only the redacted version would be posted publicly. And only those people in the room who are allowed to hear the OIK would get unredacted versions of the transcript.
1951. I believe and upon my cue, Steve, our audio person, will stop the broadcast, but we're not here yet, so we'll just wait for my cue, and when I give my cue, we'll stop the broadcast, assuming the ruling from the Panel.
1952. **MS. LOUDEN:** Yes. That's understood and those conditions are accepted, yes.
1953. **MR. DUCHARME:** Sorry. Just one point of clarification. On the first point, on the consent to O'Chiese First Nation, when I made the comment that we had -- the Board rules for confidentiality, that we'd accept on the basis as



the video and the prior report, it's the same comment, which is to the extent, not otherwise disclosed or on the public record.

1954.               **THE PRESIDING COMMISSIONER:** So I don't see anybody indicating a desire to make any further submissions, either on the first motion with respect to the aid to OIK or either on the second motion, which is the request for confidentiality.

1955.               As indicated, the Panel will recess to consider these and then return so that we can deal with both of those, and provide a response to both of those from the Panel.

1956.               I'm going to suggest at this point that we resume at 5 minutes to 10 o'clock. Thank you.

--- Upon recessing at 9:36 a.m./L'audience est suspendue à 9h36

--- Upon resuming at 10:03 a.m./L'audience est reprise à 10h03

1957.               **THE PRESIDING COMMISSIONER:** Welcome back. We are resuming the proceedings on the Edson Expansion Project, and in particular, the Panel is returning to provide its guidance in respect of two preliminary matters that were raised this morning.

1958.               I'll turn first to the request by O'Chiese First Nation to submit an aid to OIK, which was submitted on February 25<sup>th</sup>.

1959.               Again, I will note that it was clarified that the only matter before the Panel for consideration is the receipt of maps submitted with the application on February 25<sup>th</sup>.

1960.               There were other matters raised in that letter and we have not turned our minds to those and understand from Ms. Loudon that those requests, which may include new evidence, and there was also a matter raised of additional study, were not before us. And so our ruling does not pertain to that or address that in any way.

1961.               The Commission notes the filing of map materials for the Alfred section of the Project area depicting heritage value sites. We also note that the request was made to receive those as an aid to OIK and that there was no objection raised by NGTL with respect to receiving the materials, as such.



1962. The Panel, in reviewing the materials, notes that the subject matter and the maps might also properly be characterized as evidence in and of itself. In this case, there were no submissions on that point; however, we note that this is perhaps at the boundaries of what would traditionally be considered an aid to OIK.
1963. Nonetheless, we consider the information contained in the maps to be relevant. We also note that the aid itself is relatively short. We are also mindful that no parties raise the prospect of any prejudice arising from this.
1964. The Panel is also aware of and considers relevant the information shared by Ms. Loudon that this information arose as part of preparations for the oral Indigenous knowledge sessions where it was anticipated that heritage value sites would be discussed and that the presenters came upon this and we consider that to be relevant in this case.
1965. And on that basis, we are prepared to receive the map materials that were filed as an aid to OIK and look forward to hearing the presenters' evidence in respect of the subject matter contained in those maps today.
1966. I believe that was Ruling Number 8.
1967. **MS. BEAUCHEMIN:** For the record, I believe it is one map that was attached to the letter, so that would be Ruling Number 8.
1968. **THE PRESIDING COMMISSIONER:** With respect to the confidentiality request, the Panel grants the request for confidentiality. We note that the request was to have only, in addition to the O'Chiese First Nation presenters, the NGTL participants who identified themselves today, NRCan, and Energy and Climate Change Canada.
1969. The Panel, therefore, directs anybody who is not one of those attendees to leave for the balance of the proceeding and the presentations by O'Chiese First Nation.
1970. We also note that the transcripts will be redacted in accordance with the process that was described earlier, which is namely that the draft redacted version will go to counsel for O'Chiese First Nation, and once the redacted version is confirmed, that is the version that will be made publicly available and



posted on the website.

1971. Unredacted transcripts will be made available to all of the parties that I just noted and of course, to the Panel and staff working on this.

1972. Prior written consent will be required to disclose any of the confidential evidence unless that evidence has been otherwise been made publicly available.

1973. Those are the details of our ruling with respect to confidentiality.

1974. We are going to, as a result of that, turn the audio off momentarily and when that is concluded, Ms. Louden, I'm also going to ask you -- and this will be for the redacted record -- to confirm that only the appropriate parties are in the room, as I think you're best situated on behalf of O'Chiese First Nation to confirm the remaining parties that will be here are those that we contemplate by our ruling as permitted to be in the room.

1975. **MS. LOUDEN:** Yes. Looking around the room, it appears that the parties present are the parties that we acknowledge and consent to being here.

1976. **MS. BEAUCHEMIN:** Madam Chair, perhaps not essential, but it may be desirable to assign a Ruling Number 9 to your confidentiality ruling.

1977. **THE PRESIDING COMMISSIONER:** Very good. So the second procedural matter and the Panel's decision with respect to confidentiality is therefore Ruling Number 9 in this application.

1978. And I'm just looking at the back of the room to seek confirmation that in fact, we have now paused the audio broadcast. Very good. And we have an indication that the audio broadcast is now paused.

**Redacted pursuant to section 58 of the *Canadian Energy Regulator Act***

1979. [REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]





[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]





[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]





[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]





[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[illegible]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]





[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]



[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

2346.

[REDACTED]

--- (Resumption of public session)

2347.           **THE PRESIDING COMMISSIONER:** And while that's happening, this is not essential to be on the public record. I'll just note in terms of the proceeding, I would anticipate we'll take a short break, about 10 minutes, before we resume the rest of the afternoon.

2348.           And I see a thumbs up. So as I noted, we have concluded the confidential portion, Ms. Loudon, and to the O'Chiese First Nation, thank you for travelling and participating in the proceeding today. And as I said, safe travels to everybody.

2349.           We will take a 10-minute break. And when we resume, we will then -- again, I'm going to say at half past the hour, so a little bit more than 10 minutes -- we'll begin with our next group of presenters.

--- Upon recessing at 2:17 p.m./L'audience est suspendue à 14h17