



# PENCIL BOX

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Date: Jan 30 17

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From: DAN Embree

National Energy  
Board



Office national  
de l'énergie

**Wyndwood Pipeline Expansion Project  
Application to Participate (ATP)**

**Step 1 – I am applying as:**

**An Individual**

The following describes the categories under which you may apply. If you want to apply as a group or authorized representative, please contact the Board and request a form for that category.

An **Individual** is one person or landowner who may or may not have a lawyer or person speaking on their behalf and who will represent their own personal interests. Apply as an Individual if you plan to bring forward issues regarding personal impacts or property-specific issues, and you are not represented by a Group. Use the **Individual ATP Form** if you have a lawyer or representative but are filling in the ATP Form yourself. If your lawyer or representative is filling in a form for you, you do not need to complete a separate ATP Form.

An **Authorized Representative on Behalf of an Individual** is someone who speaks or submits documents on behalf of an Individual. This may be a lawyer or other person. An Authorized Representative will present the views and personal interests of the Individual they are representing.

**A Group is:**

- an organization with its own interests (for example, a company, NGO, special interest group, Aboriginal group, government agency), or
- a collaboration of two or more people that represents the common interests of those people.

The Group will have a Main Contact Person(s) and may also have an Authorized Representative such as a lawyer. The Main Contact Person will usually fill out the ATP Form on the Group's behalf and will respond to questions in the hearing on behalf of the Group if participation is granted. A Group representing an Individual should select the ATP Form for **Authorized Representative on Behalf of an Individual**.

## Step 2 – Hearing Information

**Project Name:** Wyndwood Pipeline Expansion Project  
**Company Name:** Westcoast Energy Inc., doing business as Spectra Energy Transmission (Westcoast)  
**NEB File Number:** OF-Fac-Gas-WI02-2016-12 01

Westcoast Energy Inc., doing business as Spectra Energy Transmission (Westcoast) has applied to the National Energy Board (NEB or Board) for approval to build and operate the Wyndwood Pipeline Expansion Project (Project) southwest of Chetwynd, British Columbia.

The applied-for Project would consist of:

- approximately 27 km of 914 mm new natural gas pipeline in northeast British Columbia;
- additional associated facilities, including pig sending and receiving facilities; and
- minor modification to piping at Westcoast's existing Compressor Station No. 2.

In its Application, Westcoast requested:

1. An order pursuant to section 58 of the NEB Act exempting the applied-for facilities from the application of sections 30(1)(a) and (b) and 31 of the NEB Act and exempting the pipeline tie-ins from the application of section 47 of the NEB Act;
2. An order pursuant to Part IV of the NEB Act affirming that the cost of the Wyndwood Pipeline Expansion Project will be included in the Transmission North (Zone 3) cost of service and tolled on a rolled-in basis; and
3. Such further and other relief that Westcoast may request or the Board may consider appropriate.

**Participant Funding** is available for this hearing. For information please see the Participant Funding Program (PFP) Guide, and the Notice of PFP for this hearing (insert A in your package).

The National Energy Board has people who can help you to understand the Board's process and answer your questions about process. They can also assist you if you have questions about filling in this ATP form.

For process support on this hearing please contact Lisa Zaplachinski (Lisa Zap), Process Advisor, by emailing [Wyndwood.ProcessHelp@neb-one.gc.ca](mailto:Wyndwood.ProcessHelp@neb-one.gc.ca) or calling 1-800-899-1265.

## Step 3 – Important Information

The NEB will use only the information provided in this ATP Form to decide whether you are allowed to participate in this hearing. Previously submitted information will not be considered. It is important to provide all the requested information on this ATP Form. It is your responsibility to demonstrate that the NEB should allow you to participate.

**You must fully complete all required fields on this ATP Form in order to be considered. If you do not provide sufficient information on this ATP Form, you will not be allowed to participate.**

You should refer to the Guidance document below (insert B in your package) when filling in your ATP form.

- Guidance Document on Section 55.2 and Participation in a Facilities Hearing

#### **Step 4 – Privacy Agreement and Service of Completed Form**

All information and documents you file with the Board as part of this proceeding, including your personal and contact information, will be part of the Board's public record and will be available on the Board's online registry and in its library.\*

The Board is authorized to collect, use and disclose your personal information under the authority of the National Energy Board Act (NEB Act) and the National Energy Board Rules of Practice and Procedure, 1995, and does so in accordance with the Privacy Act and Access to Information Act. By signing below, you consent to the Board collecting, using and disclosing the personal information that you submit for any purpose related to its proceedings and activities and without your further consent.

Ensure that the contact information you provide is accurate as it will be used by the Board and other Parties to contact you or serve documents on you.

\* If the documents you wish to file in this proceeding contain confidential information that you do not want the public to view, submit them to the Board in hard copy along with a request for confidentiality under section 16.1 or 16.2 of the NEB Act. (Section 1.5 of the Filing Manual explains what process to follow to submit a request for confidentiality).

**Service: You must send a copy of your final ATP Form to Westcoast at the following address:**

Matthew Mosher  
Coordinator, Regulatory Facilities  
Westcoast Energy Inc., doing business as Spectra Energy Transmission  
2600 – 425 1<sup>st</sup> Street SW  
Calgary, AB T2P 3L8  
Facsimile: 403-699-1585

**By signing here, you are indicating that you have read and understood the above information.**



Signature

Step 5 - Contact Information - Person Applying to Participate (You)

DAN EMBREE  
Name [Mr., Ms., Chief, Legal Counsel; First Name; Last Name]

# 6257 DOKIE ROAD  
Address 1 [apt.; street; city]

BOX #291 CHETUMBA BC V0C1J0  
Address 2 [province; postal code, zip code; country]

250.788-6123  
Phone

Fax

dembree49@gmail.com  
Email

Address for Courier/ Personal Service (if different from the mailing address)

\_\_\_\_\_  
Address 1 [apt.; street; city]

\_\_\_\_\_  
Address 2 [province; postal code, zip code; country]

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Fax

**Step 6 – Contact Information – Authorized Representative**

An Authorized Representative such as a lawyer or other representative is someone who speaks or files documents on behalf of an Individual. If the Authorized Representative submits an ATP Form on your behalf, you do not need to fill in your own separate ATP form.

If you have an Authorized Representative, please provide your Authorized Representative's contact information below. You may add more than one Authorized Representative.

\_\_\_\_\_  
Name [Mr., Ms., Chief, Legal Counsel; First Name; Last Name]

\_\_\_\_\_  
Title

\_\_\_\_\_  
Name of Company or Group

\_\_\_\_\_  
Address 1 [apt.; street; city]

\_\_\_\_\_  
Address 2 [province; postal code, zip code; country]

\_\_\_\_\_  
Phone

\_\_\_\_\_  
Fax

\_\_\_\_\_  
Email

N/A

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### Step 7 – Method or Level of Participation

Tell us how you want to participate:

#### A Commenter:

- may provide views on the proposed project in a Letter of Comment;
- is not considered a Party (Intervenor or Company) to the hearing, cannot ask information requests or cross-examine other Parties, and cannot provide final argument.

#### An Intervenor:

- may provide evidence;
- responds to information requests or oral cross-examination on evidence you file;
- may ask information requests or cross-examine other Parties who filed evidence; and
- may provide argument.

Intervening requires a time commitment to the hearing process. The NEB will review your ATP Form and decide whether you are allowed to participate.

Please select **one** of the following:

- ☐ Commenter
- ☒ Intervenor

### Step 8 – Interest or Expertise

The NEB will only use the information provided in this ATP Form to decide if you will be allowed to participate in this hearing. No other information will be considered. When completing the ATP Form, you should consider the Hearing Description in Step 2 above and the List of Issues in Step 9.

You should also refer to the Guidance Document on Section 55.2 and Participation in a Facilities Hearing (insert B in your package)

You are “**directly affected**” if you have a specific and detailed interest in the proposed Project that may be affected by the Board’s decision. You have “**relevant information or expertise**” if you have knowledge that will assist the Board.

Please select one or both of the following:

- ☒ I am **directly affected** by the proposed Project
- ☒ I have **relevant information or expertise**

## Step 9 – Your Connection to the Project Issues

The List of issues that the Board will consider in the Wyndwood Pipeline Expansion Project hearing is set out the Notice of Hearing and is repeated below. These are the issues that the Board has determined are relevant to this hearing.

Please identify **at least one issue** and provide a brief explanation in the space below that relates to:

- i. How you are directly affected and/or
- ii. Your information/expertise that you believe is of value to the Board and provide a brief explanation in the space below.

### List of Issues:

- ☐ 1. The need for the Project.
- ☐ 2. The economic feasibility of the Project.
- ☐ 3. The potential commercial impacts of the Project.
- ☐ 4. The toll and tariff methodology.
- ☐ 5. The potential environmental and socio-economic effects of the Project, including any cumulative environmental effects that are likely to result from the Project, including those required to be considered by the NEB's Filing Manual.
- ☒ 6. The appropriateness of the general route and land requirements for the Project.
- ☐ 7. Potential impacts of the Project on Aboriginal interests.
- ☐ 8. Potential impacts of the Project on landowners and land use.
- ☐ 9. The suitability of the design of the Project.
- ☒ 10. Contingency planning for spills, accidents or malfunctions, during construction and operation of the Project.
- ☒ 11. Safety and security during construction of the Project and operation of the Project, including emergency response planning and third-party damage prevention.
- ☐ 12. The terms and conditions to be included in any recommendation or approval the Board may issue.



Limit your answer to no more than 500 words. You may attach additional pieces of paper if required.

WHILE NOT OPPOSED TO PIPELINES  
IN GENERAL, MY MAIN CONCERN LIES WITH  
THE COMPLETE DISREGARD FOR PRIVATE PROPERTY  
OWNERS AFTER AN EVENT CAUSING DAMAGE.  
PRIVATE PERSONS ARE NOT CONTACTED  
AND ARE IGNORED AS PERSONA NON GRATA  
REGARDLESS OF HOW REMEDIAL ACTION WILL  
AFFECT THEIR HOLDINGS

2016

AT K P 24 WINDWOOD PROJECT MAP  
THE OIL AND GAS PIPELINES WERE EXPOSED  
AND HANGING TO NEAR BREACH BY THE  
DELIBERATE REDIRECTION OF FLOOD WATER  
FROM COMMOTON CREEK. ONLY BY ACTION  
OF SPECTRA ENERGY CUTTING H.WAT 97  
WAS A FAILURE OF BOTH LINES PREVENTED.  
~~DURING~~ OUR PRIVATE PROPERTY WAS SEVERELY DAMAGED  
AS WELL AS CN RAIL, BC HYDRO, TELUS AND OTHER  
PRIVATE PROPERTY THE MINISTRY OF TRANSPORT, WHO  
CAUSED THE DAMAGE CLAIMS NO RESPONSIBILITY

## Step 10 – Access, Notification and Service

Select which official language you would like to use to participate and receive correspondence:

- ☒ English  
☐ French

## Step 11 – Review and Submit

You are about ready to submit your Application to Participate (ATP) Form to the NEB.

Before submitting your application, you should first review it and check that you have:

- ☒ Signed the Privacy Agreement (step 4)
- ☒ Checked off ONE box indicating your request to be either a commenter or intervenor (step 7)
- ☒ Checked off your interest or expertise (step 8)
- ☒ Checked off one or more issues (step 9)
- ☒ Provided a brief explanation (step 9)
- ☒ Signed the form (step 10)
- ☒ Made a copy of the form to send to the company contacts (step 4)

When you're ready to submit your ATP form to the NEB, send only the completed ATP form to the address below. (You do not need to return the inserts.)

Sheri Young  
 Secretary  
 National Energy Board  
 Suite 210, 517 Tenth Avenue SW  
 Calgary, AB T2P 0A8  
 Fax: 403-292-5503 (toll free 1-877-288-8803)

If you notice a typing error or administrative error after filing, contact a NEB Regulatory Officer at 403-604-0289 (toll free 1-800-899-1265), or email [Danielle.Comte@neb-one.gc.ca](mailto:Danielle.Comte@neb-one.gc.ca).