



B R O W N L E E  
L L P  
B a r r i s t e r s & S o l i c i t o r s

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May 28, 2008

*VIA EMAIL: [giuseppa.bentivegna@auc.ab.ca](mailto:giuseppa.bentivegna@auc.ab.ca)*

Alberta Utilities Commission  
Fifth Avenue Place,  
4th Floor, 425 - 1 Street SW  
Calgary, Alberta, T2P 3L8

**Attention: Ms. Guiseppa Bentivegna,  
Commission Counsel**

Dear Ms. Bentivegna:

**RE: CONSULTATION: Review of Rule 022, Rules on Intervener Costs**

Gas Alberta appreciates that opportunity provided by the AUC to participate in the hearing cost review meeting held in Edmonton on May 20, 2008, and the added opportunity to provide further comments in writing. Gas Alberta considers that its views have been clearly transmitted in its letter to the AUC (Giuseppa Bentivegna) dated April 15, 2008 as well as at the hearing cost review meeting referred to above as reflected in the minutes. However, Gas Alberta does wish to take this opportunity for a brief further comment.

Of paramount concern to Gas Alberta is its continued eligibility for cost recovery. Gas Alberta has a long history of participation in gas utility proceedings and its interventions have always been focused on assisting the AUC or its predecessor in achieving decisions which result in fair and reasonable rates and safe and reliable service. Accordingly, Gas Alberta considers itself to have been a responsible and effective intervener in the past. Gas Alberta wishes to continue its role in putting forward evidence and argument in support of fair and reasonable rates for the customers it serves on a not for profit basis.

Gas Alberta has asked for a preliminary ruling in the ATCO Pipelines GRA proceeding, Application 1527976, as expressed in its Statement of Intention to Participate filed January 8, 2008. Gas Alberta is still awaiting a response from the AUC to that request. It would be a considerable hardship to Gas Alberta and its customers should the AUC rule that Gas Alberta was not eligible for cost recovery as Gas Alberta has already expended considerable money, time and effort to develop evidence for both Phase 1 and Phase 2 of this proceeding. Gas

Alberta urges the Board to confirm Gas Alberta's eligibility for costs in this proceeding and in future proceedings, subject always to the tests of effectiveness and assistance that have been applied historically.

Yours truly,

**BROWNLEE LLP**

PER:

A handwritten signature in black ink, appearing to read 'TDM', with a long horizontal flourish extending to the right.

**THOMAS D. MARRIOTT**

TDM/rd