

August 26, 2021

To: Parties currently registered in Proceeding 26572

**TransCanada Energy Ltd.
Saddlebrook Solar and Storage Project
Proceeding 26572
Applications 26572-A001 and 26572-A002**

Ruling on standing and request for details on participation levels

1. In this ruling, the Alberta Utilities Commission decides whether to hold a public hearing to consider applications by TransCanada Energy Ltd. for approval to construct and operate a 102.5-megawatt solar power plant, a 6.5-megawatt storage facility, and an associated substation in the hamlet of Aldersyde.
2. The Commission must hold a hearing if persons who have filed a statement of intent to participate in Proceeding 26572 have demonstrated that they have rights that may be “directly and adversely affected” by the Commission’s decision. Such a person may participate fully in the hearing, including giving evidence, questioning of witnesses, and providing argument. This permission to participate is referred to as standing.
3. The Commission issued a notice of applications for Proceeding 26572 on July 6, 2021. The Commission received a statement of intent to participate via email from Sharon and Brian McCaughan.
4. The Commission has authorized me to communicate its decision on standing.

Ruling

5. The Commission is satisfied that S. and B. McCaughan have demonstrated that they have legal rights that may be directly and adversely affected by the Commission’s decision on the applications. S. and B. McCaughan own land in close proximity to the proposed project and have demonstrated that the Commission’s decision on the applications has the potential to result in a direct and adverse effect on them. The potential effects described include decreased property values and negative health effects.

Costs

6. Persons who have been granted standing are eligible to potentially recover the costs of their participation in this proceeding. Rule 009: *Rules on Local Intervener Costs* applies to costs claims for this proceeding.
7. The Commission emphasizes that eligibility to claim costs does not guarantee recovery of those costs. Any claims for costs must be filed after this proceeding is concluded, in accordance

with Rule 009. Cost recovery is subject to the Commission assessing the value of parties' contribution to the proceeding, and in accordance with the guidance provided in Section 7 of Rule 009, the Commission may consider whether an intervener submitted evidence and argument on issues that were not relevant to the proceeding.

Schedule

8. The Commission does not have complete information on S. and B. McCaughan's desired level of participation in this proceeding; in particular, whether they wish to participate in a hearing process. Prior to issuing a hearing schedule, the Commission requests that S. and B. McCaughan advise the Commission of their desired level of participation. They may participate by filing a brief written submission explaining their position, or they can fully participate in a hearing process that may be written or oral and includes filing evidence, cross-examining witnesses and submitting arguments.

9. The Commission requests a response from S. and B. McCaughan by **September 16, 2021**. The Commission will communicate further information regarding a hearing schedule by September 24, 2021.

10. Should you have any questions about this request, please contact the undersigned at 403-592-4385 or by email at kim.macnab@auc.ab.ca.

Yours truly,

Kim Macnab
Commission Counsel