

August 18, 2020

Sent via email/eFile

Letter L-52-20

Ms. Rosa Twyman
Legal Services and Business Director
Regulatory Law Chambers
#601 – 888 Fourth Avenue SW
Calgary, AB T2P 0V2
rosa.twyman@rlchambers.ca

Re: Pembina Kinder Morgan Canada (Jet Fuel) Inc. (PKMJF) – 2019 Tariff Filing Application – Project No. 1598984 – British Columbia Utilities Commission (BCUC) request for comment regarding Vancouver Airport Fuel Facilities Corporation's (VAFFC) August 14, 2020 request for suspension of the amended regulatory timetable

Dear Ms. Twyman:

On August 10, 2020, pursuant to Order P-4-20, the BCUC issued an amended regulatory timetable for the review of PKMJF's 2019 Tariff Filing application. The amended regulatory timetable established, among other things, an August 20, 2020 deadline for the submission of supplemental information request (IR) responses (Supplemental Information) by PKMJF and a September 1, 2020 deadline for the submission of intervenor evidence.

On August 14, 2020, VAFFC submitted a request for: (i) partial suspension of the amended regulatory timetable (beginning with the September 1 deadline for intervenor evidence); and (ii) a BCUC order directing PKMJF to provide both VAFFC and Parkland Refining (B.C.) Ltd. (Parkland) with unredacted copies of the outstanding information for which PKMJF has applied for confidential treatment, as well as any information PKMJF provides in response to Order P-4-20 for which PKMJF decides to seek confidential treatment on the basis that both VAFFC and Parkland will treat such confidential information in accordance with the Confidentiality Declaration and Undertaking Forms which VAFFC and Parkland have already provided in this proceeding.¹ VAFFC requests a three-week interval between the filing of PKMJF's supplemental IR responses and the deadline for intervenor evidence. In its submission, VAFFC argues that these actions are necessary to ensure procedural fairness and to allow intervenors to develop evidence responsive to the record.

On August 17, 2020, Parkland filed a letter in support of VAFFC's submission and requests an order from the BCUC: (i) directing PKMJF to provide unredacted copies of the Confidential Documents² to VAFFC and Parkland representatives that have signed the Confidentiality Declaration and Undertaking Form; and (ii) suspending the

¹ In its request, VAFFC recognizes that PKMJF is seeking to restrict access to certain IR responses to within the BCUC only. While VAFFC continues to object to PKMJF's request, it accepts that PKMJF should not be directed to provide these responses to shippers until the BCUC has ruled on the issue. Accordingly, VAFFC excludes these particular IR responses from its request.

² As defined in Exhibit B-41

regulatory timetable following the IR response deadline on August 20, 2020 until PKMJF has provided unredacted copies of the Confidential Documents and the Supplemental Information.

At this time, the BCUC would like to offer PKMJF the opportunity to provide written comment in response to VAFFC and Parkland's requests by August 20, 2020. Reply submissions from VAFFC and Parkland, if any, should be made by August 25, 2020.

Sincerely,

Signed by Ian Jarvis for:

Marija Tresoglavic
Acting Commission Secretary

CDB/cmv