

IN THE COURT OF APPEAL OF ALBERTA

BETWEEN:

McCOLL-FRONTENAC INC.

**APPELLANT
(APPLICANT)**

-AND-

HER MAJESTY THE QUEEN IN RIGHT OF ALBERTA (AS REPRESENTED BY THE MINISTER OF ENVIRONMENT), ENVIRONMENTAL APPEAL BOARD (ALBERTA), AND THE MANAGER OF ENFORCEMENT AND MONITORING BOW REGION

**RESPONDENT
(RESPONDENT)**

NOTICE OF ABANDONMENT OF APPEAL

TAKE NOTICE that the Appellant, McColl-Frontenac Inc., herein does ABANDON the appeal, without costs, from the Judgment of the Honourable Justice Marceau in the Court Queen's Bench Action No. 0203 04933, rendered the 4th day of April 2003, entered and served on the 11th day of June 2003.

THIS NOTICE may be signed in counterpart.

DATED at the City of Edmonton, in the Province of Alberta, this 18 day of April 2005.

DAVIS & COMPANY

Per:


Robert B. White, Q.C.
Solicitors for the Applicant (Appellant)

CONSENTED TO BY:

Andrew C.L. Sims, Q.C.

Counsel For The Respondent,
The Environmental Appeal Board (Alberta)

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Per:



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Solicitors for the Applicant (Appellant)

CONSENTED TO BY:

Andrew C.L. Sims, Q.C.


Counsel For The Respondent,
The Environmental Appeal Board (Alberta)

Alberta Justice - Environmental Law Section



Grant D. Strague
Counsel For The Respondent,
The Manager Of Enforcement and Monitoring Bow
Region

Kennedy Agrios LLP

Janice A. Agrios
Counsel For The Respondent
HMQ in Right of Alberta, as Represented by the
Minister of Environment


TO: THE REGISTRAR OF THE
COURT OF APPEAL OF ALBERTA

AND TO: THE CLERK OF THE COURT
OF QUEEN'S BENCH OF ALBERTA

Alberta Justice - Environmental Law Section

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Counsel For The Respondent,
The Manager Of Enforcement and Monitoring Bow
Region

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Minister of Environment

**TO: THE REGISTRAR OF THE
COURT OF APPEAL OF ALBERTA**

**AND TO: THE CLERK OF THE COURT
OF QUEEN'S BENCH OF ALBERTA**

APPEAL No. 0303 0198 AC
QB ACTION No.: 0203 04933

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BOARD (ALBERTA), AND THE MANAGER OF
ENFORCEMENT AND MONITORING BOW
REGION

RESPONDENTS
(RESPONDENTS)



NOTICE OF ABANDONMENT OF APPEAL

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