Environmental Appeals Board
Hearing Schedule
Aecon Transportation West Limited
Water Act Approval DAUT0012841
Our File Nos.: EAB 23-045, 046, 051, 052

October 28, 2026

Beaupre Community Hall, Rocky View County

Order of Presentation	Time Allocated	Approximate Start Time	Approximate End Time
Hearing Start Time		8:30 AM	
Opening Comments by the EAB Panel Chair	0:15	8:30 AM	8:45 AM
Opening Comments by Shaun Fluker on behalf of Appellant Bighill Creek Preservation Society	0:15	8:45 AM	9:00 AM
Opening Comments by Richard Harrison on behalf of Appellants Tom Foss, Harry Hodgson, Morley & Linda Kostecky	0:15	9:00 AM	9:15 AM
Opening Comments by Shauna Finlay on behalf of Approval Holder, Aecon Transportation West Limited	0:15	9:15 AM	9:30 AM
Opening Comments by Nicole Hartman or Andrea Bailer, Alberta Justice, on behalf of the Director, Alberta Environment and Protected Areas	0:15	9:30 AM	9:45 AM
Direct Evidence by Appellants Big Hill Creek Preservation Society	4:00	9:45 AM	1:45 PM
Cross-Examination by Shauna Finlay on behalf of Approval Holder Aecon Transportation West Limited	1:30	1:45 PM	3:15 PM
Cross-Examination by Nicole Hartman or Andrea Bailer on behalf of the Director, Alberta Environment and Protected Areas	1:30	3:15 PM	4:45 PM
Lunch (time to be determined)	1:00	4:45 PM	5:45 PM
Breaks x 2 (time to be determined)	0:20	5:45 PM	6:05 PM
End of Hearing Day 1			

Allocated times may vary during the hearing and any changes to the times will be at the discretion of the Panel Chair.
• The times for lunch and breaks will be decided by the Panel Chair.
• Time for questioning of the parties by the Board may vary because the length of time required for questioning cannot be determined until the Board has heard all of the evidence.
• The parties should prepare their presentations and questioning with these time limits in mind, however the parties should be prepared to present evidence at any time during the hearing when called upon by the Panel Chair.

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October 29, 2026

Beaupre Community Hall, Rocky View County

Order of Presentation	Time Allocated	Approximate Start Time	Approximate End Time
Start Time		8:30 AM	
Opening Comments by the EAB Panel Chair	0:10	8:30 AM	8:40 AM
Re-direct evidence by Appellants Big Hill Creek Preservation Society	0:20	8:40 AM	9:00 AM
Board Questions for Appellants Big Hill Creek Preservation Society	0:20	9:00 AM	9:20 AM
Direct Evidence by Appellants Foss, Hodgson & Kostecky	4:00	9:20 AM	1:20 PM
Cross-Examination of Appellants Foss, Hodgson & Kostecky by Shauna Finlay	1:30	1:20 PM	2:50 PM
Cross-Examination of Appellants Foss, Hodgson & Kostecky by Nicole Hartman or Andrea Bailer	1:30	2:50 PM	4:20 PM
Lunch (time to be determined)	1:00	4:20 PM	5:20 PM
Breaks x 2 (time to be determined)	0:20	5:20 PM	5:40 PM
End Day 2 of Hearing			

- Allocated times may vary during the hearing and any changes to the times will be at the discretion of the Panel Chair.
- The times for lunch and breaks will be decided by the Panel Chair.
- Time for questioning of the parties by the Board may vary because the length of time required for questioning cannot be determined until the Board has heard all of the evidence.
- The parties should prepare their presentations and questioning with these time limits in mind, however the parties should be prepared to present evidence at any time during the hearing when called upon by the Panel Chair.

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October 30, 2026

Beaupre Community Hall, Rocky View County

Order of Presentation	Time Allocated	Approximate Start Time	Approximate End Time
Start Time		8:30 AM	
Opening Comments by the EAB Panel Chair	0:10	8:30 AM	8:40 AM
Re-Direct Evidence by Appellants Foss, Hodgson, Kostecky	0:20	8:40 AM	9:00 AM
Board Questions for Appellants Foss, Hodgson, Kostecky	0:20	9:00 AM	9:20 AM
Direct Evidence by the Approval Holder Aecon Transportation West Limited represented by Shauna Finlay	4:00	9:20 AM	1:20 PM
Cross-Examination of Aecon Transportation West Limited by Shaun Fluker	1:30	1:20 PM	2:50 PM
Cross-Examination of Aecon Transportation West Limited by Richard Harrison	1:30	2:50 PM	4:20 PM
Re-Direct Evidence by Aecon Transportation West Limited	0:20	4:20 PM	4:40 PM
Board Questions for Aecon Transportation West Limited	0:20	4:40 PM	5:00 PM
Lunch (time to be determined)	1:00	5:00 PM	6:00 PM
Breaks x 2 (times to be determined)	0:20	6:00 PM	6:20 PM
Hearing End Time			

- Allocated times may vary during the hearing and any changes to the times will be at the discretion of the Panel Chair.
- The times for lunch and breaks will be decided by the Panel Chair.
- Time for questioning of the parties by the Board may vary because the length of time required for questioning cannot be determined until the Board has heard all of the evidence.
- The parties should prepare their presentations and questioning with these time limits in mind, however the parties should be prepared to present evidence at any time during the hearing when called upon by the Panel Chair.

Environmental Appeals Board
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November 4, 2026

Virtual

Order of Presentation	Time Allocated	Approximate Start Time	Approximate End Time
Start Time		8:30 AM	
Opening Comments by the EAB Panel Chair	0:10	8:30 AM	8:40 AM
Direct Evidence by the Director, Alberta Environment and Protected Areas	4:00	8:40 AM	12:40 PM
Cross-Examination of the Director by Shaun Fluker on behalf of Appellant Big Hill Creek Preservation Society	1:30	12:40 PM	2:10 PM
Cross-Examination of the Director by Richard Harrison on behalf of Appellants Foss, Hodgson & Kostecky	1:30	2:10 PM	3:40 PM
Re-Direct Evidence by the Director	0:20	3:40 PM	4:00 PM
Board Questions for the Director	0:20	4:00 PM	4:20 PM
Lunch (time to be determined)	1:00	4:20 PM	5:20 PM
Breaks x 2 (times to be determined)	0:20	5:20 PM	5:40 PM
Hearing End Time			

- Allocated times may vary during the hearing and any changes to the times will be at the discretion of the Panel Chair.
- The times for lunch and breaks will be decided by the Panel Chair.
- Time for questioning of the parties by the Board may vary because the length of time required for questioning cannot be determined until the Board has heard all of the evidence.
- The parties should prepare their presentations and questioning with these time limits in mind, however the parties should be prepared to present evidence at any time during the hearing when called upon by the Panel Chair.

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November 5, 2026

Virtual

Order of Presentation	Time Allocated	Approximate Start Time	Approximate End Time
Start Time		8:30 AM	
Opening Comments by the EAB Panel Chair	0:10	8:30 AM	8:40 AM
Rebuttal Evidence by Appellants Big Hill Creek Preservation Society	0:30	8:40 AM	9:10 AM
Cross-Examination by Shauna Finlay	0:10	9:10 AM	9:20 AM
Cross-Examination by Nicole Hartman or Andrea Bailer	0:10	9:20 AM	9:30 AM
Re-Direct Direct Evidence by Appellant Big Hill Creek Preservation Society	0:05	9:30 AM	9:35 AM
Board Questions for Appellant Big Hill Creek Preservation Society	0:10	9:35 AM	9:45 AM
Rebuttal Evidence by Appellants Foss, Hodgson & Kostecky	0:30	9:45 AM	10:15 AM
Cross-Examination by Shauna Finlay	0:10	10:15 AM	10:25 AM
Cross-Examination by Nicole Hartman or Andrea Bailer	0:10	10:25 AM	10:35 AM
Re-Direct Evidence by Appellants Foss, Hodgson, Kostecky	0:05	10:35 AM	10:40 AM
Board Questions for Appellants Foss, Hodgson & Kostecky	0:10	10:40 AM	10:50 AM
Closing Comments by Shaun Fluker on behalf of Appellant Big Hill Creek Preservation Society	0:45	10:50 AM	11:35 AM
Closing Comments by Richard Harrison on behalf of Appellants Foss, Hodgson & Kostecky	0:45	11:35 AM	12:20 PM
Closing Comments by Shauna Finlay on behalf of Approval Holder Aecon Transportation West Limited	0:45	12:20 PM	1:05 PM
Closing Comments by Nicole Hartman or Andrea Bailer on behalf of the Director, Alberta Environment and Protected Areas	0:45	1:05 PM	1:50 PM
Final Closing Comments by Shaun Fluker on behalf of Appellant Big Hill Creek Preservation Society	0:20	1:50 PM	2:10 PM
Final Closing Comments by Richard Harrison on behalf of Appellants Foss, Hodgson & Kostecky	0:20	2:10 PM	2:30 PM
Board Chair closing comments	0:10	2:30 PM	2:40 PM

Continued on next page

Order of Presentation	Time Allocated	Approximate Start Time	Approximate End Time
Lunch/Extended Break	1:00	2:40 PM	3:40 PM
Breaks X 2 (time to be determined)	0:20	3:40 PM	4:00 PM
Hearing Adjourned			

- Allocated times may vary during the hearing and any changes to the times will be at the discretion of the Panel Chair.
- The times for lunch and breaks will be decided by the Panel Chair.
- Time for questioning of the parties by the Board may vary because the length of time required for questioning cannot be determined until the Board has heard all of the evidence.
- The parties should prepare their presentations and questioning with these time limits in mind, however the parties should be prepared to present evidence at any time during the hearing when called upon by the Panel Chair.