

17-0031

2018 ABPLAB 9

Appellant – Zachary Kalinski, 1657492 Alberta Ltd., **Operator** – Zachary Kalinski, 1657492 Alberta Ltd., **Location** – Rock Island Lake, Municipal District of Opportunity No. 17, **Type of Appeal** – Discontinuance

A Notice of Appeal was received from Mr. Les Helm, agent for Zachary Kalinski and 1657492 Alberta Ltd. on December 22, 2017. The appeal is with respect to the November 28, 2017 decision of the Director, Alberta Environment and Parks to refuse an application for a surface material lease for SML 130035 for not providing the fees identified by the Director's October 15, 2015 letter. The Appellant alleged the Director who made the decision erred in the determination of a material fact on the face of the record, erred in law, and exceeded the Director's or Officer's jurisdiction or legal authority.

On January 10, 2018, the Director provided the Board with a list of persons who may be affected by this appeal. The Board contacted the persons identified by the Director advising them of the appeal and stating that if they wished to be involved in the appeal they were to contact the Board. The Board wrote to the parties on February 21, 2018 advising them that the Board did not receive any requests to participate in the appeal. In consultation with the parties, the Board scheduled a mediation meeting for March 16, 2018 in Edmonton. As a result of the resolution reached at the mediation meeting, Mr. Kalinski withdrew his appeal. The Board discontinued its proceedings and closed its file on March 19, 2018.

Cite: Zachary Kalinski and 1657492 Alberta Ltd. v. Director, Alberta Environment and Parks (19 March 2018), Appeal No. 17-0031 (A.P.L.A.B.), 2018 ABPLAB 9