

December 23, 2025

Steven Feng
Project Manager
Armada Nowlit Energy Ltd.
5, 563 Hurricane Drive
Calgary, Alta. T3Z 3S8

Dear Steven Feng:

Armada Nowlit Energy Ltd.
9.5-Megawatt Gas-Fired Power Plant
Proceeding 30253
Application 30253-A001

Application closure

1. On August 21, 2025, Armada Nowlit Energy Ltd. registered a checklist application with the Alberta Utilities Commission for approval of a 9.5-megawatt (MW) thermal power plant located in Hoole, Alberta.
2. As stated in Section 17 of Rule 001: *Rules of Practice*:
 - 17.1 The Commission may, at any time during a proceeding,
 - (a) place an application into abeyance and suspend the proceeding; or
 - (b) in the case where the Commission determines that it cannot continue to process an application, dismiss the application with an explanation of the dismissal and close the proceeding.
3. Upon review of the submitted application documents, the Commission has decided to close the application without prejudice to Armada reapplying in the future. The application, including the supporting documents, contains numerous deficiencies and does not comply with Bulletin 2022-04¹ for checklists.
4. These deficiencies include, but are not limited to, errors, insufficient or incomplete information, inaccurate information about the project lands, four rounds of information requests and internal inconsistency among the application documents. Collectively, the deficiencies create a significant lack of clarity as to whether application requirements have been met. For example:

¹ Bulletin 2022-04: Regulatory streamlining of all new power plants equal to or greater than one megawatt and less than 10 megawatts and exemption to file an application for own-use power plants eliminated, March 24, 2022.

- It is unclear whether appropriate consultation was completed as per Appendix A1 of Rule 007: *Facility Applications* since Armada was not aware that the project lands are on Crown land until asked about it in information requests.
- It is unclear whether appropriate consultation was completed with Indigenous groups as per Appendix A1-B of Rule 007 since Armada did not provide the correct distances from First Nations communities in proximity to the project, with the closest community being 2.5 kilometres from the project.

5. The Commission would need to issue significant information requests to Armada to clarify the errors, inconsistencies and insufficient information on the record, simply to assess whether Armada has filed a complete application that may be processed and decided. The Commission expects that application materials, when filed, will be clear and consistent, and that the applicant will identify how it has met the requirements in Rule 007 for checklist applications and explain any exceptions for the Commission's consideration.

6. Given the number of deficiencies, proceeding with the current application would not be efficient for either the Commission or Armada. Armada is requested to review its application materials and the information requirements in Rule 007 and reapply in the future when it is ready. If Armada applies for the 9.5-MW thermal power plant again, a checklist form will not be sufficient, and a full Rule 007 application will be required.

7. When deciding on a submitted application, the Commission reviews and considers the application, as well as the rest of the record before it. However, clarity of the record is also essential for others. Pursuant to Section 9 of the *Alberta Utilities Commission Act*, this includes any person whose rights may be directly and adversely affected, as well as any persons granted standing or participation rights in a hearing before the Commission.

8. As noted above, the Commission's closure of this proceeding is without prejudice to any future application. The Commission strongly encourages Armada to refamiliarize itself with the legislative and regulatory requirements applicable to power plants, including the requirements of the new Rule 007.

9. The Commission also encourages Armada to have a pre-application meeting with Commission staff to go through any questions regarding the application requirements and process. Please contact the staff member below to organize a meeting.

10. Should you have any questions, please contact Fatiha Rezwan by email at fatiha.rezwan@auc.ab.ca.

Yours truly,

Matthew Oliver, CD
Commission Member