

NOTICE OF SPECIFIED PENALTY

Date of Issue: May 7, 2010

Payment Due Date: June 7, 2010

MSA File Number:	2010-019	Specified Penalty Amount:	\$ 1,500
Market Participant Name:	ENMAX PPA Management Inc.		
Asset ID (if applicable):	BR4	Self Report	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
ISO Rule:	6.6	Date of Contravention:	October 22, 2009
Date of Referral/Self Report:	March 23, 2010	This is the first contravention by this asset for this rule within a rolling 12 month period.	

EVENT DETAILS

On October 22, 2009 at 16:26:46, BR4 asset was issued an energy dispatch to move from 60 MW to 155 MW. AESO data indicates that the declared ramp rate in ETS for BR4 asset was 3.5 MW/min. The allowable dispatch variance (ADV) for BR4 asset is 5 MW. Based on the calculation found in section 6.6.3 (b) of ISO Rule 6.6, the BR4 asset was required to be generating within the ADV of its 155 MW dispatch by 17:14. The BR4 asset first reached steady state within the ADV of its 155 MW dispatch at approximately 17:31, approximately 17 minutes after its maximum allowable time. The system controller was not contacted concerning the BR4 asset during this event. Section 6.6.3(b) of ISO Rule 6.6 requires that, in accordance with an energy market dispatch issued to a pool participant, the output of a generating asset must reach generation asset steady state within a calculated time period which takes into account the declared ramp rate of the asset and the incremental energy market dispatch quantity.

FINDINGS

Based upon the information obtained by the MSA, the MSA is satisfied that the event was a contravention of ISO rule 6.6.

MATERIAL FACTS

The material facts relied upon by the MSA include the following:

1. AESO Available Capability (AC), dispatch, and generation data for BR4 asset on October 22, 2009.
2. AESO Information Request to ENMAX PPA Management Inc. dated January 18, 2010.
3. ENMAX PPA Management Inc. February 11, 2010 response to AESO information request.
4. AESO letter to ENMAX PPA Management Inc. dated March 23, 2010 notifying the referral of the matter to the MSA.

DELIVERY OF PAYMENT

Payment by cheque or certified funds is to be made out to the "General Revenue Fund c/o Minister of Finance", and delivered to the Alberta Utilities Commission (AUC) at: 4th Floor, 425 - 1st Street S.W., Calgary, Alberta, T2P 3L8. Questions in respect of delivery of payment should be addressed to the Director of Finance, AUC. The payment should reference this notice and related MSA File #. Delivery of payment should also be confirmed by email to compliance@albertamsa.ca, with copy to the following AUC personnel: Cora Anderson cora.anderson@auc.ab.ca, Sabi Ghavami (Director, Finance) sabi.ghavami@auc.ab.ca, and Darin Lowther (Director, Market Rules) darin.lowther@auc.ab.ca.

NOTICE

The Market Surveillance Administrator (MSA) is granted the power and authority under s. 52 of the *Alberta Utilities Commission Act* to issue a Notice of Specified Penalty where the MSA is satisfied that a person has contravened an ISO rule. Specified penalties are set out in AUC Rule 019.

In accordance with the relevant enactments and rules, a dispute regarding the issuance of a Notice of Specified Penalty or failure to pay the specified penalty in accordance with this notice will result in a hearing or other proceeding before the AUC.

In accordance with s. 5(1) of AUC Rule 019 this Notice of Specified Penalty will be made public no earlier 30 days and no later than 45 days after issuance. The MSA will, if applicable, also post on its website the link to any decision of the AUC respecting the specified penalty.

If your organization disputes the issuance of this Notice of Specified Penalty, or if you have any other questions or comments regarding this matter, please contact the MSA compliance team at compliance@albertamsa.ca.

SIGNATURE

Signature:	"Original Signed"	Signature Date:	June 7, 2010
Name:	Wayne Silk	Title:	Deputy Administrator