

NOTICE OF SPECIFIED PENALTY

Date of Issue: October 10, 2017		Payment Due Date: November 9, 2017	
MSA File Number	2017-367	Specified Penalty Amount	\$1,500
Registered Entity Name	NRGreen Power Limited Partnership		
Asset ID (if applicable)	NRG3	Self-Report	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
ISO Rule	203.1	Date of Contravention	May 22, 2017
Date of Referral/Self Report	September 27, 2017	This is the second contravention by this asset for this rule within a rolling 12 month period.	

EVENT DETAILS

On May 22, 2017, from approximately 11:59 until 16:16, the declared available capability (AC) and energy dispatch level of generating unit NRG3 was 0 MW. The reason that accompanied the declared AC of 0 MW was "Unplanned Facility outage - investigating cause." However, NRG3 delivered energy to the grid beginning at approximately 12:49. From approximately 13:58 until 16:15, NRG3's energy output exceeded its allowable dispatch variance until an AC restatement was made for HE 17 on May 22, 2017 at approximately 16:16 and a new dispatch for 12 MW of energy was accepted. Subsection 5 of section 203.1 of the ISO rules states:

A pool participant that submits an offer must also submit the available capability, in MW, for each source asset which such available capability must equal the maximum capability of the source asset unless the pool participant has submitted an acceptable operational reason with the offer.

FINDINGS

Based upon the information obtained by the MSA, the MSA is satisfied that the event was a contravention of ISO rule 203.1.

MATERIAL FACTS

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

1. AESO available capability, dispatch and generation data for NRG3 for May 22, 2017.
2. AESO information request issued to NRGreen Power Limited Partnership dated August 17, 2017.
3. NRGreen Power Limited Partnership's response to the AESO information request dated September 21, 2017.
4. Referral from the AESO to the MSA dated September 27, 2017.

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 directed to the 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: Jeremy Smith (Financial Accountant) Jeremy.Smith@auc.ab.ca, and Greg Andrews (Investigator) Greg.Andrews@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 than receipt of confirmation of payment from the Commission 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	October 10, 2017
Name	Andrew Wilkins	Title	Manager, Compliance