

## NOTICE OF SPECIFIED PENALTY

|                                  |                                  |   |   |
|----------------------------------|----------------------------------|---|---|
| Date of Issue: November 13, 2019 |                                  | Payment Due Date: December 13, 2019   |   |
| MSA File Number                  | 2019-129                         | <b>Specified Penalty Amount</b>   | <b>\$750</b>  |
| Registered Entity Name           | Calgary Energy Centre No. 2 Inc. |   |   |
| Asset ID (if applicable)         | CAL1                             | Self-Report   | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |
| ISO Rule                         | 203.3                            | Date of Contravention   | February 22, 2019   |
| Date of Referral/Self Report     | March 15, 2019                   | This is the first contravention by this asset for this rule within a rolling 12 month period. |   |

### EVENT DETAILS

On February 22, 2019 at approximately 17:18:59, a MW restatement was made affecting offers for the CAL1 asset for HE 19 and HE 20, within two hours of the delivery period. Information available to the MSA indicates that this MW restatement was made without an acceptable operational reason. Subsection 4 of section 203.3 of the ISO rules states, in part:

- 4(1) A pool participant that submits an offer may submit a MW restatement prior to two (2) hours before the start of a settlement interval.
- (2) A pool participant that submits an offer must submit a MW restatement redistributing the MW to represent the operating state of the source asset, as soon as reasonably practicable, if the source asset cannot comply with the current offer as a result of:
- (a) either
    - (i) an acceptable operational reason; or
    - (ii) an operational deviation and such restatement is required under subsection 5(3) of section 203.4 of the ISO rules, *Delivery Requirements for Energy*, and
- an available capability restatement under subsection 2 cannot reasonably accommodate the source asset's operating state; [...]

### FINDINGS

Based upon the information obtained by the MSA, the MSA is satisfied that the event was a contravention of ISO rule 203.3.

### MATERIAL FACTS

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

1. AESO Available capability, energy offer and restatement data for CAL1 for February 22, 2019.
2. Self-report submitted by Calgary Energy Centre No. 2 Inc. to the MSA dated March 15, 2019.

### 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: 1400, 600 – 3rd Avenue S.W., Calgary, Alberta, T2P 0G5. 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](mailto:compliance@albertamsa.ca), with copy to the following AUC personnel: Jeremy Smith (Financial Accountant) [Jeremy.Smith@auc.ab.ca](mailto:Jeremy.Smith@auc.ab.ca), and Greg Andrews (Investigator) [Greg.Andrews@auc.ab.ca](mailto: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](mailto:compliance@albertamsa.ca).

**SIGNATURE**

|           |                   |                |                      |
|-----------|-------------------|----------------|----------------------|
| Signature | "Original Signed" | Signature Date | November 13, 2019    |
| Name      | Andrew Wilkins    | Title          | Director, Compliance |