

NOTICE OF SPECIFIED PENALTY

Date of Issue: January 31, 2020		Payment Due Date: March 2, 2020	
MSA File Number	2019-555	Specified Penalty Amount	\$10,000
Registered Entity Name	Milner Power Limited Partnership by its General Partner Milner Power Inc.		
Asset ID (if applicable)	HRM	Self-Report	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
ISO Rule Section	203.3	Date of Contravention	May 13, 2019
Date of Referral/Self Report	December 16, 2019	This is the fourth contravention by this asset for this section of the ISO rules within a rolling 12 month period.	

EVENT DETAILS

On May 12 and 13, 2019, prior to returning from an outage, several start times for the HRM generating asset were incrementally entered into the Automated Dispatch and Messaging System (ADaMS). A start time of 05:00 on May 13 for HRM was entered at approximately 09:05 on May 12 and the start time was not modified again until approximately 04:58 on May 13. Between approximately 09:05 – 22:47 on May 12, the available capability (AC) for all May 13 settlement intervals was declared to be 144 MW, with the accompanying reason “Default AC”. At approximately 22:48 on May 12, the AC for the HE 02 – HE 24 May 13 settlement intervals was restated to 0 MW. The AC of HRM for the HE 01 May 13 settlement interval was not changed at this time. Information available to the MSA indicates that the AC restatement made at approximately 22:48 on May 12 impacting settlement intervals on May 13 did not occur as soon as reasonably practicable and did not accurately represent all applicable hours. Section 203.3 of the ISO rules states in part:

2(2) A pool participant that submits an offer must, if there is a change to the available capability of the source asset as a result of any of the circumstances outlined in subsections 2(1)(a), (b) or (c), submit an available capability restatement revising the available capability for the applicable hours, as soon as reasonably practicable.

FINDINGS

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

MATERIAL FACTS

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

1. AESO available capability, dispatch, generation, start time, and offer data for HRM for May 12 and 13, 2019.
2. AESO information request issued to Milner Power Limited Partnership by its General Partner Milner Power Inc., dated October 24, 2019.
3. Milner Power Limited Partnership by its General Partner Milner Power Inc.’s response to the AESO information request, dated November 26, 2019.
4. Referral from the AESO to the MSA dated December 16, 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, 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	January 31, 2020
Name	Andrew Wilkins	Title	Director, Compliance