

NOTICE OF SPECIFIED PENALTY

Date of Issue: May 20, 2020		Payment Due Date: June 19, 2020	
MSA File Number	2020-060	Specified Penalty Amount	\$2,500
Registered Entity Name	Milner Power Limited Partnership by its General Partner Milner Power Inc.		
Asset ID (if applicable)	HRM	Self-Report	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
ISO Rule Section	203.3	Date of Contravention	February 3, 2020
Date of Referral/Self Report	March 4, 2020	This is the third contravention by this asset for this section of the ISO rules within a rolling 12 month period.	

EVENT DETAILS

On February 3, 2020 at approximately 14:15:02, a start time of 19:00:00 for the same date was entered for the HRM generating asset into the Automated Dispatch and Messaging System (ADaMS). When the start time was entered, the available capability (AC) for HRM was 0 MW for settlement intervals HE 20 on February 3 through HE 01 on February 4, and 144 MW for HE 02–24 on February 4. The start time was revised at approximately 20:04:18 to 22:10:00 on February 3 and no restatements for the AC of HRM for the February 3 settlement intervals HE 20, 21, 22, 23 and 24 were made before that time. The AC for the February 4 HE 01–24 settlement intervals were restated to a nonzero value at approximately 18:54:19 on February 3. At approximately 22:17:41, an additional AC restatement was made, impacting the HE 23 settlement interval on February 3. At approximately 22:43:34, HRM received an advanced energy dispatch effective at 23:00 on February 3 for 0 MW. This was followed by another AC restatement at approximately 22:46:55 for the February 3 HE 24 settlement interval changing the AC from 0 MW to 10 MW. Information available to the MSA indicates that the aforementioned AC restatements were not submitted as soon as reasonably practicable. Section 203.3 of the ISO rules states in part:

2(1) A pool participant must only submit an available capability restatement revising the available capability of a source asset if such revision is:

- (a) as a result of an acceptable operational reason;
- (b) in relation to an operational deviation and required under subsection 5(3) of section 203.4 of the ISO rules, Delivery Requirements for Energy; or
- (c) in order to reflect the output of the source asset which is restricted during either one (1) or both of commissioning and testing under section 505.3 of the ISO rules, Coordinating Synchronization, Commissioning, WECC Testing and Ancillary Services Testing or under section 505.4 of the ISO rules, Coordinating Operational Testing.

(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.

(3) A pool participant must submit the reason or reasons for submitting an available capability restatement for a source asset.

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 and offer data for HRM for February 3 and 4, 2020.
2. Self-report submitted by Milner Power Limited Partnership by its General Partner Milner Power Inc. to the MSA dated March 4, 2020.

DELIVERY OF PAYMENT

Payment by cheque or certified funds is to be made payable to the "General Revenue Fund c/o Minister of Finance", and delivered to Alberta Energy at: 9945 – 108 Street NW, Edmonton, Alberta, T5K 2G6. The payment should reference this Notice of Specified Penalty and related MSA File #. Electronic copies of the payment and confirmation of delivery should be sent by email to compliance@albertamsa.ca and enforcement@auc.ab.ca. Questions can be directed to compliance@albertamsa.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	May 20, 2020
Name	Andrew Wilkins	Title	Director, Compliance