

NOTICE OF SPECIFIED PENALTY

Date of Issue: May 31, 2021		Payment Due Date: June 30, 2021	
MSA File Number	2021-034	Specified Penalty Amount	\$1,500
Market Participant 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	306.5	Date of Contravention	May 6 through 27, 2020
Date of Referral/Self Report	January 26, 2021	This is the second contravention by this asset for this section of the ISO rules within a rolling 12 month period.	

EVENT DETAILS

Information available to the MSA indicates that between May 6 and 27, 2020, the HRM asset underwent commissioning activities. Information available to the MSA, including commissioning planning information, indicates that the available capability and specific nature of the planned outage work to be done were not updated in the Energy Trading System as soon as reasonably practical. Section 306.5 of the ISO rules states in part:

2(3) A pool participant must submit information required to be provided to the ISO pursuant to this section 306.5 via the Energy Trading System.

3(1) A pool participant must, in respect of any planned outage, submit to the ISO:

- (a) the dates, times, durations and impact to MW capability for the planned outage;
- (b) the specific nature of the planned outage work to be done; and
- (c) a designation of the planned outage as "Derate-Planned" or "Outage-Planned".

(2) A pool participant must, by the first (1st) day of every month after the date of energization, submit the information set out in subsection 3(1) to the ISO related to planned outages that, as of the time of the submission, are planned to occur at any time within the next twenty-four (24) months.

(3) A pool participant must, with respect to:

- (a) any revisions to the information submitted to the ISO under subsection 3(1); or
 - (a) [sic] a planned outage that is not included in the submission set out in subsection 3(2);
- submit such information or planned outage as soon as reasonably practical.

(4) A pool participant must, if information submitted under subsection 3(3) is submitted later than three (3) months prior to the day the planned outage is to start, include a statement in its submission setting out the reasons that the information varies from the original subsection 3(1) submission or was not included in the submission set out in subsection 3(2).

FINDINGS

Based upon the information obtained by the MSA, the MSA is satisfied that the event was a contravention of section 306.5 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 May 6 through 27, 2020.
2. AESO information request issued to Milner Power Limited Partnership by its General Partner Milner Power Inc., dated December 9, 2020.
3. Milner Power Limited Partnership by its General Partner Milner Power Inc.'s response to the AESO information request, dated January 13, 2021.
4. Referral from the AESO to the MSA dated January 26, 2021.
5. Additional information provided by Milner Power Limited Partnership by its General Partner Milner Power Inc. to the MSA dated February 16, 2021.
6. Additional information provided by Milner Power Limited Partnership by its General Partner Milner Power Inc. to the MSA dated February 17, 2021.
7. Additional information provided by Milner Power Limited Partnership by its General Partner Milner Power Inc. to the MSA dated April 30, 2021.
8. Additional information provided by Milner Power Limited Partnership by its General Partner Milner Power Inc. to the MSA dated May 13, 2021.

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 31, 2021
Name	Andrew Wilkins	Title	Director, Compliance