

## NOTICE OF SPECIFIED PENALTY

Date of Issue: June 17, 2022		Payment Due Date: July 18, 2022	
MSA File Number	2022-066	<b>Specified Penalty Amount</b>	<b>\$250</b>
Market Participant Name	Milner Power II Limited Partnership by its General Partner, Milner Power II Inc		
Asset ID (if applicable)	HRM	Self-Report	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
ISO Rule Section	505.4	Date of Contravention	November 9, 2021
Date of Referral/Self Report	March 4, 2022	This is the first contravention by this asset for this section of the ISO rules within a rolling 12-month period.	

### EVENT DETAILS

On November 9, 2021, the HRM asset underwent partial discharge testing. Information available to the MSA indicates that a testing plan was not submitted to the ISO prior to the testing, written confirmation was not provided by the ISO to the legal owner prior to the testing, and the ISO was not phoned on the day of and prior to the testing. Section 505.4 of the ISO rules states in part:

2 Each of the legal owner of a generating unit and the legal owner of an aggregated generating facility must provide final, written operational testing plans to the ISO:

- (a) which the ISO approves as being able to be implemented without impacting the reliable operation of the interconnected electric system;
- (b) detailing the proposed date and time of operational testing and expected duration;
- (c) specifying the types of operational testing activities;
- (d) detailing the expected output of real power and reactive power from the generating facility to the interconnected electric system and over what periods of time; and
- (e) in sufficient time to allow the ISO to approve the operational testing plans a minimum of fifteen (15) days prior to the desired testing date.

3(1) Each of the legal owner of a generating unit and the legal owner of an aggregated generating facility must not conduct operational testing activities on the generating facility until obtaining written confirmation from the ISO that the legal owner's final operational testing plan, required under subsection 2, is approved.

(2) Each of the legal owner of a generating unit and the legal owner of an aggregated generating facility must, on the day of and no less than one (1) hour prior to conducting operational testing activities on any generating facilities, phone the ISO and obtain verbal authorization from the ISO to conduct the activities.

[...]

### FINDINGS

Based upon the information obtained by the MSA, the MSA is satisfied that the event was a contravention of section 505.4 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 November 9, 2021.
2. Self-report submitted by Milner Power II Limited Partnership by its General Partner, Milner Power II Inc to the MSA dated March 4, 2022.
3. Additional information provided by Milner Power II Limited Partnership by its General Partner, Milner Power II Inc to the MSA dated April 1 and June 10, 2022, in response to MSA information requests.

### 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](mailto:compliance@albertamsa.ca) and [enforcement@auc.ab.ca](mailto:enforcement@auc.ab.ca). Questions can be directed to [compliance@albertamsa.ca](mailto: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](mailto:compliance@albertamsa.ca).

**SIGNATURE**

Signature	"Original Signed"	Signature Date	June 17, 2022
Name	Andrew Wilkins	Title	Director, Compliance