

## NOTICE OF SPECIFIED PENALTY

Date of Issue: November 28, 2022		Payment Due Date: January 4, 2023	
MSA File Number	2022-215	<b>Specified Penalty Amount</b>	<b>\$250</b>
Market Participant Name	Imperial Oil Limited		
Asset ID (if applicable)	IOR1	Self-Report	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
ISO Rule Section	203.3	Date of Contravention	June 15, 2022
Date of Referral/Self-Report	July 22, 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 June 15, 2022, the declared available capability (AC) of the IOR1 asset was 180 MW for the June 16, 2022, HE 01 through 24 settlement intervals. Information available to the MSA indicates that AC restatements were required for the settlement intervals on June 16, 2022, however, no corresponding AC restatements were made until approximately 14:33 on June 16, 2022. 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 IOR1 for June 15 and 16, 2022.
2. Self-report submitted by Imperial Oil Limited to the MSA dated July 22, 2022.
3. Additional information provided by Imperial Oil Limited to the MSA dated November 16, 2022.

### 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	November 28, 2022
Name	Derek Olmstead	Title	Chief Executive Officer