

## NOTICE OF SPECIFIED PENALTY

Date of Issue: August 31, 2023		Payment Due Date: October 3, 2023	
MSA File Number	2023-087	<b>Specified Penalty Amount</b>	<b>\$500</b>
Market Participant Name	West Fraser Mills Ltd.		
Asset ID (if applicable)	WWD1	Self-Report	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
ISO Rule Section	203.3	Date of Contravention	August 31, 2022
Date of Referral/Self Report	February 17, 2023	This is the first contravention by this asset for this section of the ISO rules within a rolling 12-month period.	

### EVENT DETAILS

At the start of August 31, 2022, the available capability (AC) of the WWD1 asset was 10 MW for the settlement intervals HE 02 through HE 24 on the same day. At approximately 05:20 on August 31, 2022, the AC was restated to 0 MW impacting settlement intervals HE 09 through HE 24 on the same day. Information available to the MSA indicates that AC restatements were required for settlement intervals HE 02 through HE 24 on August 31, 2022. However, for certain settlement intervals these restatements were not made, and in other cases these restatements were not made 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 on 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 on by the MSA include the following:

1. AESO available capability, dispatch, generation and offer data for WWD1 for August 31, 2022.
2. AESO information request issued to West Fraser Mills Ltd., dated January 24, 2023.
3. West Fraser Mills Ltd.'s response to the AESO information request, dated February 7, 2023.
4. Referral from the AESO to the MSA dated February 17, 2023.

### DELIVERY OF PAYMENT

Payment by cheque, certified funds or electronic funds transfer (EFT) is to be made payable to the "General Revenue Fund c/o Minister of Finance" and delivered to Alberta Affordability and Utilities c/o Energy and Minerals 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, including questions about EFT instructions, 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).

**APPROVED BY**

Mark Nesbitt, Director, Enforcement on August 31, 2023