

NOTICE OF SPECIFIED PENALTY

Date of Issue: January 2, 2026		Payment Due Date: February 2, 2026	
MSA File Number	RS2025-127	Specified Penalty Amount¹	\$ 7,500
Market Participant Name	BER Hand Hills Wind LP		
Reliability Standard	COM-001-AB-3	Self-Report	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
Requirement	R9	Accepted Mitigation Plan	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
Date of Referral/Self Report	August 7, 2025	Date of Contravention	April 1, 2024

MSA FINDINGS

Requirement R9 of COM-001-AB-3 states:

R9. Each Responsible Entity shall test its backup voice communication capability, as specified in Appendix 1, Appendix 2, and Appendix 3, at least once each month. If the test is unsuccessful, the Responsible Entity shall initiate action to repair or designate a temporary replacement backup voice communication capability within 2 hours of the unsuccessful test.

The MSA is satisfied that BER Hand Hills Wind LP contravened requirement R9 of COM-001-AB-3 from April 1, 2024, up to December 31, 2024, as its backup voice communication capability, as specified in Appendix 1, Appendix 2, and Appendix 3, was not tested at least once each month.

The MSA assessed the severity level as Severe, in consideration of the start date and the duration of the contravention.

DELIVERY OF PAYMENT

Payment can be made by electronic funds transfer (EFT). Please reach out to compliance@albertamsa.ca for instructions. When submitting the EFT, please send an email to AU.FinOps@gov.ab.ca, compliance@albertamsa.ca and enforcement@auc.ab.ca noting the MSA file #, market participant name, name as appears on bank account, payment amount and the date of the payment. 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 Alberta Reliability Standard. Specified penalties are set out in AUC Rule 027.

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 027 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.

APPROVED BY

Daniela Cismaru - Advisor, Reliability Standards, November 14, 2025

¹ Specified penalty amount conditional on the completion of the accepted Mitigation Plan.