

NOTICE OF SPECIFIED PENALTY

Date of Issue: January 2, 2026		Payment Due Date: February 2, 2026	
MSA File Number	RS2025-130	Specified Penalty Amount¹	\$ 7,500
Market Participant Name	BER Hand Hills Wind LP		
Reliability Standard	VAR-002-AB-4.1	Self-Report	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
Requirement	R1	Accepted Mitigation Plan	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
Date of Referral/Self Report	August, 7, 2025	Date of Contravention	January 1, 2023, to December 31, 2024

MSA FINDINGS

Requirement R1 of VAR-002-AB-4.1 states:

The operator of a generating unit and operator of an aggregated generating facility must, while a generating unit or aggregated generating facility is electrically connected to the transmission system, operate the generating unit or aggregated generating facility with its automatic voltage regulator or voltage regulating system in service and in automatic voltage control mode, or in a different control mode as instructed by the ISO unless:

- (a) the generating unit or aggregated generating facility is exempted by the ISO;
- (b) the operator of a generating unit or operator of an aggregated generating facility has notified the ISO in accordance with requirement R3 that the generating unit or aggregated generating facility is not being operated in automatic voltage control mode or in the control mode that was instructed by the ISO for a reason other than start-up, shutdown, or testing. Such reasons may include a forced or unplanned change in control mode;
- (c) the generating unit or aggregated generating facility is being operated during start-up or shut-down in accordance with the procedure of the operator of a generating unit or operator of an aggregated generating facility; or
- (d) the operator of a generating unit or the operator of an aggregated generating facility has previously obtained approval from the ISO allowing the generating unit or aggregated generating facility to be in a testing mode.

The MSA is satisfied that BER Hand Hills Wind LP contravened R1 of VAR-002-AB-4.1 in the instances referred by the AESO and as presented in the 2025-A04-BRHH audit report.

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, Alberta Reliability Standards on December 12, 2025