

## NOTICE OF SPECIFIED PENALTY

Date of Issue: March 5, 2012

Payment Due Date: April 4, 2012

|                               |                    |   |   |
|-------------------------------|--------------------|---|---|
| MSA File Number:              | 2012-009           | <b>Specified Penalty Amount:</b>  | \$ 250  |
| Market Participant Name:      | Keyera Partnership |   |   |
| Asset ID (if applicable):     | PW01               | Self Report   | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |
| ISO Rule:                     | 3.6.3              | Date of Contravention:  | January 18 & 19, 2012   |
| Date of Referral/Self Report: | January 19, 2012   | This is the first contravention by this asset for this rule within a rolling 12 month period. |   |

### EVENT DETAILS

On January 18, 2012 the PW01 asset accepted a SUPG dispatch for 5 MW effective at 23:00. The PW01 asset was generating at or near its Maximum Capability of 5 MW from the effective time of the dispatch until approximately 07:00 on January 19, 2012 and as a result did not have the capability to supply the ancillary service. ISO Rule 3.6.3 states Pool participants must restate the capability of an asset, in a timely manner, if there is a material change in capability to supply the ancillary service.

### FINDINGS

Based upon the information obtained by the MSA, the MSA is satisfied that the event was a contravention of ISO rule 3.6.3.

### MATERIAL FACTS

The material facts relied upon by the MSA include the following:

1. AESO available capability, generation and dispatch data for the PW01 asset for January 18 & 19, 2012.
2. Self report submitted by URICA Energy Real Time Ltd. sent on January 19, 2012 but dated November 17, 2011.

### DELIVERY OF PAYMENT

Payment by cheque or certified funds is to be made out to the "General Revenue Fund c/o Minister of Finance", and delivered to the Alberta Utilities Commission (AUC) at: 4th Floor, 425 - 1st Street S.W., Calgary, Alberta, T2P 3L8. Questions in respect of delivery of payment should be addressed to the Director of Finance, AUC. The payment should reference this notice and related MSA File #. Delivery of payment should also be confirmed by email to [compliance@albertamsa.ca](mailto:compliance@albertamsa.ca), with copy to the following AUC personnel: Sabi Ghavami (Director, Finance) [sabi.ghavami@auc.ab.ca](mailto:sabi.ghavami@auc.ab.ca), and Darin Lowther (Director, Market Rules) [darin.lowther@auc.ab.ca](mailto:darin.lowther@auc.ab.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 30 days 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: | March 5, 2012      |
| Name:      | Doug Doll         | Title:          | Manager Compliance |