

NOTICE OF SPECIFIED PENALTY

Date of Issue: September 20, 2012

Payment Due Date: October 22, 2012

MSA File Number:	2012-258	Specified Penalty Amount:	\$ 500
Market Participant Name:	ATCO Power (Poplar/Rainbow)		
Asset ID (if applicable):	PH1	Self Report	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
ISO Rule:	3.5.3	Date of Contravention:	March 20, 2012
Date of Referral/Self Report:	August 27, 2012	This is the first contravention by this asset for this rule within a rolling 12 month period.	

EVENT DETAILS

On March 20, 2012 at approximately 05:46 an energy offer restatement for the PH1 asset was submitted impacting offered volumes for HE 8. This restatement had the effect of redistributing 5 MW from block 1 to block 0 for HE 8. Section 3.5.3.2 of ISO Rule 3.5.3 requires that the submission of an energy restatement with impact on the current settlement interval or a settlement interval commencing within two hours of the submission must be for an Acceptable Operational Reason.

FINDINGS

Based upon the information obtained by the MSA, the MSA is satisfied that the event was a contravention of ISO rule 3.5.3.

MATERIAL FACTS

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

1. Available capability and offer restatement data for the PH1 asset for March 20, 2012.
2. AESO Information Request to ATCO Power (Poplar/Rainbow) dated July 25, 2012.
3. ATCO Power (Poplar/Rainbow) August 14, 2012 response to the AESO information request.
4. AESO letter to ATCO Power (Poplar/Rainbow) dated August 27, 2012 notifying the referral of the matter to the MSA.

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, with copy to the following AUC personnel: Sabi Ghavami (Director, Finance) sabi.ghavami@auc.ab.ca, and Darin Lowther (Director, Market Rules) 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.

SIGNATURE

Signature:		Signature Date:	September 20, 2012
Name:	Doug Doll	Title:	Manager Compliance