

## NOTICE OF SPECIFIED PENALTY

Date of Issue: August 7, 2013

Payment Due Date: September 9, 2013

MSA File Number:	2013-241	<b>Specified Penalty Amount:</b>	\$ 250
Market Participant Name:	Milner Power Limited Partnership by its General Partner Milner Power Inc.		
Asset ID (if applicable):	HRM	Self Report	<input checked="" type="checkbox"/> YES <input type="checkbox"/> NO
ISO Rule:	203.3	Date of Contravention:	July 1-4, 2013
Date of Referral/Self Report:	July 8, 2013	This is the first contravention by this asset for this rule within a rolling 12 month period.	

### EVENT DETAILS

From HE 13 on July 1, 2013 through to HE 13 on July 4, 2013, HR Milner (HRM) declared its available capability (AC) to be 144 MW while HRM remained offline due to an extension of its annual turnaround. A revised start time for HRM was entered via the Automated Dispatch and Messaging System (ADaMS) to reflect the maintenance extension, however, the prevailing declaration of AC was not accordingly restated from 144 MW to 0 MW until July 4, 2013. ISO rule section 203.3 indicates that a pool participant with a submitted offer must, if there is a change to the available capability of the source asset as a result of an acceptable operational reason, submit an available capability restatement revising the available capability for the applicable hours, as soon as practicable.

### FINDINGS

Based upon the information obtained by the MSA, the MSA is satisfied that the event was a contravention of ISO Rule 203.3

### MATERIAL FACTS

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

1. Self-report from Milner Power Limited Partnership by its General Partner Milner Power Inc. to the MSA on July 8, 2013.
2. AESO generation, available capability, and dispatch data for HRM for July 1<sup>st</sup> to July 4<sup>th</sup>, 2013.

### 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:	August 7, 2013
Name:	Doug Doll	Title:	Manager, Compliance and Corporate Services