

## NOTICE OF SPECIFIED PENALTY

Date of Issue: October 2, 2014

Payment Due Date: November 3, 2014

|                               |                    |   |   |
|-------------------------------|--------------------|---|---|
| MSA File Number:              | 2014-343           | <b>Specified Penalty Amount:</b>  | \$ 250  |
| Market Participant Name:      | Powerex Corp.      |   |   |
| Asset ID (if applicable):     | FNG1               | Self Report   | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |
| ISO Rule:                     | 202.4              | Date of Contravention:  | September 1, 2014   |
| Date of Referral/Self Report: | September 26, 2014 | This is the first contravention by this asset for this rule within a rolling 12 month period. |   |

### EVENT DETAILS

From HE 01 to HE 03 on September 1, 2014, the available capability (AC) of the FNG1 generating asset was stated as its maximum capability of 73 MW. During this period, the effective operating mode of FNG1 limited its AC to 42 MW. ISO rule 202.4 indicates that a pool participant must reflect the availability of energy by appropriately adjusting the available capability of the long lead time asset, and ensure that the available capability of the long lead time asset reflect the current physical condition of the asset.

### FINDINGS

Based upon the information obtained by the MSA, the MSA is satisfied that the event was a contravention of ISO rule 202.4.

### MATERIAL FACTS

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

1. AESO dispatch, available capability, and restatement data for FNG1 for September 1, 2014.
2. Self-report from Powerex Corp. to the MSA dated September 26, 2014.

### 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 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](mailto:compliance@albertamsa.ca).

### SIGNATURE

|            |                   |                 |   |
|------------|-------------------|-----------------|---|
| Signature: | "Original Signed" | Signature Date: | October 2, 2014                           |
| Name:      | Doug Doll         | Title:          | Manager Compliance and Corporate Services |