

## NOTICE OF SPECIFIED PENALTY

Date of Issue: June 30, 2011

Payment Due Date: August 2, 2011

MSA File Number:	2011-117	<b>Specified Penalty Amount:</b>	\$ 500
Market Participant Name:	ATCO Power (Poplar/Rainbow)		
Asset ID (if applicable):	VVW1	Self Report	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
ISO Rule:	6.4.3	Date of Contravention:	January 30, 2011
Date of Referral/Self Report:	May 31, 2011	This is the 1st contravention by this asset for this rule within a rolling 12 month period.	

### EVENT DETAILS

On January 29, 2011 at 23:53 the VVW1 asset accepted a dispatch to provide 35 MW of Spinning Reserve (SR), effective at 00:00 on January 30, 2011. On January 30, 2011 at 00:53 the VVW1 asset accepted a dispatch to provide 35 MW of Spinning Reserve (SR), effective at 1:00 on January 30, 2011. Between 00:00 and 01:23 VVW1 was not synchronized to the grid. ISO Rule 6.4.3(b) states acceptance of the ancillary service dispatch by the ancillary service provider is a commitment to provide the ancillary service requested by the system controller from the asset at the ancillary service dispatched capability. The owner of a facility retains the right to operate his facility as it deems prudent consistent with good electric operating practices.

### FINDINGS

Based upon the information obtained by the MSA, the MSA is satisfied that the event was a contravention of ISO rule 6.4.3.

### MATERIAL FACTS

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

1. Generation and dispatch data for the VVW1 asset for January 29 & 30, 2011.
2. AESO Information Request to ATCO Power (Poplar/Rainbow) dated March 28, 2011.
3. ATCO Power (Poplar/Rainbow) April 8, 2011 response to the AESO information request.
4. AESO letter to ATCO Power (Poplar/Rainbow) dated May 31, 2011 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](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:	June 30, 2011
Name:	Doug Doll	Title:	Manager Compliance