

NOTICE OF SPECIFIED PENALTY

Date of Issue: May 10, 2012

Payment Due Date: June 11, 2012

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| MSA File Number: | 2012-073 | Specified Penalty Amount: | \$ 500 |
| Market Participant Name: | Grande Prairie Generation Inc. | | |
| Asset ID (if applicable): | NPP1 | Self Report | <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO |
| ISO Rule: | OPP 404 | Date of Contravention: | November 3, 2011 |
| Date of Referral/Self Report: | April 12, 2012 | This is the first contravention by this asset for this rule within a rolling 12 month period. | |

EVENT DETAILS

On November 3, 2011 at approximately 13:15 the AESO System Controller directed the NPP1 asset via ADaMS to provide 40 MW of spinning reserves generation (SR). The directive timed out at approximately 13:17 and the system controller was not contacted regarding this matter. Section 4.2 of OPP 404 states "participants must contact the SC immediately if a dispatch or directive has been missed or has been responded to in error".

FINDINGS

Based upon the information obtained by the MSA, the MSA is satisfied that the event was a contravention of ISO rule OPP 404.

MATERIAL FACTS

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

1. AESO dispatch data for the NPP1 asset for November 2, 2011.
2. AESO Information Request to Constellation Energy Commodities Group dated March 7, 2012.
3. Constellation Energy Commodities Group March 21, 2012 response to the AESO information request.
4. AESO letter to Constellation Energy Commodities Group dated April 12, 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

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|------------|-------------------|-----------------|--------------------|
| Signature: | "Original Signed" | Signature Date: | May 10, 2012 |
| Name: | Doug Doll | Title: | Manager Compliance |