

NOTICE OF SPECIFIED PENALTY

Date of Issue: October 15, 2012

Payment Due Date: November 16, 2012

MSA File Number:	2012-300	Specified Penalty Amount:	\$ 500
Market Participant Name:	Dow Chemical Canada ULC		
Asset ID (if applicable):	DOWG	Self Report	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
ISO Rule:	6.5.3	Date of Contravention:	May 15, 2012
Date of Referral/Self Report:	September 24, 2012	This is the first contravention by this asset for this rule within a rolling 12 month period.	

EVENT DETAILS

On May 15, 2012 at 11:14 the DOWG asset was directed to provide 20 MW of supplemental reserves (SUPG) and at 11:17 the DOWG asset was directed to provide 20 MW of spinning reserves (SR). Between 11:31:50 and 11:34:30 generation dropped below the required 172 MW and reached a level as low as 165.7 MW. ISO rule 6.5.3 requires that the system controller will expect from the ancillary service providers that have accepted an ancillary service dispatch, that, when the system controller directs them to deliver an ancillary service, it will be delivered up to the ancillary service dispatched level.

FINDINGS

Based upon the information obtained by the MSA, the MSA is satisfied that the event was a contravention of ISO rule 6.5.3.

MATERIAL FACTS

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

1. AESO Dispatch, and generation data for DOWG asset on May 15, 2012.
2. AESO Information Request to Dow Chemical Canada Inc. Dated August 9, 2012.
3. Dow Chemical Canada Inc. August 29, 2012 response to AESO information request.
4. AESO letter to Dow Chemical Canada Inc. dated September 24, 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:	<i>"Original Signed"</i>	Signature Date:	October 15, 2012
Name:	Doug Doll	Title:	Manager Compliance