

## NOTICE OF SPECIFIED PENALTY

|                                |                           |  |   |
|--------------------------------|---------------------------|--|---|
| Date of Issue: August 16, 2023 |                           | Payment Due Date: September 15, 2023   |   |
| MSA File Number                | 2023-050                  | <b>Specified Penalty Amount</b>  | <b>\$750</b>  |
| Market Participant Name        | MAG Energy Solutions Inc. |  |   |
| Asset ID (if applicable)       | MGXM                      | Self-Report  | <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO |
| ISO Rule Section               | 203.6                     | Date of Contravention  | December 10, 2022   |
| Date of Referral/Self Report   | February 1, 2023          | This is the second contravention by this asset for this section of the ISO rules within a rolling 12-month period. |   |

### EVENT DETAILS

For the HE 08 and 09 settlement intervals (the Settlement Intervals) on December 10, 2022, MAG Energy Solutions Inc. created e-tags to export 134 MW. More than two hours prior to the start of the Settlement Intervals, MAG Energy Solutions Inc. declared an export bid of 108 MW for the MGXM asset. At approximately 06:29, MAG Energy Solutions Inc. submitted a bid of 134 MW for the Settlement Intervals through the Energy Trading System. Section 203.6 of the ISO rules states, in part:

5(1) Notwithstanding subsection 3.5.2 of the ISO rules, Submission Timing, a pool participant with an import or export energy interchange transaction must submit through the Energy Trading System the import offer or export bid for the interchange transaction, as applicable, no later than two (2) hours prior to the start of the settlement interval in order for the interchange transaction to be included in the energy market merit order.

### FINDINGS

Based on the information obtained by the MSA, the MSA is satisfied that the event was a contravention of section 203.6 of the ISO rules.

### MATERIAL FACTS

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

1. Interchange data and AESO bid data for MGXM for December 10, 2022.
2. Self-report submitted by MAG Energy Solutions Inc. to the MSA dated February 1, 2023.

### DELIVERY OF PAYMENT

Payment by cheque or certified funds is to be made payable to the "General Revenue Fund c/o Minister of Finance" and delivered to Alberta Affordability and Utilities c/o Energy and Minerals at: 9945 – 108 Street NW, Edmonton, Alberta, T5K 2G6. The payment should reference this Notice of Specified Penalty and related MSA File #. Electronic copies of the payment and confirmation of delivery should be sent by email to [compliance@albertamsa.ca](mailto:compliance@albertamsa.ca) and [enforcement@auc.ab.ca](mailto:enforcement@auc.ab.ca). Questions can be directed to [compliance@albertamsa.ca](mailto:compliance@albertamsa.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 | August 16, 2023       |
| Name      | Mark Nesbitt      | Title          | Director, Enforcement |