

## NOTICE OF SPECIFIED PENALTY

|                                  |                                  |  |   |
|----------------------------------|----------------------------------|--|---|
| Date of Issue: November 10, 2023 |                                  | Payment Due Date: December 11, 2023  |   |
| MSA File Number                  | 2023-173                         | <b>Specified Penalty Amount</b>  | <b>\$1,500</b>  |
| Market Participant Name          | TransAlta Generation Partnership |  |   |
| Asset ID (if applicable)         | KH2                              | Self-Report  | <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO |
| ISO Rule Section                 | 203.4                            | Date of Contravention  | December 22, 2022   |
| Date of Referral/Self Report     | April 26, 2023                   | This is the second contravention by this asset for this section of the ISO rules within a rolling 12-month period. |   |

### MSA FINDINGS

On December 22, 2022, during each of the 10 minute clock periods between minute ending 03:01 and 04:40, the average MW delivered by the KH2 asset varied outside the allowable dispatch variance plus the regulating reserve. Section 203.4 of the ISO rules states, in part:

3(1) A pool participant must not, during generating asset steady state, vary the average MW it delivers from a generating sources asset in any 10 minute clock period outside the allowable dispatch variance.

(2) A pool participant that is supplying regulating reserve from a generating source asset must, notwithstanding subsection 3(1), ensure that the average MW delivered in any 10 minute clock period is not outside the allowable dispatch variance plus the regulating reserve.

The MSA is satisfied that the conduct was a contravention of section 203.4 of the ISO rules.

### DELIVERY OF PAYMENT

Payment can be made by electronic funds transfer (EFT). Please reach out to [compliance@albertamsa.ca](mailto:compliance@albertamsa.ca) for instructions. When submitting the EFT, please send an email to [azeez.z.salawu@gov.ab.ca](mailto:azeez.z.salawu@gov.ab.ca), [compliance@albertamsa.ca](mailto:compliance@albertamsa.ca) and [enforcement@auc.ab.ca](mailto:enforcement@auc.ab.ca) noting the dollar amount, date of the EFT, market participant name and the MSA File #. 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).

### APPROVED BY

Mark Nesbitt, Director, Enforcement on November 10, 2023