

NOTICE OF SPECIFIED PENALTY

Date of Issue: November 20, 2013

Payment Due Date: December 20, 2013

MSA File Number:	2013-383	Specified Penalty Amount:	\$ 500
Market Participant Name:	Nexen Inc. and EnCana Corporation		
Asset ID (if applicable):	NX01	Self Report	<input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
ISO Rule:	203.3	Date of Contravention:	July 24, 2013
Date of Referral/Self Report:	October 29, 2013	This is the first contravention by this asset for this rule within a rolling 12 month period.	

EVENT DETAILS

On July 24, 2013, while the NX01 source asset was recovering from an operational issue, MW restatements were submitted for NX01 at 15:53, 17:43, 19:49, and 20:41 having the effect of redistributing offer block volumes for HE 18 – HE 22. Information available to the MSA indicated that available capability (AC) restatements could reasonably have accommodated the operating state of the source asset during the relevant period. ISO Rule 203.3 states that a pool participant that submits an offer must submit a MW restatement redistributing the MW to represent the operating state of the source asset, as soon as reasonably practicable, if the source asset cannot comply with the current offer as a result of an operational deviation and an available capability restatement cannot reasonably accommodate the source asset's operating state.

FINDINGS

Based upon the information obtained by the MSA, the MSA is satisfied that the event was a contravention of ISO Rule 203.3.

MATERIAL FACTS

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

1. AESO offer and restatement data for the NX01 source asset for July 24, 2013.
2. AESO Information Request issued to Nexen Inc. and EnCana Corp. on October 2, 2013.
3. Nexen Inc. October 16, 2013 response to the AESO Information Request.
4. AESO letter to the MSA dated October 29, 2013 indicating 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:	"Original Signed"	Signature Date:	November 20, 2013
Name:	Doug Doll	Title:	Manager, Compliance and Corporate Services