

Preferential Sharing of Records – Oldman Apex – Wintering Hills – 22862-D05-2017

Application for an Order Permitting the Sharing of Records Not Available to the Public Between Oldman 2 Wind Farm Limited and Apex Wind Asset Management, LLC	October 11, 2017 Proceeding 22862 Application 22862-A001
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Oldman 2 Wind Farm Limited, by Application 22862-A001, registered on August 8, 2017, applied to the Alberta Utilities Commission pursuant to Section 3 of the *Fair, Efficient and Open Competition Regulation* for an order permitting the sharing of records that are not available to the public between Oldman 2 Wind Farm Limited and Apex Wind Asset Management, LLC, relating to the 46-megawatt (MW) Oldman 2 Wind Farm and the 88-MW Wintering Hills Wind Farm. On August 30, 2017, the Commission issued an interim order permitting the requested sharing of records between Oldman 2 Wind Farm Limited and Apex Wind Asset Management, LLC in accordance with the reasons outlined in Decision 22862-D01-2017, and pursuant to Section 3(3) of the *Fair, Efficient and Open Competition Regulation*.

In accordance with the reasons outlined in Decision 22862-D04-2017,¹ and pursuant to Section 3(3) of the FEOC Regulation the Commission orders that:

- a) Interim Order 22862-D02-2017 is rescinded, effective as of the day of this order and is replaced by this order.
- b) Oldman 2 Wind Farm Limited and Apex Wind Asset Management, LLC are permitted to share records relating to price, quantity and availability information for the Wintering Hills Wind Farm with respect to offers in the Alberta electricity and ancillary services markets.
- c) The term of this order commences on October 11, 2017, and ends at the earlier of June 30, 2022, or the termination of the commercial agreement between Oldman 2 Wind Farm Limited and Apex Wind Asset Management, LLC.
- d) Oldman 2 Wind Farm Limited must notify the Commission of the termination of the commercial arrangements between Oldman 2 Wind Farm Limited and Apex Wind Asset Management, LLC within 30 days of the termination of such commercial arrangements.

¹ Decision 22862-D04-2017: Oldman 2 Wind Farm Limited – Application for an Order Permitting the Sharing of Records Not Available to the Public Between Oldman 2 Wind Farm Limited and Apex Wind Asset Management, LLC, Proceeding 22862, Application 22862-A001, October 11, 2017.

- e) Oldman 2 Wind Farm Limited must notify the Commission of any material changes to the information and continued applicability of any representations contained within its application that may affect the compliance of Oldman 2 Wind Farm Limited and Apex Wind Asset Management, LLC with the FEOC Regulation within 30 days of the material changes.
- f) This order is not transferable.

The Commission may cancel or suspend this order, in whole or in part, or may review this order, in whole or in part, upon its own motion or upon an application by an interested party, in accordance with Section 10 of the *Alberta Utilities Commission Act*.

Alberta Utilities Commission

(original signed by)

Bill Lyttle
Commission Member