

April 14, 2014

IESOStakeholderEngagement@ieso.ca

**RE: MR-00407-R00 & R01: General Conduct Rule (SE-112)**  
**ATTN: Stakeholder Engagement**

Bruce Power thanks the IESO for the opportunity to provide comments on the proposed "General Conduct Rule (SE-112)" (the "Rule").

Bruce Power reiterates its support for a general conduct rule that promotes appropriate market behaviour. However, we believe that the Rule, as currently proposed by the IESO, does not provide market participants with the necessary degree of certainty that specific actions, when carried out in a prudent and reasonable manner, will not unwittingly trigger a potential breach of the Rule. We believe that the changes referenced in APPrO's most recent submission to the IESO, two of which are highlighted below, will address some key concerns without compromising the intent of the Rule.

#### **LEGITIMATE BUSINESS PURPOSE**

Bruce Power strongly supports APPrO's position on this issue. We encourage the IESO to include in the Rule an express legitimate business purpose defence to provide certainty to market participants that behaviour for legitimate business reasons will not trigger market sanctions.

#### **LIMITATIONS PERIOD**

Bruce Power requests that the draft Rule be revised, as proposed by APPrO, to include a two-year limitation period following the later of the date in which the breach occurred or was discovered by the IESO. A specific and reasonable limitations period will provide certainty and aid market participants in the development of compliance programs (e.g., policy for retention of records which are necessary to prove intent).

Bruce Power looks forward to continuing its work with the IESO. Please feel free to contact us if you have any questions or concerns.

Yours truly,

A handwritten signature in blue ink that reads "Gabriel Villegas".

Gabriel Villegas  
Market Regulatory Affairs Advisor  
Bruce Power

cc: Richard Horrobin, Vice-President, Commercial Services, Bruce Power  
James Scongack, Vice-President, Corporate Affairs, Bruce Power  
Brian Hilbers, Chief Legal Officer, Bruce Power  
Lorraine Needham, Manager, Credit, Systems, and Compliance, Bruce Power  
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