

GOVERNMENT OF PUERTO RICO
PUERTO RICO ENERGY COMMISSION



IN RE: REQUEST FOR CERTIFICATION DG
SOLAR LESSEE II, LLC

CASE NO.: CEPR-CT-2016-0017

SUBJECT: PETITION FOR CONFIDENTIAL
TREATMENT OF INFORMATION

RESOLUTION

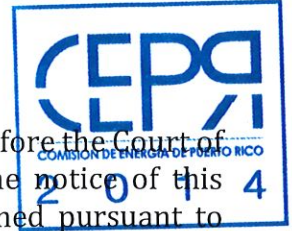
On October 12, 2017, the Puerto Rico Energy Commission (“Commission”) issued a letter to DG Solar Lessee II, LLC (“DG Solar”) through which it requested a report on the damages caused by Hurricane María to the aforementioned company. DG Solar presented its findings on the damages suffered by its electric system on January 5, 2018. As part of its filing, DG Solar requests confidential treatment for the information presented. DG Solar states that the information contained in the document includes sensitive financial and corporate information, which if it were to be disclosed, would position the company at a competitive disadvantage.

After an evaluation of the information contained in the report on damages caused by Hurricane María, the Commission **GRANTS** the request for confidential treatment sought by DG Solar.

Any party affected by this determination may file a motion for reconsideration of this Resolution before the Commission pursuant to Section 11.01 of Regulation 8543,¹ and the applicable provisions of Act 38-2017, known as the Uniform Administrative Procedures Act of the Government of Puerto Rico (“UAPA”). The affected party shall file its motion for reconsideration within the term of twenty (20) days from the date of the filing of this Resolution. Such request must be presented to the Commission Clerk’s Office.

The Commission shall consider said motion within fifteen (15) days of its filing. Should the Commission reject it forthright or fail to act upon it within fifteen (15) days, the term to request review shall recommence from the date of notice of such denial, or from the expiration of the fifteen (15)-day term, as the case may be. If a determination is made in its consideration, the term to petition for review shall commence from the date when a copy of the notice of the Commission’s resolution definitively resolving the motion to reconsider is filed in the record of the case. Such resolution shall be issued and filed in the record of the case within ninety (90) days after the motion to reconsider has been filed. If the Commission accepts the motion to reconsider but fails to take any action with respect to said motion within ninety (90) days of its filing, it shall lose jurisdiction on said motion and the term to file judicial review shall commence upon the expiration of said ninety (90)-day term, unless the Commission, for just cause and within those ninety (90) days, extends the term to resolve for a period that shall not exceed thirty (30) days.

¹ Regulation No, 8543, Regulation on Adjudicative, Notice of Noncompliance, Rate Review and Investigative Proceedings.




In the alternative, any affected party may file a petition for review before the Court of Appeals within a term of thirty (30) days from the date the copy of the notice of this Resolution was filed in the record of the Commission. The aforementioned pursuant to Section 11.03 of Regulation 8543, and the applicable dispositions of the UAPA and the Court of Appeals Regulation.

Be it hereby notified and published.



Angel R. Rivera de la Cruz
Associate Commissioner




José H. Román Morales
Associate Commissioner
Interim Chairman

CERTIFICATION

I hereby certify that the Puerto Rico Energy Commission has so agreed on March 8, 2018. I also certify that today, March 9, 2018, a copy of this Resolution was notified by electronic mail sent to jkeene@sunedison.com and on this date I have proceeded with the filling of this Resolution and I have sent a true and exact copy thereof to:

DG SOLAR LESEE, LLC
Mr. John Keene/Mrs. Melanie Santiago-Mosier
179 Lincoln St, Suite 500
Boston, MA 02111

For the record, I sign this in San Juan, Puerto Rico, today, March 9, 2018.



María del Mar Cintrón Alvarado
Clerk