

COMMONWEALTH OF PUERTO RICO  
PUERTO RICO ENERGY COMMISSION



**IN RE:** PUERTO RICO ELECTRIC POWER  
AUTHORITY RATE REVIEW

**CASE NO.:** CEPR-AP-2015-0001

**SUBJECT:** Motion for Reconsideration filed  
by PREPA.

**RESOLUTION**

On November 30, 2016, the Puerto Rico Electric Power Authority (“PREPA”) filed a Motion for Reconsideration of the Puerto Rico Energy Commission’s (“Commission”) November 21, 2016 Resolution rejecting the rebuttal testimony of Witness Donahue and the Witness Panel consisting of Quintana, Perez and Sosa due to its late filing.<sup>1</sup>

In its Motion for Reconsideration, PREPA argued that excluding the aforementioned rebuttal testimonies from the record would be detrimental to the Commission and intervenors given that such testimonies provide information which is relevant to subjects that have been addressed by intervenors in their written testimonies and which will assist in the evaluation of PREPA’s Petition for Rate Review (“Petition”).

Having examined PREPA’s Motion for Reconsideration, the Commission hereby **DENIES** PREPA’s request. By filing both rebuttal testimonies after the due date, PREPA reduced the amount of time available to the Commission and intervenors to evaluate the content of such testimonies and incorporate them into their analysis.<sup>2</sup> Furthermore, the Commission notes that its questions during the Technical Hearing will address a wide range of subjects relevant to its evaluation of the Petition. In addition, PREPA will also have the opportunity to cross-examine all intervenor’s witnesses in the matters related to their pre-filed testimonies.

For the benefit of all parties involved, the Commission issues this Resolution in both Spanish and English languages. Should any conflict between each version arise, the English version shall prevail.

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<sup>1</sup> On November 14, 2016, the Commission granted PREPA an additional two (2) to file they rebuttal testimonies, extending the deadline for such filing from November 14, 2016 to November 16, 2016.

<sup>2</sup> The Commission notes that PREPA’s request for an extension to file their rebuttal testimony identified the reduction in the amount of time available for them to evaluate intervenor written testimonies (as a result of an extension granted by the Commission for intervenors to file their written testimonies) as one of the reasons for their request.

Be it notified and published.



Agustín F. Carbó Lugo  
Chairman

Ángel R. Rivera de la Cruz  
Associate Commissioner

José H. Román Morales  
Associate Commissioner

**CERTIFICATION**

I hereby certify that the majority of the members of the Puerto Rico Energy Commission has so agreed on November 30, 2016 and on this date a copy of this Resolution was notified by electronic mail to the following: n-ayala@aepr.com, c-aquino@aepr.com, glenn.rippie@r3law.com, michael.guerra@r3law.com, john.ratnaswamy@r3Law.com, codiot@opic.pr.gov, jperez@oipc.pr.gov, mmuntanerlaw@gmail.com, jfeliciano@constructorespr.net, abogados@fuerteslaw.com, jose.maeso@aae.pr.gov, edwin.quinones@aae.pr.gov, nydinmarie.watlington@cemex.com, aconer.pr@gmail.com, eenergypr@gmail.com, jorgehernandez@escopr.net, ecandelaria@camarapr.net, pga@caribe.net, manuelgabrielfernandez@gmail.com, agraitfe@agraitlawpr.com, maribel.cruz@acueductospr.com, mgrpcorp@gmail.com, eirizarry@ccdlawpr.com, attystgo@yahoo.com and pnieves@vnblegal.com.

María del Mar Cintrón Alvarado  
Clerk

I certify that today, December \_\_, 2016, I have proceeded with the filing of the Resolution issued by the Puerto Rico Energy Commission and I have sent a true and exact copy to the following:

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For the record, I sign this in San Juan, Puerto Rico, today, December \_\_\_\_, 2016.

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María del Mar Cintrón Alvarado  
Clerk