

**COMMONWEALTH OF PUERTO RICO
PUERTO RICO ENERGY COMMISSION**

IN RE: NEW TRANSPARENT BILL; § 6B(C)
OF LAW NO. 83, AS AMENDED

NO.: CEPR-AP-2016-0002

SUBJECT: *Nunc pro tunc* Resolution – Final Resolution and Order for the New Transparent Bill of the Puerto Rico Electric Power Authority.

NUNC PRO TUNC RESOLUTION

On January 10, 2017, the Puerto Rico Energy Commission ("Commission") issued a Final Resolution and Order by which it adopted and approved the New Transparent Bill for the Puerto Rico Electric Power Authority ("New Transparent Bill"), under Section 6.25 of Act 57-2014,¹ and Sections 6A(c) and 6B(c) of Act No. 83.²

Section IV (A)(1) of the Final Resolution and Order states in part: "The information related to 'Total Energy Charge' and 'Total Demand Charge' shall be presented followed by a parenthesis with an arithmetic expression '(## kWh x ## \$/kWh) or (## kW x ## \$/kW)' that corresponds to said charge." However, the Puerto Rico Electric Power Authority ("PREPA") performs billing for the item "Total Demand Charges" in terms of "kVA" and "\$/kVA", so that the allocation of "kW" and "\$/kW" in that line was done by error and inadvertently.

On January 30, 2017, PREPA submitted to the Commission a document titled *Solicitud de Reconsideración y Modificación*, through which it requested the correction of this writing error in the Final Resolution and Order.

In accordance with the foregoing, the Commission AMENDS Section IV (A)(1) of the Final Resolution and Order of January 10, 2017 so that it reads as follows:

A. Cover of the Bill:

1. The Commission does not approve the unbundling in terms of "Generation", "Transmission" and "Distribution", in the lines of information related to "Energy Charge" and "Demand Charge". The lines of information must **not** be itemized as presented in the proposal. The information related to "Total Energy Charge" and "Total Demand Charge" shall be presented followed by a parenthesis with an arithmetic expression "(## kWh x ## \$/kWh) or "(## kVA x ## \$/kVA)" that corresponds to said charge. This determination is consistent

¹ Puerto Rico Energy Transformation and RELIEF Act, as amended.

² Act No. 83 of May 2, 1941, known as the Puerto Rico Electric Power Authority Act, as amended.

with the Commission's determination in the rate case proceeding, in which PREPA's proposal for unbundling generation, transmission and distribution energy charges was not accepted.

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

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 Puerto Rico Energy Commission has so agreed on February 6, 2017. I also certify that a copy of this Nunc Pro Tunc Resolution regarding the Case No. CEPR-AP-2016-0002 was notified by electronic mail to the following: n-vazquez@aepr.com, n-ayala@aepr.com, codiot@oipc.pr.gov y jperez@oipc.pr.gov. I further certify that on February 6, 2017, I have proceeded with the filing of this Resolution and I have sent a copy thereof to:

**Autoridad de Energía Eléctrica
de Puerto Rico**

Attn.: Nélide Ayala Jiménez
Nitza D. Vázquez Rodríguez
PO Box 364267
Correo General
San Juan, Puerto Rico 00936-4267

**Oficina Independiente de Protección al
Consumidor**

p/c Lcdo. José A. Pérez Vélez
Lcda. Coral Odio Rivera
Hato Rey Center
268 Ave. Ponce de León, Suite 524
San Juan, Puerto Rico 00918

For the record, I sign this in San Juan, Puerto Rico, today, February 6, 2017.

María del Mar Cintrón Alvarado
Clerk