

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

**IN RE: AGUIRRE SITE ECONOMIC
ANALYSIS**

CASE NO.: CEPR-AP-2017-0001

SUBJECT: Scheduling of an additional technical hearing for ICSE-PR's witness cross-examination

RESOLUTION AND ORDER

On June 14, 2017, the Instituto de Competitividad y Sostenibilidad Económica de Puerto Rico ("ICSE-PR") filed a motion requesting the Puerto Rico Energy Commission ("Commission") to reschedule the technical hearings set for June 26-28, 2017. In support of its request, ICSE-PR stated that its expert witness, Mr. Phillip Q. Hansen, will not be able to attend due to family health problems. In its motion, ICSE-PR informed the Commission that Mr. Hansen would be available to participate through a telephone conference during the established hearing dates, or in person after July 3, 2017. On June 22, 2017, the Puerto Rico Electric Power Authority ("PREPA") at the request of the Commission, notified that it had the intention of cross examining ICSE-PR's witness.


"Although the right to due process of law in the administrative sphere does not have the rigidity that it has in the criminal sphere, it does require a fair and equitable process that guarantees and also respects the dignity of the individuals affected."¹ To this effect, the Uniform and Administrative Procedure Act ("UAPA") provides that within a framework of relative informality, all parties shall have the right to "the full disclosure of all the facts and issues under discussion, the opportunity to respond, present evidence and argue, **conduct cross-examination** and submit evidence in refutation".²


In light of the above, the Commission has determined to celebrate an additional half-day technical hearing in order to conduct ICSE-PR's witness cross-examination. The Commission **ORDERS** ICSE-PR to coordinate its witness appearance for July 6, 2017 at 9:00AM at the Commission's Hearing Room, located at Seaborne Building, Eighth Floor, 268 Muñoz Rivera Ave., San Juan, Puerto Rico. The witness shall be prepared to answer questions regarding its testimony from the Commission, PREPA and any other party. Failure to appear to such hearing may result, upon PREPA's request, on the exclusion of ICSE-PR's testimony of the record of the instant proceeding. The Commission **ORDERS** ICSE-PR to confirm its witness availability **on or before June 28, 2017**.

¹ Luis Torres Acosta v. Junta Examinadora de Ingenieros, Arquitectos y Agrimensores del Estado Libre Asociado de Puerto Rico, 161 D.P.R. 696, 713 (2004). (Translation provided.)

² Section 3.13(b) of the Uniform Administrative Procedure Act, as amended, 3 L.P.R.A. § 2163. Emphasis supplied.

Be it notified and published.


Ángel R. Rivera de la Cruz
Associate Commissioner


José H. Román Morales
Associate Commissioner
Interim Chairman



CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Commission has so agreed on June 23, 2017 and on this date a copy of this Resolution was notified by electronic mail to the following: j-morales@aepr.com, n-vazquez@aepr.com, c-aquino@aepr.com, n-ayala@eepr.com, equinones@qaclaw.com, vcandelario@qaclaw.com, gmartinez@qaclaw.com, pbarcelo@estrellallc.com, lmorera@estrellallc.com, serdar.tufekci@na.engie.com, richard.houston@na.engie.com, jperez@oipc.pr.gov, codiot@oipc.pr.gov, rstgo2@gmail.com, ladrian@gasnaturalfenosa.com, francisco.rullan@aae.pr.gov, wilma.lopez@aae.pr.gov, tonytorres2366@gmail.com, sierra@arctas.com, molinilawoffices@gmail.com, ccf@tcmrslaw.com, carlos.reyes@ecoelectrica.com, cfl@mcvpr.com, hmc@mcvpr.com, mgrpcorp@gmail.com, victorluisgonzalez@yahoo.com, epo@amgprlaw.com, acasellas@amgprlaw.com, agraitfe@agraitlawpr.com, and lfortuno@steptoe.com. I also certify that today, June 23, 2017, 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:

Autoridad de Energía Eléctrica de Puerto Rico

Attn.: Lcdo. Javier Morales Tañón
Lcda. Lcda. Nitza D. Vázquez Rodríguez
Lcdo. Carlos M. Aquino Ramos
P.O. Box 363928
Correo General
San Juan, PR 00936-3928

Autoridad de Energía Eléctrica de Puerto Rico

Quiñones, Arbona & Candelario, P.S.C.
Attn.: Lcdo. Edwin Quiñones Rivera
Lcdo. Víctor Candelario Vega
Lcda. Giselle Martínez Velázquez
P.O. Box 10906
San Juan, PR 00922

ENGIE Development, LLC

Attn.: Richard Houston
Serdar Tufekci
1990 Post Oak Blvd, Suite 1900
Houston, Texas 77056

Oficina Independiente de Protección al Consumidor

Attn.: Lcdo. José A. Pérez Vélez
Lcda. Coral M. Odio Rivera
268 Ave. Ponce de León
Hato Rey Center, Suite 524
San Juan, PR 00918

ENGIE Development, LLC

Estrella, LLC
Attn: Pedro A. Barceló & Luis M. Morera Pérez
P.O. Box 9023596
San Juan, PR 00902-3596

Enlace Latino de Acción Climática

Lcda. Ruth Santiago
Apartado 518
Salinas, PR 00751

Gas Natural Aprovechamientos SDG, S.A.

Attn.: Leyre de Adrián
Avenida de San Luis 77, Edif I-3
28033 Madrid (España)

**Oficina Estatal de Política
Pública Energética**

Attn.: Ing. Francisco J. Rullán Caparrós
Lcda. Wilma I. López Mora
P.O. Box 413314
San Juan, PR 00940

Arctas Capital Group, LP

Lcdo. Antonio Torres Miranda
PO Box 9024271
Old San Juan Station
San Juan, PR 00902-4271

TY Croes Group, Inc.

Attn.: Lcdo. Fernando Molini-Vizcarrondo
1782 Glasgow Avenue
College Park
San Juan, PR 00921

EcoEléctrica, L.P.

Toro, Colón, Mullet, Rivera & Sifre, P.S.C.
Attn.: Lcdo. Carlos Colón Franceschi
P.O. Box 195383
San Juan, PR 00919-5383

Grupo Windmar

Roumain & Associates, PSC
1702 Ave. Ponce de León, 2do Piso
San Juan, PR 00909

Enlace Latino de Acción Climática

41 Calle Faragan
Urb. Chalets de Villa Andalucía
San Juan, PR 00926

EcoEléctrica, L.P.

Attn.: Carlos A. Reyes, P.E.
Carretera 337 Km 3.7, Bo. Tallaboa
Peñuelas, PR 00624

**Instituto de Competitividad y
Sostenibilidad Económica de Puerto Rico**

Attn.: Lcdo. Fernando E. Agrait
701 Ave. Ponce de León
Oficina 414
San Juan, PR 00907

Arctas Capital Group, LP

Attn.: Rick Sierra
1330 Post Oak Blvd, Suite 1375
Houston, TX 77056

Aguirre Offshore Gasport, LLC

Attn.: Lcdo. Carlos J. Fernández Lugo
Lcdo. Hernán Marrero-Caldero
P.O. Box 364225
San Juan, PR 00936-4225

Windmar Group

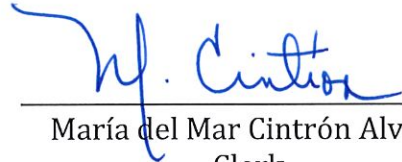
Attn.: Víctor L. González
Calle San Francisco #206
San Juan, PR 00901

National Public Finance Guarantee Corp.
Adsuar Muñiz Goyco Seda & Pérez Ochoa, P.S.C.
Attn.: Lcda. Alexandra C. Casellas Cabrera
P.O. Box 70294
San Juan, PR 00936

SeaOne Puerto Rico, LLC
Attn.: Luis G. Fortuño
1330 Connecticut Avenue, NW
Washington, DC 20036-1795



For the record, I sign this in San Juan, Puerto Rico, today, June 23, 2017.



María del Mar Cintrón Alvarado
Clerk