

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

**IN RE: AGUIRRE SITE ECONOMIC  
ANALYSIS**

**CASE NO.:** CEPR-AP-2017-0001

**SUBJECT:** Change in Final Briefs Due Date.

**RESOLUTION**

On June 30, 2017, the Puerto Rico Energy Commission (“Commission”) issued a Resolution in which it extended the “deadline for PREPA and Intervenors to file their final briefs in the instant proceeding until July 19, 2017.”<sup>1</sup> On July 10, 2017, Enlace Latino de Acción Climática, El Puente de Williamsburg, Inc. and Comité de Diálogo Ambiental, Inc. (“ELAC”) filed before the Commission a Motion titled “*Moción Solicitando Debido Proceso de Ley*”. In its Motion, ELAC states that the Commission issued a Requirement of Information<sup>2</sup> (“ROI”) to the Puerto Rico Electric Power Authority (“PREPA”) which required, among other things, an amendment to the economic analysis presented by PREPA. Based on the aforementioned, ELAC requested the Commission to leave without effect the July 19, 2017 deadline to present final briefs based on the argument that intervenors must have reasonable opportunity to respond to the Commission’s ROI. ELAC also argued it requires such responses to be used as part of its final brief. Furthermore, ELAC requested that the intervenors be given at least thirty (30) days to review any new information presented by PREPA as part of the responses to the ROI, and to extend the final briefs deadline accordingly.

On July 17, 2017, Arctas Capital Group, LP (“Arctas”) filed before the Commission a Motion titled “Arctas Request to the Commission to Adjust Accordingly the Final Briefs Due Date to a Date After Public Comment”. As part of its Motion, Arctas states that the date established for the Public Hearing is after the deadline for the filing of parties’ final briefs and therefore “creates a disadvantage to all parties interested in filing a complete and comprehensive Final Substantive and Legal Brief”<sup>3</sup> by not having “the benefit of the entire legal file of the instant proceeding.”<sup>4</sup> Arctas requests the Commission to adjust the deadline for the final briefs to provide parties at least seven (7) calendar days after the scheduled date for the Public Hearing.

The Commission clarifies that the July 20, 2017 Public Hearing has the purpose of providing an opportunity to the general public to express their opinion regarding the

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<sup>1</sup> Resolution, Case No. CEPR-AP-2017-0001, June 30, 2017, at 1.

<sup>2</sup> 7<sup>th</sup> Requirement of Information to PREPA, June 30, 2017. The deadline for this Requirement of Information was July 12, 2017.

<sup>3</sup> Arctas Request to the Commission to Adjust Accordingly the Final Briefs Due Date to a Date After Public Comment, July 17, 2017, ¶ 12.

<sup>4</sup> *Id.*, ¶ 11.

economic analyses that were presented as part of the instant proceeding. Therefore, neither PREPA nor Intervenors will be allowed to present arguments during the Public Hearing, as the Commission has provided ample opportunity throughout the instant proceeding to do so.




The Commission also clarifies that parties need not to respond to the Commission's ROI. The parties will have the opportunity to review the information filed by PREPA in response to such ROI and include their arguments in its final brief. As such, the Commission will not allow further questioning of PREPA based on their answers to the Commission's final ROI.

Given the fact that parties must have a reasonable amount of time to review the information presented by PREPA as part of the responses to the Commission's ROI issued on June 30, 2017, the Commission **EXTENDS** the final briefs deadline in the instant proceeding until **August 2, 2017**.

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 English version shall prevail.

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 July 18, 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, 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, knolanos@cnrd.com and lfortuno@steptoe.com. I also certify that today, July 18, 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

**ENGIE Development, LLC**

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

**EcoEléctrica, L.P.**

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

**National Public Finance Guarantee Corp.**

Adsuar Muñoz Goyco Seda & Pérez Ochoa, P.S.C.  
Attn.: Lcda. Alexandra C. Casellas Cabrera  
P.O. Box 70294  
San Juan, PR 00936

**Windmar Group**

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

**Gas Natural Aprovechamientos SDG, S.A.**

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

**Enlace Latino de Acción Climática**

Lcda. Ruth Santiago  
Apartado 518  
Salinas, PR 00751

**Autoridad de Energía Eléctrica de  
Puerto Rico**

Cancio, Nadal, Rivera & Díaz  
Lcda. Katiуска Bolaños Lugo  
403 Ave. Muñoz Rivera  
Hato Rey, PR 00918-3345



**ENGIE Development, LLC**

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

**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

**SeaOne Puerto Rico, LLC**

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

**Windmar Group**

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

**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

**Enlace Latino de Acción Climática**

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





**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

**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

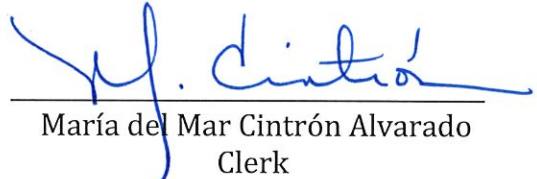
**Arctas Capital Group, LP**

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

For the record, I sign this in San Juan, Puerto Rico, today, July 18, 2017.

  
María del Mar Cintrón Alvarado  
Clerk