

GOVERNMENT OF PUERTO RICO
PUBLIC SERVICE REGULATORY BOARD
PUERTO RICO ENERGY BUREAU

IN RE: REQUEST FOR PROPOSAL FOR
CONVERSION OF SAN JUAN UNITS 5 & 6
TO NATURAL GAS

CASE NO.: CEPR-AI-2018-0001

SUBJECT: PREPA's Compliance Filing,
Resolution and Order of November 2, 2018
and Request for Confidential Treatment
Information.

RESOLUTION

On November 5, 2018, the Puerto Rico Electric Power Authority ("PREPA") filed before the Puerto Rico Energy Bureau ("Energy Bureau") a document titled *PREPA's Compliance Filing*, which contained PREPA's response to the Energy Bureau's Resolution and Order of November 2, 2018 in the instance case.¹ As part of its submission, PREPA's requested confidential designation and treatment of the document² included with the motion, based on the fact that it contains confidential and proprietary information submitted in response to the Request for Proposal process.

Upon examining PREPA's arguments, the Energy Bureau **GRANTS** confidential designation and treatment for the document filed in response to the November 5, 2018 Resolution and Order in accordance with the provisions of Article 6.15 of Act 57-2014.³

Any party affected by this determination may file a motion for reconsideration of this Resolution before the Puerto Rico Energy Bureau pursuant to Section 11.01 of Regulation 8543⁴, 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 Bureau Clerk's Office, located at World Plaza Building, 268 Ave. Muñoz Rivera, Plaza Level Ste. 202, San Juan, P.R. 00918.

The Energy Bureau shall consider said motion within fifteen (15) days of its filing. Should the Energy Bureau 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

¹ See Resolution and Order, Case No. CEPR-AI-2018-0001, November 2, 2018.

² USB with an unredacted electronic copy of the file "New_Fortress_Proposal.pdf" that was previously redacted.

³ *The Puerto Rico Energy and Transformation and RELIEF Act*, as amended.

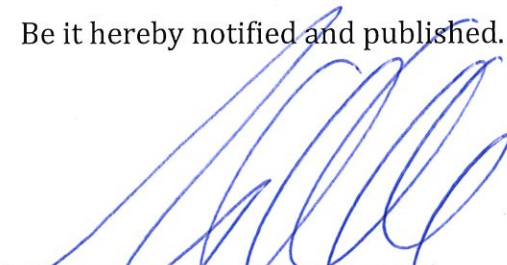
⁴ *Regulation on Adjudicative, Notice of Noncompliance, Rate Review and Investigation Procedures*, December 18, 2014.



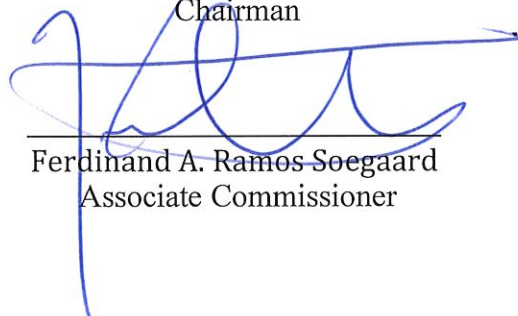
its consideration, the term to petition for review shall commence from the date when a copy of the notice of the Energy Bureau's resolution definitively resolving the motion to reconsider is filed in the record of the case. Such resolution shall be issued and filed in the record of the case within ninety (90) days after the motion to reconsider has been filed. If the Energy Bureau 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 Energy Bureau, for just cause and within those ninety (90) days, extends the term to resolve for a period that shall not exceed thirty (30) days.

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 Energy Bureau. 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.



Edison Aviles Deliz
Chairman



Ferdinand A. Ramos Soegaard
Associate Commissioner



Ángel R. Rivera de la Cruz
Associate Commissioner



José J. Palou Morales
Associate Commissioner

CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on December 18, 2018. The Associate Commissioner Lillian Mateo Santos recused herself from the consideration and decision of this case. I certify that on December 18, 2018, a copy of this Resolution was notified by electronic mail to the following: n-vazquez@aeep.com, astrid.rodriquez@prepa.com, and jorge.ruiz@prepa.com. I also certify that today, December 18, 2018, I have proceeded with the filing of the Resolution issued by the Puerto Rico Energy Bureau and I have sent a true and exact copy to the following:

Puerto Rico Electric Power Authority

Attn.: Nitza D. Vázquez Rodríguez

Astrid I. Rodríguez Cruz

Jorge R. Ruíz Pabón

PO Box 364267

Correo General

San Juan, PR 00936-4267



For the record, I sign this in San Juan, Puerto Rico, today December 18, 2018.

Wanda I. Cordero Morales
Interim Clerk