

COMMONWEALTH OF PUERTO RICO  
PUERTO RICO ENERGY BUREAU

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IN RE: REVIEW OF THE PUERTO  
RICO ELECTRIC POWER  
AUTHORITY INTEGRATED  
RESOURCE PLAN

NO. CEPR-AP-2018-0001

**SUBJECT:** PREPA'S MOTION FOR  
LIMITED WAIVERS OF FILING  
REQUIREMENTS UNDER  
REGULATION NO. 9021

**PREPA'S MOTION FOR LIMITED WAIVERS OF  
FILING REQUIREMENTS UNDER REGULATION NO. 9021**

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COMES NOW the Puerto Rico Electric Power Authority ("PREPA") and respectfully submits to the honorable Puerto Rico Energy Bureau (the "Energy Bureau") this Motion for Limited Waivers of Filing Requirements Under Regulation ("Reg.") No. 9021.

PREPA and its integrated resources plan ("IRP") consultants, Siemens Power Technologies International, have worked very diligently to prepare and submit an IRP filing that complies fully with the applicable statutory provisions, Reg. No. 9021, and the Energy Bureau's applicable orders in the instant docket.

PREPA incorporates its February 13, 2019, Motion for Limited Waivers of Filing Requirements Under Regulation No. 9021, to the extent that certain waivers sought in said Motion were approved in whole or in part by the Energy Bureau's March 14, 2019, Resolution and Order. The waivers that were granted by that order were fully warranted for the reasons addressed in the prior motion and order. The Energy Bureau should maintain those prior approvals.

In addition, PREPA also incorporates its February 13, 2019, Motion for Limited Waivers of Filing Requirements Under Regulation No. 9021, to the extent that said Motion proposed an approach to compliance with Reg. No. 9021, § 2.02(F)(2). That approach was accepted, at least on a provisional basis, by the Energy Bureau's March 14, 2019, Resolution and Order. The approach is reasonable for the reasons addressed in the prior motion and order. The Energy Bureau should maintain that approval.

Finally, PREPA seeks a waiver of compliance with Reg. 9021, § 2.06. Section 2.06 requires a certification of compliance with former Act 83-1941, § 6B(h)(vi). Act 17-2019, § 2.9, deleted and replaced Act 83-1941, § 6B, and the language of Section 6B(h)(vi) was removed. As a result, the statutory subject of Section 2.06 no longer exists. A waiver therefore is warranted.

To the extent, if any, that the Energy Bureau wishes a report on the subject matter of former Section 6B(h)(vi), PREPA states as follows: PREPA and its outside expert IRP consultants, Siemens Industry, with the assistance of the Smart Electric Power Alliance, conducted an extensive stakeholder process in the development of PREPA's original IRP filed on February 13, 2019. PREPA invited the former Oficina Estatal de Política Pública Energética (the "OEPPE"), now known as the Public Energy Policy Program of the Department of Economic Development and Commerce of Puerto Rico, under Act 17-2019, §§ 1.2(q), 1.3(h), to the IRP stakeholders meetings conducted in 2018, although the OEPPE did not participate in such meetings. The OEPPE also had the opportunity to submit questions to the Energy Bureau for purposes of technical conferences held by the Bureau as part of the development of PREPA's original IRP ultimately filed on February 13, 2019, and to view those technical conferences. On February 19, 2019,

PREPA provided the OEPPE with a copy of the public version of the original IRP filed on February 13, 2019. The public version of the original IRP filing also was posted on the web sites of PREPA and the Energy Bureau. On March 14, 2019, the Energy Bureau issued an order that found the IRP filing to be incomplete and that directed PREPA to file additional and revised materials. PREPA will provide the OEPPE with a copy of the public version of the IRP that is being filed today, June 7, 2019. PREPA also will post a copy of the public version of the IRP that is being filed today, and PREPA anticipates that the Energy Bureau will do so as well. The OEPPE may communicate directly with PREPA regarding the IRP filed on June 7, 2019, and also will have the opportunity to file to intervene and to participate in the Energy Bureau proceeding regarding the IRP. The Energy Bureau's proceedings undoubtedly will include further opportunities for public participation. Thus, PREPA has reached out to the OEPPE in the development of the IRP and will continue to do so. Accordingly, PREPA respectfully submits that the Energy Bureau should grant a waiver of Reg. No. 9021, § 2.06.

Accordingly, PREPA respectfully submits that the Energy Bureau should grant the requested waivers of filing requirements in Regulation No. 9021.

WHEREFORE, the Puerto Rico Electric Power Authority respectfully requests that the Honorable Puerto Rico Energy Bureau maintain the limited waivers it previously granted; maintain its prior approval of PREPA's proposed approach to Reg. No. 9021, Section 2.02(F)(2); and, grant a waiver of Reg. No. 9021, § 2.06.

RESPECTFULLY SUBMITTED,

IN SAN JUAN, PUERTO RICO, THIS 7<sup>th</sup> DAY OF JUNE, 2019

**PUERTO RICO ELECTRIC POWER AUTHORITY**

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### CERTIFICATION OF FILING AND SERVICE

I hereby certify that on June 7, 2019, I have filed the above Motion with the Puerto Rico Energy Bureau in hard copy format at the office of the Clerk of the Puerto Rico Energy Bureau, at the Seaborne Building Plaza (old World Plaza Building), 268 Munoz Rivera Avenue, Plaza Level, Suite 202, San Juan, Puerto Rico, 00918; and, further, at approximately the same time, that courtesy copies of the Motion were sent via email to the Energy Bureau via email to [secretaria@energia.pr.gov](mailto:secretaria@energia.pr.gov) and [mcintron@energia.pr.gov](mailto:mcintron@energia.pr.gov), and to the office of the Energy Bureau's internal legal counsel via email to [legal@energia.pr.gov](mailto:legal@energia.pr.gov) and [sugarte@energia.pr.gov](mailto:sugarte@energia.pr.gov).

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