

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



IN RE: REQUEST FOR CERTIFICATION  
SUNNOVA MANAGEMENT, LLC

CASE NO.: CEPR-CT-2016-0020

SUBJECT: Petition for confidential  
treatment of information.

RESOLUTION

On April 1, 2019, Sunnova Management, LLC ("Sunnova") filed a motion titled "Motion to Request Confidential Treatment of Operational Report Annexes and to Extent Payment of Filing Fees" before the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau"). As part of its filing, Sunnova submitted its operational report annexes and requested such documents and information of sensitive nature<sup>1</sup> be kept confidential, pursuant to Section 6.15 of Act 57-2014<sup>2</sup> and Section 1.15 of Regulation No. 8701.<sup>3</sup> On April 2, 2019, Sunnova made the payment of the filing fees by electronic transfer.

Act 57-2014 establishes that any person having the obligation to submit information to the Energy Bureau, can request privilege or confidential treatment to any information that the party submitting understands deserves such protection.<sup>4</sup> Specifically, Act 57-2014 requires the Energy Bureau to provide confidential treatment to the submitted information provided that "the Energy Bureau, after the appropriate evaluation, believes such information should be protected".<sup>5</sup> In such case, the Energy Bureau "shall grant such protection in a manner that least affects the public interest, transparency, and the rights of the parties involved in the administrative procedure in which the allegedly confidential document is submitted."<sup>6</sup>

<sup>1</sup> See Operational Report Annexes, Year 2019.

<sup>2</sup> Known as the *Puerto Rico Energy and Transformation and RELIEF Act*, as amended.

<sup>3</sup> *Regulation No. 8701, Amendment to Regulation No. 8618, on Certifications, Annual Fees and Operational Plans for Electric Service Providers in Puerto Rico*, February 17, 2016.

<sup>4</sup> See Section 6.15 of Act 57-2014, as amended.

<sup>5</sup> *Id.*

<sup>6</sup> *Id.*

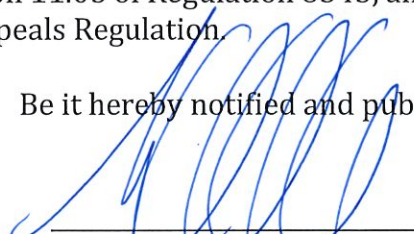
Upon examining Sunnova arguments, the Energy Bureau **GRANTS** confidential designation and treatment for the filed documents<sup>7</sup> in accordance with the provisions of Article 6.15 of Act 57-2014.

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 8543, 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, 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 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.

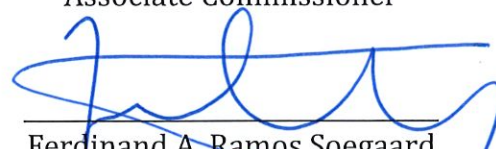
In the alternative, any affected party may file a petition for review before the Court of Appeals within a term of thirty (30) days from the date the copy of the notice of this Resolution was filed in the record of the Energy Bureau. The aforementioned pursuant to Section 11.03 of Regulation 8543, and the applicable dispositions of the UAPA and the Court of Appeals Regulation.

Be it hereby notified and published.

  
Edison Avilés Deliz  
Chairman

  
Lillian Mateo Santos  
Associate Commissioner

  
Ángel R. Rivera de la Cruz  
Associate Commissioner

  
Ferdinand A. Ramos Soegaard  
Associate Commissioner

<sup>7</sup> See Operational Report Annexes, Year 2019.



## CERTIFICATION



I hereby certify that the Puerto Rico Energy Bureau has so agreed on May 17, 2019. I also certify that on May 17, 2019, I have proceeded with the filing of this Resolution was notified by electronic mail sent to: viviana.harrington@sunnova.com and ivc@mcvpr.com. I also certify that this is a true and exact copy of the Resolution issued by the Puerto Rico Energy Bureau and I have sent a copy thereof to:

**Sunnova Energy Corporation**

Viviana Harrington

P.O Box 56229

Houston, TX 77256-6229

**McConnell Valdés, LLC**

Lcdo. Ignacio J. Vidal Cerra

PO Box 364225

San Juan, P.R. 00936

For the record, I sign this in San Juan, Puerto Rico, today, May 17, 2019.

A handwritten signature in blue ink, appearing to read 'Wanda I. Cordero Morales', is written over a horizontal line.

Wanda I. Cordero Morales  
Clerk