

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



IN RE: REQUEST FOR CERTIFICATION
SUNNOVA ENERGY CORPORATION

CASE NO.: CEPR-CT-2016-0002

SUBJECT: Petition for confidential treatment of information and extension to file Puerto Rico Tax Returns.

RESOLUTION

On May 9, 2019, Sunnova Energy Corporation ("Sunnova") filed a motion titled "Motion to Request Confidential Treatment of Financial Information and Extension to File Puerto Rico Tax Returns" ("Motion") before the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau"). As part of its filing, Sunnova submitted its Consolidated Financial Statements for December 2017 and 2018 and requested that such documents and information of sensitive nature¹ be kept confidential, pursuant to Section 6.15 of Act 57-2014² and Section 1.15 of Regulation No. 8701.³

It is important to note that through the Motion, the same request and documents were included for Sunnova Management LLC, which has a separate docket before the Energy Bureau, Case No. CEPR-CT-2016-0020. It should be noted that this type of filing does not conform to the provisions of Section 2.02(A) of Regulation 85434, since the information presented in the Motion relates to two (2) different cases that have not been consolidated by the Energy Bureau. However, the heading of the Motion suggests as if they were consolidated.

For the reason stated, the Motion will not be evaluated by the Energy Bureau until it is correctly submitted in accordance with the regulations of the Energy Bureau. Therefore, each request must be filed under the corresponding case.

¹ See Consolidated Financial Statements, December 2017 and 2018.

² Known as the *Puerto Rico Energy and Transformation and RELIEF Act*, as amended.

³ *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.

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

A blue ink signature of Edison Aviles Deliz, written in a cursive style.

Edison Aviles Deliz
Chairman

A blue ink signature of Lillian Mateo Santos, written in a cursive style.

Lillian Mateo Santos
Associate Commissioner

A blue ink signature of Ángel R. Rivera de la Cruz, written in a cursive style.

Ángel R. Rivera de la Cruz
Associate Commissioner

A blue ink signature of Ferdinand A. Ramos Soegaard, written in a cursive style.

Ferdinand A. Ramos Soegaard
Associate Commissioner



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 and 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.

Wanda I. Cordero Morales
Clerk