

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

JRSP - SECRETARIA
NEGOCIADO DE ENERGIA
DE PUERTO RICO

2019 JUL 16 PM 2:21

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

NO. CEPR-AP-2018-0001

SUBJECT: PREPA's Motion for
Extension of Time Due to Status of
Proposed Contract Amendment

**PREPA'S MOTION FOR EXTENSION OF TIME DUE TO
STATUS OF PROPOSED SIEMENS CONTRACT AMENDMENT**

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") PREPA's Motion for Extension of Time Due to Status of Proposed Contract Amendment. This motion relates to two upcoming deadlines in this docket: (1) the July 17, 2019, deadline for certain new modelling runs and data; and, (2) the July 22, 2019, deadline for responses to the Energy Bureau's July 11, 2019, first set of requirements of information ("ROIs").

1. On June 20, 2019, PREPA filed a Motion, that, among other things, requested that the Energy Bureau approve the proposed Siemens PTI Contract amendment. The proposed amendment involves Fiscal Year 2020 (July 1, 2019, to June 30, 2019) work by Siemens PTI primarily on this IRP case, but also involves work by Siemens PTI to support PREPA responses to Financial Oversight and Management Board ("FOMB") directives and requests and Siemens' provision of technical expertise in

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support of PREPA on planning items, most often to PREPA's Planning directorate. The work under the proposed amendment is capped at \$750,000.

2. On June 24, 2019, the Energy Bureau issued a Resolution and Order requiring more support for the June 20th Motion for approval of the Siemens Contract amendment.

3. On June 26, 2019, PREPA filed a compliance filing.

4. On June 27, 2019, the Energy Bureau issued another Resolution and Order requiring more support for the June 20th Motion for approval of the Siemens Contract amendment.

5. On June 28, 2019, PREPA filed another compliance filing. The filing included a copy of Siemens "Contract Release Number 8" ("CR-8"). CR-8 provided for costs associated with work performed to comply with Energy Bureau orders of March 14, and April 5, 2019, in this docket. CR-8 includes some of the material due on July 17, 2019. CR-8 does not include the material due on July 22, 2019.

6. On July 2, 2019, the Energy Bureau issued a Resolution and Order that: (a) authorized an amendment or new Contract limited to the amount of \$175,721,000, for work identified in CR-8 and (b) required more support for the June 20th Motion.

7. On July 5, 2019, PREPA filed an Interim Compliance Filing re July 2, 2019, and Motion for Reconsideration on General or Interim Basis. PREPA inadvertently did not file a signed signature page and filing / service page. The July 5th Motion speaks for itself, but, in essence, requested that the Energy Bureau reconsider and approve the Siemens Contract amendment or at least approve a larger amount on an interim basis subject to further proceedings.

8. On July 9, 2019, the Energy Bureau issued a Resolution giving PREPA five calendar days to file a signature page for PREPA's July 5th Compliance Filing and Motion. July 14th is a Sunday, so the due date is July 15th.

9. On July 11, 2019, four calendar days early, PREPA filed its Compliance Filing re July 9, Order, and Supplement to Motion for Reconsideration on General or Interim Basis. PREPA attached a July 10, 2019, Memorandum from Siemens with additional information.

10. Meanwhile, also on July 11, 2019, the Energy Bureau issued its 1st set of ROIs in this docket. The Bureau's 1st set of ROIs includes 56 ROIs, most of which have multiple subparts.

11. The Energy Bureau's 1st set of ROIs' directions give PREPA an unusually short amount of time to respond. The directions give PREPA just 11 calendar days, or just 7 business days, to respond (issued July 11, responses due July 22). That is a very short amount of time for responses to discovery in utility regulation, especially such a voluminous set of discovery. Four weeks is a more common amount of time for a set of discovery requests of this magnitude. In the 2015 IRP case, the Energy Bureau's 1st set of ROIs was 29 requests, mostly with subparts, and the directions gave PREPA 21 calendar days, or 14 business days, to respond (issued September 24, 2015, responses due October 15, 2015).

12. To the best of PREPA's knowledge, the Energy Bureau has not yet approved the proposed Siemens Contract amendment or ruled upon PREPA's July 5th Motion as such or as supplemented on July 11th.

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13. Under these circumstances, PREPA seeks (1) an extension of the July 17th compliance deadline to one month after approval/execution of contract and (2) an extension of the July 22 ROI responses deadline to 21 calendar days after approval/execution of contract.

14. The extension of the July 17 deadline to one month after approval/execution of contract is warranted because Siemens needs to perform extensive work in order for PREPA to answer the requested information of the AES assessment.


15. The extension of the July 22 deadline to 21 calendar days after approval/execution of contract is warranted because (a) the Energy Bureau's 1st set of ROIs is highly voluminous and the existing response deadline is unusually short and is not practical and (b) Siemens needs to perform extensive work in order for PREPA to answer the 1st set of ROIs but does not have any contract amount approved for that work.

WHEREFORE, the Puerto Rico Electric Power Authority respectfully requests that the Honorable Puerto Rico Energy Bureau grant this Motion, approve the proposed Siemens Contract amendment as soon as possible, extend the due dates as requested in this Motion, and enter any other relief as is warranted.

RESPECTFULLY SUBMITTED.

IN SAN JUAN, PUERTO RICO, THIS 16TH DAY OF JULY, 2019

PUERTO RICO ELECTRIC POWER AUTHORITY


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