

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

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

CASE NO.: CEPR-AP-2018-0001

SUBJECT: PREPA's Compliance re August
13 Presentation Documents and
Confidentiality Designations.

RESOLUTION

On August 9, 2019, the Puerto Rico Electric Power Authority ("PREPA") filed before the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") a document titled *PREPA's Compliance re August 13 Presentation Documents and Confidentiality Designations* ("Compliance Filing"). Through its Compliance Filing, PREPA provided three (3) presentation documents for the August 13, 2019 Initial Technical Hearing, as required in the July 26, 2019 Resolution and Order in the instant case.¹ PREPA explains that the presentation documents are as follows:

1. An Introductory presentation document;
2. The main presentation document, which includes an overview of the methodology and subjects of the proposed Integrated Resource Plan ("IRP"); and
3. A presentation regarding PREPA's IRP Minigrid proposal.

PREPA states that there are three (3) versions for the presentation regarding the IRP Minigrid proposal: (i) a public version, (ii) a confidential version that excludes Critical Energy Infrastructure Information ("CEII"), and (iii) a confidential version that includes CEII. PREPA argues that the confidential information contained in the aforementioned presentations parallel information for which confidential treatment was granted through the July 3, 2019 Resolution and Order. Therefore, PREPA requests a confidentiality designation for the confidential versions of the presentation on the IRP Minigrid proposal.

Upon review of PREPA's documents and arguments, the Energy Bureau **TAKES NOTICE** of the filed presentations. Furthermore, the Energy Bureau **GRANTS** confidential designation to the following documents:

1. 04 Confidential - PREPA IRP 2019 - MiniGrid_and_Transmission_Draft.pdf;
2. 05 Confidential and CEII - PREPA IRP 2019 -
MiniGrid_and_Transmission_Draft.pdf.

¹ See Resolution and Order, Appointment of Hearing Examiner; Initial Technical Hearing Format, Case No. CEPR-AP-2018-0001, *In Re: Review of the Puerto Rico Electric Power Authority Integrated Resource Plan*.



The Energy Bureau will handle the confidential information according to the procedures established in Resolution CEPR-MI-2016-0009, as amended.²

Any party affected by this determination may move for reconsideration of this Resolution before the Puerto Rico Energy Bureau under Section 11.01 of Regulation 8543,³ and the 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 filing this Resolution. Such request must be presented to the Bureau Clerk's Office, at World Plaza Building, 268 Ave. Muñoz Rivera, Level Ste. 202, San Juan, P.R. 00918, or electronically in the Energy Bureau's digital platform at <https://radicacion.energia.pr.gov/>.

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 notice of such denial, or from the expiration of the fifteen (15)-day term. 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. Such resolution shall be issued and filed in the record within ninety (90) days after the motion to reconsider has been filed. If the Energy Bureau accepts the motion to reconsider but takes no action regarding said motion within ninety (90) days of its filing, it shall lose jurisdiction on the motion and the term to file judicial review shall commence upon the expiration of the 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.

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. Under Section 11.03 of Regulation 8543, and the dispositions of the UAPA and the Court of Appeals Regulation.



² See Resolution, Confidentiality, Case No. CEPR-MI-2016-0009, *In Re: Policy on Management of Confidential Information in Procedures before the Commission*, August 31, 2019.

³ *Regulation on Adjudicative, Notice of Noncompliance, Rate Review, and Investigation Procedures*, December 18, 2014.

Be it published and notified.

Edison Avilés Deliz
Chairman


Lillian Mateo Santos
Associate Commissioner



Ángel R. Rivera de la Cruz
Associate Commissioner


Ferdinand A. Ramos Soegaard
Associate Commissioner

CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on August 13, 2019. I also certify that on August 13, 2019 a copy of this Resolution was notified by electronic mail to: astrid.rodriguez@prepa.com, jorge.ruiz@prepa.com, n-vazquez@aeepr.com, c-aquino@prepa.com, acarbo@edf.org, javier.ruajovet@sunrun.com, pedrosaade5@gmail.com, rstgo2@gmail.com, rmurthy@earthjustice.org, larroyo@earthjustice.org, jluebkmann@earthjustice.org, carlos.reyes@ecoelectrica.com, ccf@tcmrslaw.com, rtorbert@rmi.org, victorluisgonzalez@yahoo.com, mgrpcorp@gmail.com, hriviera@oipc.pr.gov, jriviera@cnslpr.com, manuelgabrielfernandez@gmail.com, axel.colon@aes.com, acasellas@amgprlaw.com, corey.brady@weil.com, maortiz@lvprlaw.com, rnegron@dnlawpr.com, paul.demoudt@shell.com, escott@ferraiuoli.com, aconer.pr@gmail.com, agraitfe@agraitlawpr.com, presidente@ciapr.org, castrodiappalaw@gmail.com, voxpopulix@gmail.com, cfl@mcvpr.com, sierra@arctas.com, tonytorres2366@gmail.com, info@liga.coop, amaneser2020@gmail.com.

I sign this in San Juan, Puerto Rico, today August 13, 2019.


Sonia M. Seda Gaztambide
Interim Clerk

