



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

**IN RE:** REQUEST FOR CERTIFICATION  
PATTERN SANTA ISABEL, LLC.

**CASE NO.:** CEPR-CT-2016-0011

**SUBJECT:** Order

**RESOLUTION AND ORDER**

On May 23, 2019, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") ordered Pattern Santa Isabel, LLC ("Pattern") to within a term of five (5) days submit evidence of the payment of the corresponding fee for filing its operational report, and submit evidence of the presentation of its operational report before the [Energy Public Policy Program (EPPP)] in compliance with Act 57-2014<sup>1</sup> and Section 2.02 (A)(1) of Regulation 8701<sup>2</sup> regarding the electric service companies' obligation to submit their annual operational report.

On May 29, 2019, Pattern submitted a letter stating that on March 27, 2019 a copy of the operational report was mailed via overnight to the office of the EPPP and they attached a copy of the EPPP referral to the letter. Also, on June 10, 2019, Pattern satisfied the payment of the filing fee in compliance with Regulation 8701. The Energy Bureau received the corresponding payment for two thousand dollars (\$2,000.00). However, the letter submitted by Pattern does not comply with the written appearance requirements stated in Regulation 8543.

Section 2.02 of Regulation 8543<sup>3</sup> provides:

**Section 2.02.- General Requirements of Written Appearances**

Every pleading, motion or document presented before the Energy Bureau must comply with these requirements:

- A) Have a heading or subheading with the name of the [Bureau], the name of the parties, the case number (assigned by the [Bureau]), and the nature of the complaint. The initial document shall include the names of all petitioners and

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<sup>1</sup> Known as the *Puerto Rico Energy Transformation and RELIEF Act*, as amended.

<sup>2</sup> *Amendment to Regulation No. 8618, on Certification, Annual Fees and Operational Plans of Electric Service Companies in Puerto Rico*, Regulation No. 8701, Energy Bureau, February 17, 2016.

<sup>3</sup> *Regulation on Adjudicative, Notice of Non-Compliance, Rate Review, and Investigation Proceedings*, Regulation No. 8543, Energy Bureau, December 18, 2014.




respondents. However later documents shall only display the name of the first parties mentioned in the initial document, and the abbreviation "et al." shall reference the other petitioners and respondents.

- B) Be on U.S. letter-sized paper, in 12-point font, double-spaced.
- C) The initial document presented before the [Bureau] shall include the name, last name, physical address, mailing address, phone number and email address of every appearing party. During the adjudicative proceedings, all appearing parties must provide written notice to the [Bureau] of any change in their contact information within three (3) days, counted from the date on which the change occurred. Failure to meet this requirement will impose penalties.
- 1) If the appearing party is a corporation or a limited liability company organized under the laws of the Commonwealth of Puerto Rico, the Department of State registry number shall be included.
  - 2) If the appearing party is a person with a personal business, the name under which the person does business shall be included.
  - 3) If the party is represented by a lawyer or the [Bureau] establishes otherwise by way of an order, the mailing address and email address provided under this paragraph shall be the addresses that the [Bureau] will use to notify the parties of its orders and resolutions, and the addresses all appearing parties in the case will use to notify copies of all documents presented before the [Bureau].
- D) Include the date of presentation of the document before the [Bureau].
- E) Except for claims that result in initiating an adjudicative proceeding before the [Bureau], every document shall contain a certification from the appearing party or the appearing party's lawyer with being represented, indicating that they have served a copy to every other party to the case of the document, and the vehicle used to effect said notice.
- 1) Notice to all parties shall be affected the same day the document is presented before the [Bureau].
  - 2) When a lawyer represents a party, notice shall be served



to the lawyer, unless the [Bureau] orders that notice be sent directly to the party.

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- 3) Notice shall be sent via email to the address on record. If any party, or lawyer, has no email account, notice shall be personally delivered, faxed or mailed to the number or address, as may be the case, appearing on record. Notice shall be served upon being sent (via email or fax) or upon being mailed.
  - F) The document shall be signed by the appearing party's lawyer, or by the party themselves, if not legally represented. The signature of the party or the party's attorney shall constitute a certification that the undersigned has read the document and, to the best of his knowledge, understanding and belief, formed after reasonable examination, the information submitted is true and accurate. The name, last names, physical address, mailing address, telephone number and email address of the undersigned shall be indicated on top or beneath the signature. When a lawyer appears in representation of a party, all writings must also include the attorney's registration number.
    - 1) Every lawyer who has appeared before the [Bureau] in representation of a party and resigns as legal counsel of the party during proceedings must provide written notice to the [Bureau] by the period of ten (10) days prior to the resignation becoming effective. If a sudden resignation occurs, written notice shall be served within three (3) days from the date the resignation becomes effective.
  - G) The appearing parties may annex documents to any claim, pleading, or motion presented, which shall be part of the claim, pleading, or motion to which they are annexed. Notwithstanding, the [Bureau] shall determine its admissibility as evidence and its probative value in the corresponding procedural phase.

The Energy Bureau **GRANTS** Pattern ten (10) days, from notification of this Resolution and Order, to comply with the provisions regarding the written appearance before the Energy Bureau. The Energy Bureau **WARNS** Pattern that the noncompliance with Act 57-2014 and/or Energy Bureau Regulations is sufficient cause for the imposition of fines and other administrative sanctions. For these purposes, future responses to orders to show cause, or any other Energy Bureau order, not filed properly, or that include documents without evidence that the payment of the corresponding charge has been made, shall be considered not filed.

Be it notified and published.




Edison Avilés Deliz  
Chairman



Ángel R. Rivera de la Cruz  
Associate Commissioner



Lillian Mateo Santos  
Associate Commissioner




Ferdinand A. Ramos Soegaard  
Associate Commissioner

#### CERTIFICATION

I hereby certify that the Puerto Rico Energy Bureau has so agreed on August 4, 2019. I also certify on August 7, 2019 a copy of the Resolution and Order was notified by electronic mail sent to [sergio.gonsales@patternenergy.com](mailto:sergio.gonsales@patternenergy.com). I also certify that this is a true and exact copy of the Resolution and Order issued by the Puerto Rico Energy Bureau and I have proceeded with the filling of this Resolution and Order and I have sent a copy thereof to:

**Sergio Gonsales**  
Pattern Santa Isabel, LLC  
1201 Louisiana Street  
Suite 3200  
Houston, TX 77002

For the record, I sign this in San Juan, Puerto Rico, today, August 7, 2019



Wanda I. Cordero Morales  
Clerk