



**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: Request for extension of time to
submit responses to discovery.

RESOLUTION AND ORDER

On August 1st and 8th, 2019, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issued, via email, the Puerto Rico Electric Power Authority's ("PREPA") Requests for Information No. 4 and No. 5 ("ROIs"). The responses for ROI No. 4 are due on August 23, 2019. The responses for ROI No. 5 are due on August 26, 2019.¹

On August 22, 2019, PREPA filed a document titled "Request for Extension of Time to File Responses to Request for Information the Bureau's 4th and 5th Requirement for Information" ("Motion") in which it requests an extension of time to submit the responses to the ROI's on August 30, 2019.² PREPA argued that it and its main consultant for the IRP, Siemens, spent a considerable amount of time preparing for the Initial Technical Conference held on August 13, 2019.³ PREPA also stated that some responses and supporting documents pertaining to the ROIs will be submitted within the applicable deadline.⁴ It is important to note that the Motion lacks a description of the specific responses for which the extension is requested. Finally, PREPA alleged that the extension of time will not prejudice the rights of other parties.⁵

The lack of specificity in the Motion regarding the responses for which the extension is requested, hinders the Energy Bureau's ability to assess the reasonability and timeliness

¹ It is important to clarify that the term for submitting the response to the IRP Requests for Information was established by the Energy Bureau in the July 3, 2019 Resolution and Order. Therefore, the provisions of Regulation 8543 are not applicable to the discovery process of the instant case.

² See, Motion, August 22, 2019, In Re: Review of the Puerto Rico Electric Power Authority Integrated Resource Plan, Case No.: CEPR-AP-2018-0001, p. 3.

³ *Id.*, p. 2, ¶ 5.

⁴ *Id.*, ¶ 6.

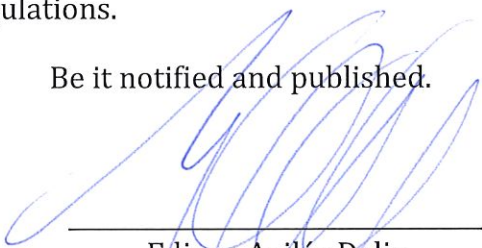
⁵ *Id.*, ¶ 9.

of PREPA's request.⁶ Moreover, contrary to PREPA's allegation, the requested extension of time could impact the discovery process and the second part of the Initial Technical Conference, scheduled for September 4 and 5. A timely delivery of the responses to the ROIs will result in a more efficient and effective technical hearing. Moreover, a delay in PREPA's submission could have an adverse effect in the Intervenor's discovery process, given the time allotted for discovery.

Furthermore, PREPA and Siemens are aware of the rigorous requirements of the IRP process. As with other major cases before the Energy Bureau, the parties must strive for an efficient use of the allotted time in each phase of the process. The Energy Bureau recognizes that PREPA and other intervenors have limited manpower resources. However, this could not be an excuse to not meeting deadlines, specially when the schedule is published ahead of time. There will be several overlapping events during the IRP approval process. PREPA and all Intervenor **must** plan ahead to properly coordinate and utilize their personnel and resources to ensure timely compliance with the procedural calendar.

For the foregoing reasons, the Energy Bureau **DENIES** the Motion. The Energy Bureau **WARNS** PREPA that noncompliance with the orders and regulations of the Energy Bureau may carry the imposition of fines of up to twenty-five thousand dollars (\$25,000.00) per day per violation or other administrative penalties, under applicable statutes and regulations.

Be it notified and published.



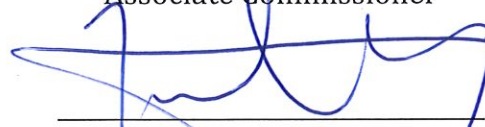
Edison Avilés Deliz
Chair



Lillian Mateo Santos
Associate Commissioner



Ángel R. Rivera de la Cruz
Associate Commissioner



Ferdinand A. Ramos Soegaard
Associate Commissioner


Be it published and notified.

⁶ Both in quantitative and qualitative terms (*i.e.*, the number of responses pending and the complexity of the responses pending).

CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on August 22, 2019. I also certify that on August 22, 2019 a copy of this Resolution and Order was notified by electronic mail to: astrid.rodriguez@prepa.com, jorge.ruiz@prepa.com, n-vazquez@aeep.com, c-aquino@prepa.com, mvazquez@diazvaz.law, kbolanos@diazvaz.law, acarbo@edf.org, javier.ruajovet@sunrun.com, pedrosaade5@gmail.com, rmurthy@earthjustice.org, carlos.reyes@ecoelectrica.com, ccf@tcmrslaw.com, victorluisgonzalez@yahoo.com, mgrpcorp@gmail.com, hriviera@oipc.pr.gov, jrivera@cnslpr.com, manuelgabrielfernandez@gmail.com, acasellas@amgprlaw.com, corey.brady@weil.com, maortiz@lvprlaw.com, rnegron@dnlawpr.com, paul.demoudt@shell.com, escott@ferraiuoli.com, agraitfe@agraitlawpr.com, castrodieppalaw@gmail.com, voxpoplux@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 22, 2019.



Wanda I. Cordero Morales
Clerk