

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

NEPR

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IN RE:

**REVIEW OF THE PUERTO RICO
ELECTRIC POWER AUTHORITY
INTEGRATED RESOURCE PLAN**

CASE NO.:
CEPR-AP-2018-0001

SUBJECT:
PREB ROI 10

**MOTION FOR EXTENSION OF DEADLINE TO RESPOND TO THE ENERGY
BUREAU'S TENTH REQUIREMENT OF INFORMATION TO PREPA**

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COMES NOW the Puerto Rico Electric Power Authority through the undersigned legal representation and respectfully sets forth and pray:

1. On November 5, 2019, the Puerto Rico Electric Power Authority (PREPA), filed before the Energy Bureau of the Puerto Rico Public Service Regulatory Board (the "Energy Bureau") a *Request for Approval of Amended and Restated Power Purchase Agreement with EcoEléctrica and Natural Gas Sale and Purchase Agreement with Naturgy; Request for Confidential Treatment of its Letter and Accompanying Attachments* (the "Petition") under case no. NEPR-AP-2019-0001. In response to the requests made in the Petition, the Energy Bureau issued a *Resolution and Order* in the case of caption in which it was informed that the Petition was denied without prejudice and also, that the Energy Bureau could request additional information under the case of caption to effectively create a process parallel to the Integrated Resource Plan process (the "Resolution"). See Resolution, p. 3. As advanced in the Resolution, that same day the Energy Bureau served the 10th Requirement of Information to PREPA (the "PREB ROI 10"). The PREB ROI 10 is comprised of nine (9) interrogatories and request of production of documents. Each of the nine (9) items has

additional subparts which sum thirty-three (33) interrogatories and requests for production of documents.

2. In order to respond to each of the requests made in the PREB ROI 10, as it is made to respond to other requests, PREPA needs set technical groups. The technical groups are comprised of PREPA officers and retained consultants. The team then works together to gather all the information that is required to correctly respond to each interrogatory, create and produce any additional model runs requested and also, produce all any and all requested documents.

3. The PREB ROI 10 has complicated interrogatories that require a complex effort to correctly answer. Considering the complexity of the requested simulations, PREPA will not be complete all the metrics results by January 15th, 2020, which is the deadline to serve the responses. There are technical limitations of the Aurora model to simulate the dependency of Costa Sur gas delivered costs to the selection of the new EcoEléctrica Power Purchase and Operating Agreement (the “EcoElectrica PPOA”), which might imply running two to three simulations for every case in which the EcoElectrica PPOA is not selected by the model. That is, if the EcoElectrica PPOA is selected, the natural gas supply to Costa Sur will be delivered at the same costs of the new EcoElectrica PPOA. However, if the EcoElectrica PPOA is not selected by the model, regasification costs and delivered gas for Costa Sur units 5&6b (the “CS 5&6”) will be more costly, reflecting the fact that CS 5&6 would have to cover the entirety of the costs of the liquified natural gas terminal that would need to be retrofitted to make up for the loss of the steam from the EcoElectrica plant. This cost is approximated with the costs of a new ship-based liquified natural gas terminal on the south sized to Costa Sur consumption. The Aurora model cannot capture this interdependency and more than one simulation will be needed to find the optimal solution. As with previous simulations, we expect for the EcoElectrica PPOA to be selected based on

economics. After discussing this with conferring with its consultants and key officers, PREPA understand that the responses to the PREB ROI 10 can be completed and submitted on January 22nd, 2020.

4. PREPA understands that an extension of one week, that is until January 22, 2019, to submit the responses to the PREB ROI 10, will not affect the operative Revised Procedural Calendar. Pursuant to the Revised Procedural Calendar the intervenors have until January 20, 2020 to file supplemental written testimony on PREPA's answers to PREB ROI 10. *See* Resolution, Sec. II. Revised Procedural Calendar. If the Energy Bureau grants PREPA until January 22, 2020, to serve the responses to PREB ROI 10, the intervenors would still have a week to prepare and submit their supplemental written testimony on PREPA's answers to PREB ROI 10. PREPA understands that, since the supplemental testimonies are limited to PREPA's answers to PREB ROI 10, one week is sufficient for the intervenors to complete and serve their testimonies.

5. PREPA hereby certifies that it has carefully examined the matter and concluded that there is a true need for an extension to serve PREPA's answers to PREB ROI 10; PREPA has not created the need for the extension through any lack of due diligence; and also, PREPA has made a bona fide effort to resolve the matter without an extension.

WHEREFORE, PREPA requests the Energy Bureau to grant until January 22, 2020 to serve PREPA's answers to PREB ROI 10.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 14th day of January 2020.

/s Katuska Bolaños
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CERTIFICATE OF SERVICE

It is hereby certified that, on this same date I have filed the above motion using the Energy Bureau's Electronic Filing System, at the following address: <http://radicacion.energia.pr.gov> and that a courtesy copy of the filing was sent via e-mail to: sierra@arctas.com; tonytorres2366@gmail.com; cfl@mcvpr.com; gnr@mcvpr.com; info@liga.coop; amaneser2020@gmail.com; hriviera@oipc.pr.gov; jriviera@cnslpr.com; carlos.reyes@ecoelectrica.com; ccf@tcmrslaw.com; manuelgabrielfernandez@gmail.com; acarbo@edf.org; pedrosaade5@gmail.com; rmurthy@earthjustice.org; rstgo2@gmail.com; larroyo@earthjustice.org; jluebkmann@earthjustice.org; acasellas@amgprlaw.com; loliver@amgprlaw.com; epo@amgprlaw.com; robert.berezin@weil.com; marcia.goldstein@weil.com; jonathan.polkes@weil.com; gregory.silbert@weil.com; agraitfe@agraitlawpr.com; maortiz@lvprlaw.com; rnegron@dnlawpr.com; castrodieppalaw@gmail.com; voxpopulix@gmail.com; paul.demoudt@shell.com; javier.ruajovet@sunrun.com; escott@ferraiuoli.com; SProctor@huntonak.com; GiaCribbs@huntonak.com; mgrpcorp@gmail.com; aconer.pr@gmail.com; axel.colon@aes.com; rtorbert@rmi.org; apagan@mpmlawpr.com; mpietrantoni@mpmlawpr.com.

In San Juan, Puerto Rico, this 14th day of January 2020.

s/ Katuska Bolaños
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