

COMMONWEALTH OF PUERTO RICO`
Public Service Regulatory Board
Energy Bureau
WORLD PLAZA BUILDING
268 MUÑOZ RIVERA AVE,
SAN JUAN, PR. 00918

NEPR

Received:

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IN RE: Puerto Rico Electric Power Authority's
Integrated Resource Plan

Case Number: CEPR-AP-2018-0001

Subject: PREPA's Urgent Request to Stay
Proceedings, To Set Aside Procedural
Calendar *Sine Die* And For Status
Conference

Opposition to PREPA's Request to Stay Proceedings

COMES NOW, PV Properties, Inc., Coto Laurel Solar Farm, Inc. and Windmar Renewable Energy, Inc. (collectively, "WindMar"), through the undersigned legal counsel, respectfully state and pray:

1. On January 20, PREPA filed a Motion for "Urgent Request To Stay Proceedings, To Set Aside Procedural Calendar *Sine Die* And For Status Conference" requesting the Energy Bureau grant a stay of the current proceedings until March 31, 2020. Allegedly this period is needed for PREPA to assess its assets and evaluate revising its Draft IRP as a result of the January 7, 2020 earthquake.
2. As an Intervenor WindMar has a legitimate interest in the current proceeding continuing its process including the established calendar.
3. WindMar understands any potential amendments to the Draft IRP resulting from PREPA's assessment of its assets can be evaluated and incorporated into the final IRP as a part of its evaluation process. Clearly, all resource plans suffer continuous changes and are subject to the dynamic circumstances of reality.

4. Furthermore, PREPA's Draft IRP includes multiple statements and determinations that lead us to believe the requested Stay is unnecessary. Here are some examples:

- PREPA claims it took into consideration "future natural disasters". (See Siemens Industry, Inc. – Siemens Power Technologies International Pages 2 -7 2-7 of the *Puerto Rico Integrated Resource Plan 2018-2019 Draft for the Review of the Puerto Rico Energy Bureau*)

"A more detailed discussion of these impacts, specific to the baseline load projections and range of load uncertainty considered in the IRP analysis, is included in Part 3 – Load Forecast of this report. A real additional risk of future natural disasters in the coming years cannot be ignored. Although these quantum events are difficult to directly include in such an analysis, the range of future market conditions, particularly load growth, aim to incorporate a realistic range of recovery outlooks for Puerto Rico and the resulting impacts to resource decisions over the 20-year planning period are covered in this IRP."

- PREPA identified "39 existing generation units, with a total capacity of 5,010MW" which can provide the island's demand; (Se Siemens Industry, Inc. – Siemens Power Technologies International 4 -1 4-1 of the *Puerto Rico Integrated Resource Plan 2018-2019 Draft for the Review of the Puerto Rico Energy Bureau*)

"Siemens reviewed and discussed PREPA's existing generation resources, including the units' condition and operating status, with PREPA's staff. As a result of this review, 39 existing generation units, with a total capacity of 5,010 MW, were determined to be in acceptable operating condition for consideration as available resources in this IRP."

- PREPA already contemplated the retirement of Costa Sur 5 this year and Costa Sur 6 next year. (See Siemens Industry, Inc. – Siemens Power Technologies International 1 0-5 of the *Puerto Rico Integrated Resource Plan 2018-2019 Draft for the Review of the Puerto Rico Energy Bureau*)

"In the ESM the following unit retirements are recommended in the first five years of the plan, subject to the availability of the new generation resources, and the realization of the other assumptions in the capacity expansion plan. Please see Part 8 for more details."

<i>Exhibit 10-5:</i>	<u><i>Unit Retirements Unit</i></u> <i>Frame 5 Peakers</i> <i>Aguirre ST 1</i> <i>Aguirre ST 2</i> <i>Costa Sur 6</i> <i>Costa Sur 5</i> <i>San Juan 7&8</i>	<u><i>Last Year in Service</i></u> <i>2019 to 2021</i> <i>2019</i> <i>2020</i> <i>2020</i> <i>2021</i> <i>2023"</i>
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5. Based on the aforementioned, WindMar respectfully requests the Energy Bureau continue with the established Calendar and deny PREPA's request to Stay Proceedings.

Respectfully submitted in San Juan, Puerto Rico, on January 22, 2020.

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CERTIFICATE OF SERVICE

We hereby certify to have notified copy of this document to the following people:

The Puerto Rico Energy Bureau through its electronic filing tool at <https://radicacion.energia.pr.gov> and through wcordero@energia.pr.gov, secretaria@energia.pr.gov; legal@energia.pr.gov; sugarte@energia.pr.gov and viacaron@energia.pr.gov, and to the Puerto Rico Electric Power Authority through the following email addresses: Katuska Bolaños (kbolanos@diazvaz.law); Nitza D. Vázquez Rodríguez (n-vazquez@aepr.com); Carlos M. Aquino Ramos (caquino@prepa.com); Astrid I. Rodríguez Cruz (astrid.rodriguez@prepa.com); Jorge R. Ruíz Pabón (jorge.ruiz@prepa.com), and Maralíz Vázquez (mvazquez@diazvaz.law).

We also certify that on this date we sent a copy of this document to: rtorbert@rmi.org; corey.brady@weil.com; presidente@ciapr.org; secretaria@energia.pr.gov;

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In San Juan, Puerto Rico, on January 22, 2020.