

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



IN RE: PUERTO RICO ELECTRIC POWER
AUTHORITY RATE REVIEW

CASE NO.: CEPR-AP-2015-0001; NEPR-AP-
2018-0003

SUBJECT: PREPA's Request for Confidential
Designation.

RESOLUTION

On December 15, 2019 the Puerto Rico Electric Power Authority ("PREPA") submitted before the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") a motion titled *Request for Confidential Designation of Attachments to PREPA's Motion to Submit Reconciliations for the Months of September, October and November 2019, Proposed Factors for the Period of January through March 2020 and Public Lighting Repair Report* ("December 15 Motion"). Through the December 15 Motion, PREPA requested the Energy Bureau to grant confidential designation to certain excel spreadsheets¹ filed before the Energy Bureau on December 13, 2019 as attachments to the *Motion to Submit Reconciliations for the Months of September, October and November 2019, Proposed Factors for the Period of January through March 2020 and Public Lighting Report*.

PREPA alleges that the excel spreadsheets contain formulas, calculations and procedures that are commercial business information which could provide other enterprises a competitive edge or advantage. However, the Excel spreadsheets were made public without the formulas, calculations and procedures that are proprietary information of PREPA.

Upon review of PREPA's arguments, the Energy Bureau **GRANTS** confidential designation and treatment to the documents filed and listed in its December 15 Motion.

Any party affected by this determination may move for reconsideration of this Resolution before the Energy Bureau under Section 11.01 of Regulation 8543,² 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 move for reconsideration within the term of twenty (20) days from filing this Resolution. Such request must be presented to the Energy Bureau Clerk's Office.

The Energy Bureau shall consider said motion within fifteen (15) days of its filing.

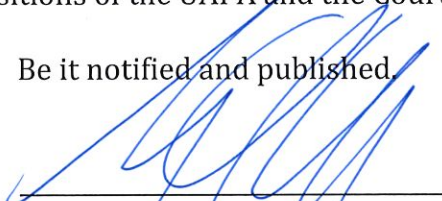
¹ Estimado de consumo generación y dmax trimestre de enero febrero y marzo.xlsx; January-March 2020 FACTORS.xlsx; QUARTER RECONCILIATION FILE SEP-OCT-NOV 2019.xlsx

² Regulation on Adjudicative, Notice of Noncompliance, Rate Review and Investigation Procedures, December 18, 2014.

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 of the case. Such resolution shall be issued and filed in the record of the case 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.


Be it notified and published.



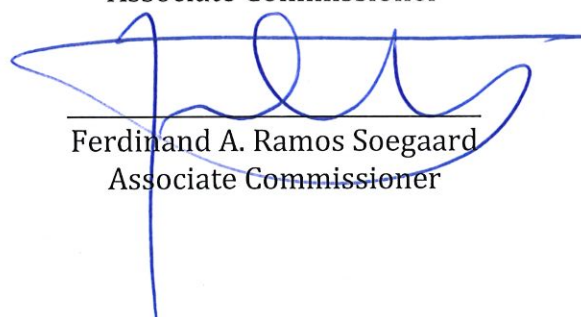
Edison Avilés Deliz
Chairman



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 majority of the members of the Puerto Rico Energy Bureau has so agreed on December 23, 2019. I also certify that on December 23, 2019 a copy of this was notified by electronic mail to the following: astrid.rodriguez@prepa.com, jorge.ruiz@prepa.com, n-vazquez@prepa.com, n-ayala@prepa.com, c-aquino@prepa.com, j-morales@prepa.com, hriviera@oipc.pr.gov, maribel.cruz@acueductospr.com, pga@caribe.net, jfeliciano@constructorespr.net, nydinmarie.watlington@cemex.com, epenergypr@gmail.com, aconer.pr@gmail.com, glenn.rippie@r3law.com, john.ratnaswamy@r3law.com, michael.guerra@r3law.com, pnieves@vnblegal.com, abogados@fuerteslaw.com, jorgehernandez@escopr.net, ecandelaria@camarapr.net, agraitfe@agraitlawpr.com, francisco.rullan@aae.pr.gov, mgrpcorp@gmail.com, manuelgabrielfernandez@gmail.com, mmuntanerlaw@gmail.com, licenciadamasferrer@gmail.com, kbolanos@diazvaz.law and wilma.lopez@aae.pr.gov. I also certify that today, December 23, 2019, I have proceeded with the filing of the Resolution issued by the Puerto Rico Energy Bureau and I have sent a true and exact copy to the following:

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For the record, I sign this in San Juan, Puerto Rico, today December 23, 2019.



Wanda I. Cordero Morales
Clerk

