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:** Petition of National Public Finance Guarantee Corporation to Intervene.

RESOLUTION

On July 3, 2019, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issued a Resolution and Order in the instant case regarding the Integrated Resource Plan ("IRP") Filing presented by the Puerto Rico Electric Power Authority ("PREPA") on June 7, 2019 ("July 3 Resolution and Order").[1] Through the July 3 Resolution and Order, the Energy Bureau determined that PREPA complied with the requirements established on Regulation 9021.[2] The Energy Bureau also determined it was necessary to commence Phase 2 of the IRP approval process, as established on Regulation 9021, and issued the Procedural Calendar for the instant case.

To ensure transparency in its proceedings, and to promote ample public participation, the Energy Bureau invited any interested person to file a petition to intervene or a petition to appear as *Amicus Curiae* in the instant proceeding. The term to file such petition began on July 3, 2019 and ends on August 2, 2019, as established on the July 3 Resolution and Order.

On August 1, 2019, National Public Finance Guarantee Corporation ("National") filed a document titled *Petition of National Public Finance Guarantee Corporation to Intervene* ("Petition"). Through its Petition, National stated the grounds for requesting intervention in the instant proceeding.

Upon review of National's arguments, the Energy Bureau **DETERMINES** that National meets the requirements set forth in Regulation No. 8543[3] and Sections 3.5 and 3.6 of Act 38-2017.[4] Therefore, the Energy Bureau **GRANTS** National's Petition. Furthermore, to avoid any

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[1] *See* Resolution and Order, Completeness Determination of PREPA's IRP Filing and Procedural Calendar, Case No. CEPR-AP-2018-0001, *In Re: Review of the Puerto Rico Electric Power Authority Integrated Resource Plan*.

[2] *Regulation on Integrated Resource Plan for the Puerto Rico Electric Power Authority*, April 24, 2018.

[3] *Regulation on Adjudicative, Notice of Noncompliance, Rate Review and Investigation Procedures*, December 18, 2014.

[4] *Uniform Administrative Procedures Act of the Government of Puerto Rico*, as amended.

undue delays in the procedures, the Energy Bureau **ORDERS** National to inform the Energy Bureau, **on or before August 6, 2019, 5:00 pm**, the names of the two (2) legal representatives that will actively participate in the instant case procedures (*i.e.*, technical conferences and evidentiary hearings) as lead counsel on behalf of National.

Any party affected by this determination may move for reconsideration of this Resolution before the Puerto Rico Energy Bureau under Section 11.01 of Regulation 8543, and Act 38-2017. 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 Bureau Clerk's Office, at World Plaza Building, 268 Ave. Muñoz Rivera, Level Ste. 202, San Juan, P.R. 00918, or electronically in the Energy Bureau's digital platform at https://radicacion.energia.pr.gov/.

The Energy Bureau shall consider said motion within fifteen (15) days of its filing. 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. Such resolution shall be issued and filed in the record 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 the 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 Act 38-2017 and the Court of Appeals Regulation.

Be it published and notified.

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 August 5, 2019. I also certify that on August 5, 2019 a copy of this Resolution notified by electronic mail to the following: astrid.rodriguez@prepa.com, jorge.ruiz@prepa.com, n-vazquez@aeepr.com, c-aquino@prepa.com, acarbo@edf.org, javier.ruajovet@sunrun.com, pedrosaade5@gmail.com, rstgo2@gmail.com, rmurthy@earthjustice.org, larroyo@earthjustice.org, jluebkemann@earthjustice.org, carlos.reyes@ecoelectrica.com, ccf@tcmrslaw.com, rtorbert@rmi.org, victorluisgonzalez@yahoo.com, mgrpcorp@gmail.com, hrivera@oipc.pr.gov, jrivera@cnslpr.com, manuelgabrielfernandez@gmail.com, axel.colon@aes.com, acasellas@amgprlaw.com, loliver@amgprlaw.com, epo@amgprlaw.com, rob.berezin@weil.com, marcia.goldstein@weil.com, jonathan.polkes@weil.com, gregory.silbert@weil.com. I also certify that today, August 5, 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:

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I sign this in San Juan, Puerto Rico, today August 5, 2019.

Wanda I. Cordero Morales
Clerk