

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

NEPR Received: Mar 11, 2020 5:52 PM
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IN RE:

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

CASE NO.:

CEPR-AP-2018-0001

SUBJECT:

Reply to Legal Briefs

REQUEST FOR EXTENSION OF TIME TO FILE REPLY TO LEGAL BRIEFS

TO THE 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 February 28, 2020, the Energy Bureau¹, *sua ponte*, entered a *Resolution* modifying the operative procedural calendar in the best interest of having a more robust complete record (the “February 28 Resolution”). The deadline to file final substantive and legal briefs was reset for March 3, 2020 and the deadline to file reply to legal briefs was reset for March 16, 2020.

2. PREPA completely agreed that such extension was warranted and the additional time allowed PREPA to more carefully examine the matters and arguments that it wanted to present the Energy Bureau in its final substantive and legal brief.

3. Pursuant to the February 28 Resolution, by the close of March 3, 2020, ten (10) final and “substantive” legal briefs had been filed.² It is safe to say that the intervenors’ briefs, excluding AES Puerto Rico L.P.’s, challenge Proposed IRP. Some of these briefs have less than twenty (20) pages, while others have more than sixty (60). The intervenors won’t necessarily file replies to other intervenors briefs but, as it may be obvious from the nature of the proceedings of the case of

¹ Capitalized terms not defined herein shall have the meanings ascribed to them in PREPA’s *Final Brief in Support of the Proposed Integrated Resource Plan* filed on March 6, 2020.

² Including PREPA’s *Final Brief in Support of the Proposed Integrated Resource Plan*.

caption, PREPA will reply and oppose to all the intervenors' arguments made in opposition to the Proposed IRP.

4. As per the Energy Bureau's orders, the briefs and replies thereto must be substantive and legal, therefore, legal arguments need to be based on evidenced facts. It is impossible for PREPA to cover all the arguments presented by the intervenors in their briefs and identify, among the Proposed IRP, its attachments, all testimonies (PREPA's and the intervenors'), the responses to request for information, the Technical Conferences and Evidentiary Hearings' audio, and other production, the evidence needed to make the arguments in opposition. PREPA also needs additional time to identify all the arguments that are unsupported and move the Energy Bureau to strike them from the record.

5. PREPA understands that, considering the above-stated, there is cause to extend the deadline to file its reply to the legal briefs. PREPA requests the Energy Bureau to grant PREPA until March 25, 2020 to file its reply to the intervenors' legal briefs.

6. PREPA hereby certifies that it has carefully examined the matter and concluded that there is a true need for an extension of time to file its reply to the intervenors' legal briefs; 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 respectfully requests the Energy Bureau to grant an extension of time until March 25, 2020 to file its reply to the intervenors' legal briefs.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 11th day of March 2020.

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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; jluebkekmann@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.

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