

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



IN RE: REQUEST FOR PROPOSAL FOR
TEMPORARY EMERGENCY GENERATION

CASE NO.: NEPR-AP-2020-0001

SUBJECT: Request for Approval of Request
for Proposals for Temporary Emergency
Generation.

RESOLUTION

On February 12, 2020, the Puerto Rico Electric Power Authority ("PREPA") filed before the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") a document titled *Notification and Urgent Request for Approval of Request for Proposals for Temporary Emergency Generation* ("February 12 Filing"). Through the February 12 Filing, PREPA asked the Energy Bureau to approve a request for proposals ("Proposed RFP") for temporary emergency generation due to the current status of the Costa Sur Power Plant.¹ After several procedural incidents, on March 3, 2020, the Energy Bureau issued a Resolution and Order ("March 3 Resolution") through which it approved the Proposed RFP and granted PREPA's request for confidential designation and treatment regarding certain documents.²

On March 25, 2020, Comité Dialogo Ambiental, Inc., El Puente de Williamburg, Inc., Enlace Latino de Acción Climática, Comité Yabucoño Pro-Calidad de Vida, Inc., Alianza Comunitaria Ambientalista del Sureste, Inc., Sierra Club and its Puerto Rico chapter, Mayagüezanos por la Salud y el Ambiente, Inc., Coalición de Organizaciones Anti-Incineración, Inc., Amigos del Río Guaynabo, Inc., Campamento Contra las Cenizas en Peñuelas, Inc., CAMBIO Puerto Rico, and Unión de Trabajadores de la Industria Eléctrica y Riego ("Petitioners") submitted a document titled *Joint Petition for Intervention and Motion for Reconsideration* ("Joint Petition"). In general, the Petitioners requested the Energy Bureau to: (a) recognize them as intervenors in the instant case; (b) reconsider the March 3 Resolution, (c) order PREPA to stay the RFP process until the Energy Bureau evaluates information propounded by the Petitioners and the public at large and, (d) order PREPA to make public the Revised Proposed RFP.

On April 6, 2020 the Energy Bureau issued a Resolution and Order ("April 6 Resolution"), through which it granted confidential treatment to certain documents and ordered PREPA to submit a redacted copy of "(i) the Proposed RFP with Appendixes A, B, C, D, and E and their corresponding Exhibits; (ii) Exhibits A, B, and C of the February 25 Filing;

¹ February 12 Filing, at p. 3.

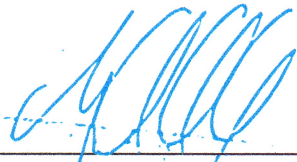
² March 3 Resolution, pp. 11, 13.

and (iii) the Revised RFP with all Appendixes and their corresponding Exhibits and Exhibits B and C of the March 5 Filing.”³ The Energy Bureau also ordered PREPA to upload copies of such documents in a conspicuous area of its website for easy access by the general public.⁴

In response to the Joint Petition, on April 6, 2020, PREPA filed a document titled *Opposition to Joint Petition for Intervention and Request for Reconsideration to be Stricken from the Record* (“PREPA’s Response to Joint Petition”).


Through this Resolution, the Energy Bureau announces that, given the known prevailing circumstances in Puerto Rico due to the Corona Virus (COVID-19), it will evaluate the Joint Petition and PREPA’s Response to Joint Petition, and will issue a determination as soon as practicable.

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

³ April 6 Resolution, at p. 5.

⁴ *Id.*

CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on April 8, 2020. I also certify that on April 8, 2020 a copy of this Resolution was notified by electronic mail to the following: astrid.rodriguez@prepa.com, jorge.ruiz@prepa.com, n-vazquez@aeep.com, c-aquino@prepa.com, kbolanos@diazvaz.law, rstgo2@gmail.com, rolando@bufete-emmanuelli.com, jessica@bufete-emmanuelli.com, pedrosaade5@gmail.com, larroyo@earthjustice.org, jluebkmann@earthjustice.org and rmurthy@earthjustice.org. I also certify that today, April 8, 2020, I have proceeded with the filing of the Resolution issued by the Puerto Rico Energy Bureau.

For the record, I sign this in San Juan, Puerto Rico, today April 8, 2020.


Wanda I. Cordero Morales
Clerk

