

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



IN RE: PUERTO RICO ELECTRIC POWER  
AUTHORITY PERMANENT RATE

CASE NO.: NEPR-MI-2020-0001

SUBJECT: Request for Confidential  
Designation and Treatment of Attachment  
to Motion in Compliance with Bench Order  
Entered During May 22, 2020 Technical  
Conference

**RESOLUTION**

On May 27, 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 *Request for Confidential Designation and Treatment of Attachment to Motion in Compliance with Bench Order Entered During May 22, 2020 Technical Conference*. As part of its filing, PREPA requested confidential designation and treatment to Exhibit C of the *Errata Motion in Compliance with Bench Orders Entered During the May 22, 2020 Technical Conference* filed on May 26, 2020 ("May 26 Motion").

PREPA alleges that Exhibits C of the May 26 Motion contains information that qualifies as proprietary information and also includes trades secrets, which is protected under Puerto Rico law.<sup>1</sup> PREPA also states that Exhibit C contains confidential formulas, calculations and procedures that are proprietary information of PREPA. For these reasons, PREPA requests the Energy Bureau to grant confidential designation and treatment to the referenced Exhibit C.

Act 57-2014<sup>1</sup> establishes that any person having the obligation to submit information to the Energy Bureau, can request privilege or confidential treatment to any information that the party submitting understands deserves such protection.<sup>2</sup> Specifically, Act 57-2014 requires the Energy Bureau to treat as confidential the information submitted provided that "the Energy Bureau, after the appropriate evaluation, believes such information should be protected".<sup>3</sup> In such case, the Energy Bureau "shall grant such protection in a manner that least affects the public interest, transparency, and the rights of the parties involved in the administrative procedure in which the allegedly confidential document is submitted."<sup>4</sup>

<sup>1</sup> Known as *Puerto Rico Energy Transformation and RELIEF Act*, as amended.

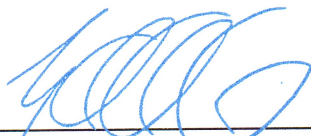
<sup>2</sup> Section 6.15 of Act 57-2014, as amended.

<sup>3</sup> *Id.*

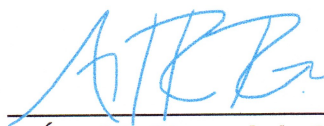
<sup>4</sup> *Id.*

Upon review of PREPA's arguments and the applicable law, the Energy Bureau **GRANTS** confidential designation and treatment to Exhibit C of the May 26 Motion, pursuant to the provisions of Article 6.15 of Act 57-2014.

Be it notified and published.



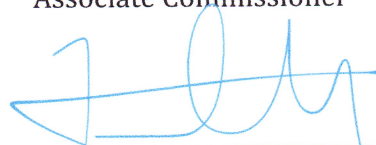
Edison Avilés Deliz  
Chairman



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 July 3, 2020. I also certify that on July 3, 2020 a copy of this Resolution was notified by electronic mail to: astrid.rodriguez@prepa.com, jorge.ruiz@prepa.com, n-vazquez@aeep.com, c-aquino@prepa.com, kbolanos@diazvaz.law. I also certify that today, July 3, 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 July 3, 2020.



Wanda I. Cordero Morales  
Clerk

