

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

IN RE: REQUEST FOR CERTIFICATION
PASH ENERGY, LLC.

CASE NO.: NEPR-CT-2020-0006

SUBJECT: Evaluation of November 12, 2020
Filing.

RESOLUTION

On October 23, 2020, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issued a Resolution ("October 23 Resolution") regarding the evaluation of PASH Energy, LLC ("PASH Energy") Request for Certification as Electric Service Providers ("Request"), under Regulation 8701.¹ As part of the October 23 Resolution, the Energy Bureau determined that, based on the aggregated capacity of the systems it intends to install, PASH Energy is not required to be certified as an Electric Service Company at this moment. However, the Energy Bureau determined to monitor PASH Energy's expansion in order to complete the evaluation of the Request once its aggregated capacity reaches 1 MW.

Notwithstanding the above, the Energy Bureau required PASH Energy to provide (i) a copy of the legal agreement entered between PASH Energy and its Client for the provision of electric service; and (ii) a projection of the expansion of installation efforts across other facilities of the Client that would result in an increment of PASH Energy's aggregated capacity. The Energy Bureau granted PASH Energy a term of thirty (30) days to comply with the above.

On November 12, 2020, PASH Energy filed before the Energy Bureau a letter² in response to the October 23 Resolution ("November 12 Filing"). Through the November 12 Filing, PASH Energy submitted a copy of the "Framework and Project Development Agreement Relating to the Development of Rooftop Solar Projects in Puma Service Stations" ("Agreement"). Additionally, PASH Energy stated that it is exploring the market for further opportunities on the expansion of installation efforts, for which it cannot ascertain whether other installations besides the facilities included in its Request will occur.

¹ Amendment to Regulation No. 8618, on Certifications, Annual Fees and Operational Plans of Electric Service Providers in Puerto Rico, February 5, 2016. Regulation 8701 was amended by Regulation 9182, Amendment to Regulation No. 8701, on Certifications, Annual Fees and Operational Plans of Electric Service Providers in Puerto Rico, June 8, 2020.

² See Letter RE: Request for Certification of PASH Energy LLC ("PASH") – Case No. NEPR-CT-2020-0036 (sic) CONFIDENTIAL FILING, November 12, 2020.



Upon review of the November 12 Filing, the Energy Bureau **DETERMINES** that PASH Energy should provide additional information and/or clarifications regarding the Agreement as follows:


1. Provide a clarification as to whether the JV Company described in the Agreement has been organized between PASH Energy and its Client.
2. Provide a detailed description of the relationship between PASH Energy, its Client, and the JV Company. Such description must include an explanation of the responsibilities of each company in the development, construction, and operation of solar photovoltaic energy systems. Include in such description the interaction among the companies during each stage.
3. Provide a detailed explanation of the invoice and payment process between PASH Energy, its Client and the Operators, as defined in the Agreement.
4. If the JV Company exists as per the Agreement, provide a copy of the Site PPA, as defined in the Agreement.

The Energy Bureau **GRANTS** PASH Energy a term of thirty (30) days, from the notification date of this Resolution, to file with the Energy Bureau the required information. If needed, this term may be extended upon request.

Be it notified and published.



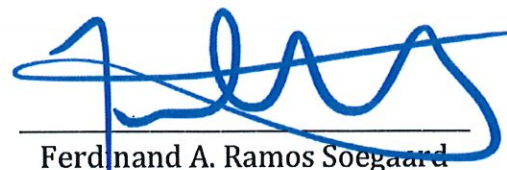
Edison Avilés Deliz
Chairman



Ángel R. Rivera de la Cruz
Associate Commissioner



Lillian Mateo Santos
Associate Commissioner



Ferdinand A. Ramos Soegaard
Associate Commissioner



Sylvia B. Ugarte Araujo
Associate Commissioner



CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on January 19, 2021. I also certify on January 21, 2021 a copy of the Resolution was notified by electronic mail sent to jeffrey@pashglobal.com and kofi@pashglobal.com. I also certify that this is a true and exact copy of the Resolution issued by the Puerto Rico Energy Bureau and I have proceeded with the filing of this Resolution.

For the record, I sign this in San Juan, Puerto Rico, today, January 21, 2021.


Sonia Seda Gaztambide
Clerk

