

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

NEPR

Received:

Mar 31, 2021

10:57 AM

IN RE: IMPLEMENTATION OF THE
PUERTO RICO ELECTRIC POWER
AUTHORITY INTEGRATED RESOURCE
PLAN AND MODIFIED ACTION PLAN

CASE NO.: NEPR-MI-2020-0012

SUBJECT: Extension of Time to Submit
Plan to Address and Solve Potential Long-
Term Renewable Energy Penetration Issues

**MOTION REQUESTING EXTENSION OF TIME TO SUBMIT DETAILED PLAN TO
ADDRESS AND SOLVE ANY POTENTIAL LONG-TERM RENEWABLE ENERGY
PENETRATION ISSUES**

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COMES NOW the Puerto Rico Electric Power Authority (“PREPA”) through the undersigned legal representation and respectfully submits and requests as follows:

1. On January 26, 2021 the Puerto Rico Energy Bureau for the Public Service Regulatory Board (“Energy Bureau”) entered Resolution and Order (“January 26 Resolution”) regarding the “*Issuance of RFP and Timeline for Filing of Responses to Questions Received from Stakeholders*”.
2. The Order was the result of PREPA’s development of a competitive solicitation process for the procurement of renewable and battery storage resources pursuant to the tranche schedule established in the IRP Final Resolution and Order entered into on August 24, 2020 and implemented through the Modified Action Plan adopted by the Energy Bureau.
3. On January 29, 2021, PREPA filed a document titled Motion Submitting Letter from the Financial Oversight and Management Board for Puerto Rico Regarding Procurement Plan and Renewables RFP Recommendations (“Motion”). The Motion included as Attachment 1 a copy of a letter signed by Jaime A. El Koury, General Counsel of the Financial

Oversight & Management Board for Puerto Rico ("Oversight Board"), to Mr. Fernando Padilla of PREPA, dated January 27, 2021 ("Letter"). In the Letter, the Oversight Board made several recommendations to PREPA regarding modifications to the RFP.

4. In response, and after evaluating the contents of the letter, the Energy Bureau entered Resolution and Order on February 3, 2021 reaffirming its January 26 Resolution and ordering PREPA to, among other matters submit

[a]s part of the procurement process (*i.e.*, in parallel with the RFP's issuance and evaluation process), a detailed plan to address and solve any potential long-term renewable energy penetration issues **on or before April 1, 2021**. The mentioned plan shall include a detailed description of the work required and a timeline, to timely achieve compliance with the Approved Integrated Resources Plan, the Modified Action Plan¹ and the applicable Puerto Rico Renewable Portfolio Standards.²

5. Unfortunately, at this time PREPA is not prepared to meet the established deadline and therefore respectfully requests the Energy Bureau an extension of forty-five (45) days to submit the detailed plan to address and solve any potential long-term renewable energy penetration issues.
6. Even though PREPA put together a team from multiple directorates to gather the information needed to identify, address, and solve any potential long-term renewable energy penetration issues, including personnel from the Planning and Environmental Protection Directorate, the Environmental Protection and Quality Assurance Division, Energy Control Center and the Generation Directorate, the outside consultant Sargent and

¹ See In re: The Review of the Puerto Rico Electric Power Authority Integrated Resource Plan, AP-2018-0001, Final Resolution and Order, August 24, 2020.

² See Act Article 2.3 of Act 82-2010, as amended.

Lundy LLC (“S&L”) has been a key advisor in the matter and is needed to draft the required plans. On February 2021, S&L reached ninety nine percent (99%) of its contract budget, causing many workstreams at PREPA to be inevitably suspended including the draft of the plan for potential long-term renewable energy penetration issues. PREPA and S&L had discussed and agreed on an amendment to the Contract that was later approved by PREPA’s Governing Board on December 2020 to increase the budget of S&L’s professional services agreement. Notwithstanding, current authorization requirements from various governmental stakeholders, including the Oversight Board and the Puerto Rico Public Private Partnership Authority (P3A), have delayed the amendment of the contract process. As of today, PREPA has received the approval of both the Oversight Board and P3A and is in the process of signing the contract. Even with the signing of the contract today, S&L will require time to develop and draft the detailed plan to address and solve any potential long-term renewable energy penetration issues as required by the Energy Bureau. Accordingly, PREPA respectfully requests the Energy Bureau to grant a forty-five (45) day extension, or until May 16, 2021 to submit the required plan.

WHEREFORE, PREPA respectfully requests the Energy Bureau to GRANT this Motion and ALLOW an extension of forty-five (45) days, from the current deadline, or until May 16, 2021, to submit the detailed plan to address and solve any potential long-term renewable energy penetration issues as required by the February 3, 2021 Resolution and Order.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 31st day of March 2021.

s/ Maralíz Vázquez-Marrero

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