

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

**IN RE:** REVIEW OF LUMA'S MODEL BILL

**CASE NO.:** NEPR-MI-2021-0008

**SUBJECT:** Determination on completeness and Preliminary Procedural Calendar.

**RESOLUTION AND ORDER**

**I. Introduction**

On June 22, 2020, the Puerto Rico Electric Power of Puerto Rico ("PREPA"), the Puerto Rico Public-Private Partnerships Authority ("P3A"), LUMA ENERGY, LLC as ManagementCo, and LUMA ENERGY SERVCO, LLC as ServCo (collectively, "LUMA") entered into an Operation and Maintenance Agreement ("OMA") under which LUMA will manage PREPA's transmission and distribution system ("T&D System"). As part of the O&M Services<sup>1</sup> and upon Commencement Date<sup>2</sup>, LUMA shall perform customer services, including "all billing and collection services for the T&D System in accordance with the Contract Standards."<sup>3</sup>

On March 30, 2021, LUMA filed a document titled *Petition for Approval of LUMA's Customer Bill and Submitting Model Bill and Supporting Information* ("March 30 Petition").<sup>4</sup> As part of the March 30 Petition, LUMA included the following, (i) a document titled *LUMA Model Bill in Spanish and English*, identified as Exhibit 1 ("LUMA's Model Bill"); (ii) an "Excel spreadsheet that details the charges that will be included in the customer bills per class based on the different rates as approved by the Energy Bureau and following PREPA's Book of Tariffs", identified as Exhibit 2, and (iii) a document titled *Bill Statement Comparison PREPA Bill-LUMA Bill, March 2021*, identified as Exhibit 3 ("Bill Statement Comparison").<sup>5</sup> In the March 30 Petition LUMA seeks the Energy Bureau's approval of LUMA's Model Bill, to enable LUMA to comply with its obligations under the OMA and to satisfy the requirements of a "transparent bill" set forth in Act 83 of May 2, 1941, Act 57-2014 and Act 17-2019.<sup>6</sup>

<sup>1</sup> As defined in Section 1.1 of the OMA.

<sup>2</sup> *Id.*

<sup>3</sup> See Section 5.3(a) of the OMA.

<sup>4</sup> See In Re: New Transparent Bill; §6b(c) of Law No. 83 as Amended, Case No.: CEPR-AP-2016-0002, March 30 Petition.

<sup>5</sup> *Id.*

<sup>6</sup> *Id.* at p. 4.



Through this Resolution and Order, the Energy Bureau initiates the instant case to evaluate LUMA's Model Bill. The Secretary of the Energy Bureau shall include as part of the administrative record of this case the March 30 Petition, including all its exhibits.

**II. Determination on Completeness**

As with any other proceeding, the Energy Bureau reviewed the LUMA's Model Bill Petition to make a completeness determination. Upon such review, the Energy Bureau found that the LUMA's Model Bill is **complete**. The Energy Bureau **ORDERS** LUMA, to notify LUMA's Model Bill Petition to the Independent Consumer Protection Office ("ICPO").

The Energy Bureau deems appropriate to establish the following Procedural Calendar for the instant case:

Date	Phase
May 10, 2021	Filing of LUMA's Presentation for the Virtual Technical Conference.
May 12, 2021	Virtual Technical Conference. <sup>7</sup>
May 14, 2021	Filing of Any Revised and/or Additional Information Required by the Energy Bureau.
May 18, 2021	ICPO Written Comments Due
May 21, 2021	Virtual Public Hearing <sup>8</sup>
May 24, 2021	Filing of Comments by General Public Due

During the Virtual Technical Conference, LUMA shall present and discuss thoroughly LUMA's Model Bill Petition. LUMA representatives and their consultants must be prepared to answer questions from the Energy Bureau, its staff, and consultants, regarding its presentation and all aspects of the proposed LUMA's Model Bill. The Energy Bureau will timely provide additional information, via its website, regarding the Virtual Technical Conference format, the applicable rules of conduct, and the order of the proceedings.

The ICPO will have the opportunity to present their comments and suggestions about LUMA's Model Bill during the Virtual Technical Conference. The ICPO may also submit written comments and suggestions to the Energy Bureau regarding the proposed LUMA's Model Bill.

<sup>7</sup> Note that in order to prevent the spread of Covid-19, the foregoing Virtual Technical Conference will be held remotely via the *Microsoft Teams* platform from **9:00 am to 5:30 pm**.

<sup>8</sup> Note that in order to prevent the spread of Covid-19, the foregoing Virtual Public Hearing will be held remotely via the *Microsoft Teams* platform from **9:00 am to 5:30 pm**.



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The public will have the opportunity to present their comments and suggestions about the proposed LUMA's Model Bill during the Virtual Public Hearing. Since the Virtual Public Hearing is designed to obtain comments from the public, LUMA or its employees, associates, witnesses or legal representation, and any other party to this proceeding will not be allowed to participate in the Virtual Public Hearing. Any person interested in presenting oral comments during the Virtual Public Hearing shall, **on or before Friday May 17, 2021 at 3:00 p.m.**, contact the Energy Bureau's Clerk at (787) 523-6262 or via email to [secretaria@jrsp.pr.gov](mailto:secretaria@jrsp.pr.gov) to request a turn and to obtain instructions and a link to access the Virtual Public Hearing. The Virtual Public Hearing will be streamed live via the Energy Bureau's YouTube Channel.<sup>9</sup> The Energy Bureau will timely provide additional information, via its website, regarding the Virtual Public Hearing format, the applicable rules of conduct, and the order of the proceedings.

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The public may also submit written comments and suggestions to the Energy Bureau regarding the proposed LUMA's Model Bill ("Written Public Comments"). The Written Public Comments to be filed with the Energy Bureau shall: (i) include in their title the following: "Public Comments on LUMA's Model Bill – Case No. NEPR-MI-2021-0008"; (ii) be addressed to the attention of Edison Avilés Deliz, Chairman; and (iii) be filed by electronic mail at: [comentarios@jrsp.pr.gov](mailto:comentarios@jrsp.pr.gov); through the Energy Bureau's electronic filing tool at: <https://radicacion.energia.pr.gov/>; by postal mail addressed to the Puerto Rico Energy Bureau's Clerk's Office at World Plaza Building, 268 Muñoz Rivera Ave., Plaza Level Suite 202, San Juan, PR 00918-1925; or in person at the Energy Bureau's Clerk's Office, at the referenced address. The hours of operations of the Clerk's Office are Monday through Friday from 8:30 a.m. to 5:30 p.m., excluding holidays.

The Energy Bureau may modify the foregoing Procedural Calendar at its discretion.

The Energy Bureau **WARNS** LUMA that, noncompliance with any provision of this Resolution and Order, may result in the imposition of fines pursuant to Act 57-2014<sup>13</sup> and applicable Energy Bureau's regulations and/or any other appropriate administrative sanctions, as deemed appropriate by the Energy Bureau.

Be it notified and published.



<sup>9</sup> The Energy Bureau's YouTube channel may be accessed through the following link: <https://www.youtube.com/channel/UCxZYn-qt1k0Lu9TX37-11oA>.

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 May 5, 2021. I also certify that on May 5, 2021 a copy of this Resolution and Order was notified by electronic mail to the following: margarita.mercado@us.dlapiper.com, hriviera@jrsp.pr.gov. I also certify that today, May 5, 2021, I have proceeded with the filing of the Resolution and Order issued by the Puerto Rico Energy Bureau.

I sign this in San Juan, Puerto Rico, today May 5, 2021.

Sonia Seda Gatzambide  
Clerk

