

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

NEPR Received: Jun 22, 2021 12:06 AM

IN RE:

THE PERFORMANCE OF THE PUERTO
RICO ELECTRIC POWER
AUTHORITY

CASE NO.: NEPR-MI-2019-0007

SUBJECT: Partial Submission of Quarterly Performance Metrics for March, April and May 2021 and Request for Additional Time.

MOTION SUBMITTING QUARTERLY PERFORMANCE METRICS AND REQUEST FOR ADDITIONAL TIME TO SUBMIT DATA ON SEVERAL OF THE METRICS

TO THE PUERTO RICO ENERGY BUREAU:

COME NOW, LUMA ENERGY, LLC as Management Co., and **LUMA ENERGY SERVCO, LLC** (collectively, **LUMA**), through the undersigned legal counsel and respectfully state and request the following:

1. Submission of quarterly reports on specified metrics on the performance of the Puerto Rico Electric Power Authority (“PREPA”), arises under a Resolution and Order issued by the Puerto Rico Energy Bureau (“Energy Bureau”) on May 14, 2019 in this proceeding. Pursuant to a Resolution and Order issued on December 30, 2020, the quarterly performance metrics are due on the 20th day of the month after each quarter closes¹.
2. On May 21st, 2021 the Energy Bureau issued a Resolution and Order adopting principles for establishing performance metric benchmarks; establishing four categories of performance metrics applicable to PREPA; and setting initial benchmark values for several metrics that are

¹ The 20th of June was a Sunday. LUMA is submitting the quarterly report on the following business day. See Energy Bureau Regulation 8543, Section 1.09 on Dates and Terms.

subject to reporting requirements, among others (“May 21st Resolution and Order”). *See* May 21st Resolution and Order at pages 3-14.

3. On June 16, 2021, LUMA filed a *Motion for Clarifications and/or Partial Reconsideration of the May 21st Resolution and Order* (“LUMA’s June 16th Request for Clarifications”). Among others, LUMA’s June 16th Request for Clarifications includes a request to stay the performance metrics reporting requirements set in the May 21st Resolution and Order until such time as further processes are emplaced for stakeholders to review data and calculations of the baselines and the Energy Bureau has had the opportunity to consider LUMA’s comments and requests for clarifications on performance baselines and benchmarks for PREPA.
4. Without waving its request that the Energy Bureau stay the performance metrics reporting requirement set in the May 21st Resolution and Order, LUMA hereby submits the quarterly report for the months of March, April and May 2021, for several of the performance metrics, using the template that the Energy Bureau provided in issuing the May 21st Resolution and Order *See* Exhibit 1, excel spreadsheet submitted via email with the summary of the performance metrics and excel spreadsheets with the raw data per area also submitted via email.
5. LUMA personnel respectfully needs an additional ten business days to gather the necessary data to complete the quarterly report for the categories of performance metrics outlined below, as many of the PREPA individuals collecting the data are in other positions within LUMA, at PREPA or no longer with either organization. Further, the handover of some systems has been slower than anticipated and there have been unforeseen events that have required attention including distributed denial of service attack, increased call volumes, fraudulent calls, among

others. LUMA personnel worked diligently to gather the data necessary for this filing, but the aforementioned circumstances prevented them from responsibly concluding those efforts. Respectfully, the additional time is requested in good faith to provide fulsome data on the pending performance metrics. The following categories of metrics will require the additional time to collect and report the data:

- a. Several Customer Service;
- b. Financial;
- c. Planning and Environmental;
- d. Operations – Purchasing;
- e. Operations - Warehousing;
- f. Operations – Fleet; and
- g. IT.

WHEREFORE, LUMA respectfully requests this Honorable Bureau **take notice of the aforementioned; accept** the quarterly filing that is submitted as Exhibit 1; and **grant** additional ten business days to complete the quarterly report as requested and explained in this Motion.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 21st day of June 2021.

I hereby certify that I filed this motion using the electronic filing system of this Energy Bureau and that I will send an electronic copy of this motion to the attorneys for PREPA, Joannely Marrero-Cruz, jmarrero@diazvaz.law; and Katuska Bolaños-Lugo, kbolanos@diazvaz.law.



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