

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

IN RE: REVIEW OF THE PUERTO RICO  
ELECTRIC POWER AUTHORITY'S  
PHYSICAL SECURITY PLAN

**CASE NO. NEPR-MI-2020-0018**

SUBJECT: Request for Extension of Time.

**REQUEST FOR EXTENSION OF TIME OF THE JULY 30<sup>TH</sup> DEADLINE**

**TO THE HONORABLE PUERTO RICO ENERGY BUREAU:**

**COME NOW LUMA Energy, LLC** (“ManagementCo”)<sup>1</sup>, and **LUMA Energy ServCo, LLC** (“ServCo”)<sup>2</sup>, (jointly referred to as “LUMA”), through the undersigned counsel and respectfully submit and request the following:

1. On May 28, 2021, LUMA submitted before this honorable Puerto Rico Energy Bureau (“Energy Bureau”), the Physical Security Plan that was developed pursuant to Section 4.2 (h) of the Puerto Rico Transmission and Distribution System Operation and Maintenance Agreement (“OMA”).
2. On July 2, 2021, this Energy Bureau approved the Physical Security Plan with certain conditions. *See* Resolution and Order of July 2, 2021, at page 4 (“July 2<sup>nd</sup> Resolution and Order”). The Energy Bureau found that “the Plan is a reasonable working tool to remediate the physical security gaps identified by LUMA and achieve a physical security complete state.” *Id.*

<sup>1</sup> Register No. 439372.

<sup>2</sup> Register No. 439373.

3. Attachment A to the July 2<sup>nd</sup> Resolution and Order which was issued under seal of confidentiality, included two orders to revise the time-line for implementation of the Physical Security Plan: (a) file a revised Physical Security Plan with an accelerated padlock replacement or installation timeline during the near-term (1 year); and (b) file on or before July 30, 2021, a detailed timeline on the near-term implementation of the Physical Security Plan and the generation of the governance documents that are identified in the Physical Security Plan. *See* Attachment A at page 12. The Energy Bureau did not fix a due date for the first order on a revised proposal to accelerate padlock replacements or installations.
4. During the past weeks, LUMA personnel in charge of implementation of the Physical Security Plan have been engaged on time-intensive efforts to address near-term physical security needs, including physical security at certain facilities as to which LUMA did not have full access prior to service commencement on June 1, 2021. They have also been involved in assisting law enforcement in connection with the incident at the Monacillo substation of June 10, 2021.
5. Preparation of the revised timeline on implementation of the Physical Security Plan has also required a multisectoral effort within LUMA that involves consideration of implementation of LUMA's Budget for Fiscal Year 2022 that was approved by the Energy Bureau on May 31, 2021 and the System Remediation Plan that was approved on June 23, 2021.
6. Additionally, the LUMA officer in charge of overseeing implementation of the Physical Security Plan, is currently on emergency medical leave outside of the North American continent. This unforeseen development and absence of a key LUMA officer, has required that LUMA reassess its work-plan and reassign to other components of the organization, the final development of the revised timelines for implementation of the Physical Security Plan.

7. Given the aforementioned, it is respectfully informed that it will not be possible to complete the requisite financial and operational analysis by July 30<sup>th</sup>, 2021 to present a revised timeline for implementation of the Physical Security Plan as requested by the Energy Bureau, which includes a request to expedite implementation of certain components of LUMA's Physical Security Plan.
8. LUMA requests ten additional business days to submit a revised timeline on implementation of near-term physical security tasks as well as the timeline for development and completion of governance documents. LUMA respectfully submits that within that timeframe, it will submit a revised proposal for replacements or installations of padlocks.
9. The additional time requested herein is needed particularly due to the aforementioned unforeseen occurrence and is meant to ensure that LUMA is in position to provide the Energy Bureau workable timelines and considered prioritization on implementation of key tasks and items of the Physical Security Plan that also consider and are aligned with LUMA's Budget for Fiscal Year 2022 and System Remediation Plan that were recently approved by the Energy Bureau.
10. This extension of time is requested in good faith. LUMA is committed with achieving a completed state on physical security and will continue to work expeditiously on securing the assets of the Transmission and Distribution System.

**WHEREFORE** it is respectfully requested that the Energy Bureau **grant** LUMA until August 13, 2021 to submit a revised timeline for implementation of the Physical Security Plan, including a revised proposal and timeline for padlock replacements or installations and developing governance documents.

**RESPECTFULLY SUBMITTED.**

In San Juan, Puerto Rico, this 28<sup>th</sup> day of July 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](mailto:jmarrero@diazvaz.law); and Katiuska Bolaños-Lugo, [kbolanos@diazvaz.law](mailto:kbolanos@diazvaz.law).



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