

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

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

CASE NO.: NEPR-MI-2020-0012

**SUBJECT: Joint Motion Requesting
Clarification of July 23, 2021 Resolution
and Order**

RESOLUTION AND ORDER

On July 23, 2021, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issued a Resolution and Order ("July 23 Resolution") in the instant case directed to the Puerto Rico Electric Power Authority ("PREPA") and LUMA Energy ServCo, LLC ("LUMA") regarding the action items established in the IRP Final Resolution and Order¹ for the development of a wind study and other related matters ("Wind Study"). The Energy Bureau ordered PREPA and LUMA to (i) file, on or before September 15, 2021, a Gantt Chart showing the timeline for the completion of the study, and (ii) attend a Virtual Technical Conference on September 21, 2021 at 10:00 a.m.

On September 10, 2021, LUMA and PREPA filed a document titled *Joint Motion Requesting Clarification of a Portion of the Energy Bureau's Resolution and Order of July 23, 2021* ("Motion"). Through the Motion, LUMA states it is the entity responsible for implementing the required activities related to the Wind Study.² LUMA states that under the OMA,³ it is responsible for conducting resource planning and preparing the next IRP.⁴ LUMA asserts that it is responsible for preparing, presenting, and defending the current and future IRPs as PREPA's representative before the Energy Bureau, and implementing the required components of the IRP.⁵ Further, LUMA states that it exercises the functions with respect to transmission and distribution planning analysis and forecasts to determine the need for new generation projects and the assessments of new projects, among others.⁶

¹ Final Resolution and Order on the Puerto Rico Electric Power Authority's Integrated Resource Plan, *In Re: Review of the Puerto Rico Electric Power Authority Integrated Resource Plan*, Case No. CEPR-AP-2018-0001, August 24, 2020.

² Motion, p. 2.

³ The Puerto Rico Transmission and Distribution System Operation and Maintenance Agreement

⁴ Motion, p. 3.

⁵ *Id.*, p. 5.

⁶ *Id.*



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As part of the Motion, PREPA agrees with LUMA's assertion of its responsibilities regarding resource planning. PREPA states that it remains committed to cooperate in all aspect of the current and future generation services and has made itself available to work together with LUMA in all stages of the development and submission of the Wind Study.⁷

LUMA requested the Energy Bureau to issue a clarification that the July 23 Resolution are to be implemented by LUMA.

Upon review of the Motion, the Energy Bureau **CLARIFIES** that LUMA is responsible for complying with implementing all required activities related to the Wind Study before the Energy Bureau. Notwithstanding the foregoing, the Energy Bureau **ORDERS** PREPA to, as stated in the Motion, cooperate and work together with LUMA in all stages of the development of the Wind Study.

Further, through this Resolution and Order, the Energy Bureau **RESCHEDULES** the Technical Conference established through the July 23 Resolution **for October 1, 2021, at 10:00 a.m.** LUMA should file, on or before 12:00 p.m. on Tuesday, September 28, 2021, the presentation it intends to use during the Technical Conference. Finally, LUMA must submit the Gantt Chart showing the timeline for the completion of the study, on or before 12:00 p.m. on Friday, September 24, 2021.

Be it notified and published.



Edison Avilés Deliz
Chairman



Angel R. Rivera de la Cruz
Associate Commissioner



Lillian Mateo Santos
Associate Commissioner



Ferdinand A. Ramos Soegaard
Associate Commissioner



Sylvia B. Ugarte Araujo
Associate Commissioner

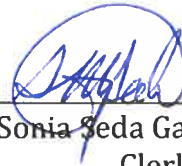
⁷ Id., p. 7.



CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on September 15, 2021. I also certify that on September 15, 2021 a copy of this Resolution and Order was notified by electronic mail to the following: laura.rozas@us.dlapiper.com; margarita.mercado@us.dlapiper.com, kbolanos@diazvaz.law; mvazquez@diazvaz.law. I also certify that today, September 15, 2021, I have proceeded with the filing of the Resolution and Order issued by the Puerto Rico Energy Bureau.

For the record, I sign this in San Juan, Puerto Rico, today September 15, 2021.



Sonia Seda Gaztambide
Clerk

