

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

NEPR Received: Sep 28, 2021 11:40 AM

IN RE: REVIEW OF LUMA’S MODEL BILL

CASE NO. NEPR-MI-2021-0008

SUBJECT: Urgent Request for Brief Extension of Time.

**URGENT REQUEST FOR BRIEF EXTENSION OF TIME TO COMPLY WITH THE
ENERGY BUREAU’S RESOLUTION AND ORDER OF SEPTEMBER 16, 2021**

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COME NOW LUMA Energy, LLC¹, and LUMA Energy ServCo, LLC², (jointly referred to as “LUMA”), and respectfully submit and request the following:

Pursuant to the Puerto Rico Energy Bureau’s (“Energy Bureau”) Resolution and Order of July 22, 2021 in the referenced proceeding (the “July 22 Order”), on July 28, 2021, LUMA submitted to this Energy Bureau a “Revised Petition for Approval of LUMA’s Model Customer Bill and Submitting Revised Model Bill and Supporting Documentation” (“Revised Petition”), which included a revised proposed LUMA model bill, with English and Spanish versions, attached to the Revised Petition as Exhibit 1 (“Exhibit 1” or “Revised Model Bill”), an Excel spreadsheet detailing the charges that will be included in the customer bills per class based on the different rates as approved by the Energy Bureau, attached as Exhibit 2 to the Revised Petition (“Exhibit 2”), and an illustrated comparison between LUMA’s proposed Model Bill and PREPA’s current bill attached to the Revised Petition as Exhibit 3 (“Exhibit 3”). In addition, the Revised Petition included a document discussing LUMA’s responses to the comments received during the first

¹ Register No. 439372.

² Register No. 439373.

virtual technical conference held in this proceeding on July 20, 2021, titled “Clarifying discussion on key topics of LUMA’s Revised Model Bill”, included as Exhibit A to the Revised Petition.

As per the July 22 Order, and a subsequent Resolution from the Energy Bureau of August 6, 2021, a Second Virtual Technical Conference to discuss the Revised Petition was held on August 11, 2021, which was attended by LUMA representatives. In attention to comments received during the Second Virtual Technical Conference, on August 16, 2021, LUMA submitted to the Energy Bureau a *Motion to Submit Revised Exhibits to Revised Petition and Additional Information as Per Energy Bureau’s Requests During Second Virtual Technical Conference of August 11, 2021* (“LUMA’s August 15th Motion”). LUMA’s August 15th Motion included an updated Revised Model Bill as Exhibit 1 (“Updated Exhibit 1” or “Updated Model Bill”), a revised version of the Revised Exhibit 3, as Exhibit 3 (“Updated Exhibit 3”), a new Exhibit A with revised information on the breakdown of charges presented in the form of a pie chart on the second physical page (third logical page) of the Updated Exhibit 1; and an Exhibit B with an explanation regarding the information on bill corrections that appears in the existing bill and future plans for inclusion of the bill correction information.

Also in attention to comments received during the Second Virtual Technical Conference, on August 19, 2021, LUMA filed with the Energy Bureau an updated Revised Exhibit 2 with text corrections and including a Spanish version of the text (“Updated Exhibit 2”). *See* LUMA’s *Motion to Submit Revised Exhibit 2 of Revised Petition as Per Energy Bureau’s Requests During Second Virtual Technical Conference of August 11, 2021*.

On August 24, 2021, the Independent Office of Consumer Protection, or Oficina Independiente de Protección al Consumidor (“OIPC”) filed with the Energy Bureau their

comments to the Updated Revised Model Bill. *See Comentarios de la Oficina de Protección al Consumidor* of that same date.

On September 16, 2021, this Energy Bureau issued a Resolution and Order (the “September 16 Resolution and Order”) where, among others, the Energy Bureau (i) ordered LUMA to submit to the Energy Bureau, on or before September 28, 2021 at 12:00 pm, a revised version of the model bill incorporating the bar graphs showing the historical information on “Cost per kWh” and the “History of Consumption” of the 12 months preceding the billing month, including the information regarding whether the client consumption was read or estimated during the preceding 12 months (*see id.*); and (ii) granted the OIPC and LUMA until September 28, 2021 to present to the Energy Bureau a proposal with respect to the specific language and minimum information that LUMA must include in the document that will be sent to customers explaining bill adjustments and corrections (*see id.* at p. 3).

On September 24, 2021, LUMA met with a representative of the OIPC to discuss LUMA’s proposal to incorporate the monthly kWh energy consumption and cost per kWh for the previous twelve months in the customer bill. Following that discussion and on the same date, LUMA shared with the OIPC via email, the proposed concepts for the historical consumption and price per kWh graphs. Also, on September 27, 2021, LUMA shared with the OIPC the sample Updated Model Bill that includes the graphs that LUMA proposed to incorporate in black and white on the back of the fourth page of the bill.

With respect to the bill correction information, LUMA met with the OIPC on September 24, 2021. During the afternoon of September 27, 2021, LUMA shared with the OIPC, the proposed language for bill corrections.

It is respectfully submitted that conversations are ongoing between LUMA and the OIPC on the proposed language for bill corrections. The OIPC has informed LUMA that it has comments on LUMA's proposed language and both parties have agreed to continue conversations. However, it will not be feasible to conclude those conversations prior to the deadline of today at noon. It is respectfully requested that the Energy Bureau grant LUMA a brief extension until September 29, 2021 at 5:00pm, to comply with the September 16th Order and grant LUMA and the OIPC until September 29, 2021 at 5:00pm to comply with that portion of the September 16th Order that requires LUMA and the OIPC to submit a proposal with specific language and minimum information that LUMA shall include in the document that will be sent to customers explaining bill adjustments and corrections.

It is respectfully submitted that this brief request for extension is filed in good faith to allow LUMA and the OIPC to continue and conclude discussions on the proposed language to be included in the document on bill corrections. Although LUMA's work on the Updated Model Bill is advanced and an Updated Model Bill with the bar graphs on historical consumption and costs per kWh has been developed, this additional time will help LUMA revise that filing and include the subject matter of the bar graphs in further collaborative discussions with the OIPC.

It is informed that the OIPC has agreed that this requested extension of time is reasonable to allow LUMA and the OIPC to conclude conversations to comply with the September 16th Order. Furthermore, LUMA and the OIPC have scheduled a meeting for today.

WHEREFORE, LUMA respectfully requests that the Energy Bureau **take notice** of the above and **grant** the requested extension of time until September 29, 2021 at 5:00 pm, to comply with the September 16th Order.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 28th day of September 2021.

I hereby certify that I filed this Petition 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. Notice will also be sent to the **OIPC** through Lcda. Hannia Rivera Diaz, hrivera@jrsp.pr.gov.



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