

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

**NEPR**

**Received:**

**Oct 30, 2021**

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**IN RE:**

**PUERTO RICO TEST FOR DEMAND  
RESPONSE AND ENERGY EFFICIENCY**

**CASE NO.: NEPR-MI-2021-0009**

**SUBJECT:** Request for the Energy Bureau to Reschedule  
Technical Conference set for November 3, 2021

**MOTION REQUESTING ENERGY BUREAU TO RESCHEDULE TECHNICAL  
CONFERENCE SET FOR NOVEMBER 3, 2021**

**TO THE PUERTO RICO ENERGY BUREAU:**

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

1. On August 13, 2021, this honorable Energy Bureau issued a Resolution and Order in the instant case (“August 13 Resolution”) requesting LUMA and PREPA to, by August 18<sup>th</sup>, 2021, provide the Energy Bureau responses to a request for information included as Attachment A to the August 13<sup>th</sup> Order (“Attachment A”). According to the Energy Bureau, the requested information was necessary to develop a valuation test explaining that “[a]mong the inputs required for the PR Test, it is necessary for the Energy Bureau to develop a valuation for costs that could potentially be avoided (i.e., reduction on operating costs related to the production of energy, the required capital investment related to the operation and maintenance of generation assets, environmental impacts, and other costs associated with the energy system).” August 13 Resolution at page 1.

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

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

2. On August 17, 2021, LUMA filed before the Energy Bureau a motion requesting that the Energy Bureau stay the August 13 Resolution and schedule a Technical Workshop “to present the need for an avoided cost study in this proceeding, and, if such study is required, the acceptance of the [m]arginal [c]ost [s]tudy as part of the [proceeding *In Re: the Unbundling of the Assets of the Puerto Rico Electric Power Authority*, in NEPR-AP-2018-004 (the “Marginal Cost Study”)] for use within the avoided cost study and/or the proposed approach to develop the avoided cost study, the methodology thereof, alignment with the Marginal Cost Study (if this study is not adopted), the cost effectiveness of having the Energy Bureau perform this study, and any other matters relevant to the information requests in Attachment A of the [August 13 Resolution].” See *LUMA’s Motion Requesting Energy Bureau to Stay Resolution and Order of August 13, 2021 and Schedule Technical Workshop* of that date (“LUMA’s August 17<sup>th</sup> Motion”) at page 6.

3. On October 27, 2021, the Energy Bureau issued a Resolution and Order (“October 27 Order”) ordering LUMA to attend a Virtual Technical Conference, one week later, on November 3, 2021, at 10:00 a.m. “to address the question on the request for information regarding avoided costs included as part of the August 13 Resolution and to clarify the scope, process and schedule for such work effort.” See October 27 Order, page 1. The Energy Bureau added that the discussion during such Technical Conference will include, but not be limited to: “1. The need for an avoided cost study in the PR Test Proceeding, 2. LUMA’s suggestion to utilize aspects of their marginal cost study to inform the avoided costs, and 3. clarify the Energy Bureau’s request for information to LUMA regarding input data to the avoided cost modeling.” See *id.*

4. LUMA appreciates the opportunity this Energy Bureau has provided LUMA to discuss the questions raised in its August 17<sup>th</sup> Motion regard the August 13 Resolution’s

information request, and LUMA is eager to have this discussion. However, in making the arrangements to attend the Technical Conference set for November 3<sup>rd</sup>, LUMA has been advised that key personnel of LUMA's consultant who developed the Marginal Cost Study, will be out of the office and unavailable until the week of November 8<sup>th</sup>. LUMA requires the assistance from the key personnel to prepare for the Technical Conference as well as to participate in it, to ensure the discussion of the issues at hand is more thorough and productive. Therefore, given the mentioned circumstances, LUMA estimates it will be so prepared for the Technical Conference by November 18 or 19, 2021.

5. In light of the above, LUMA respectfully requests that this Energy Bureau re-schedule the Technical Conference set for November 3, 2021 in this proceeding to November 18 or 19, 2021, in order to allow for LUMA to properly prepare for and have available the necessary personnel to appear at the Technical Conference.

6. Furthermore, in advance of the Technical Conference, LUMA deems it important to have the following additional information regarding the avoided cost study proposed by the Energy Bureau's technical consultants in the instant proceeding so that there can be a more concrete discussion of the questions raised regarding this study vis-à-vis the Marginal Cost Study that has already been developed:

- a. Detailed scope and methodology of the avoided cost study;
- b. A description of activities completed to date and any other documents relevant to the scope, methodology or contents of the study; and

- c. If available, a draft copy of the study including work papers and in particular values to be used in the work associated with the utility's avoided / marginal costs.

7. We respectfully submit that the rescheduling of the Technical Conference and the provision of the information requested in this motion will result in a more thorough and productive discussion during the Technical Conference of the issues at hand and yield a stronger and more complete record in this proceeding.

**WHEREFORE**, LUMA respectfully requests the Energy Bureau to **take notice** of the aforementioned, reschedule the Technical Conference set for November 3, 2021 to **November 18 or 19, 2021**, and kindly have the Energy Bureau's consultants share with LUMA the information specified in this Motion (with sufficient time to review prior to the Technical Conference), to aid in a more thorough and productive discussion during such Technical Conference.

**RESPECTFULLY SUBMITTED.**

In San Juan, Puerto Rico, this 30<sup>th</sup> day of October 2021.

We certify that we filed this motion using the electronic filing system of the Puerto Rico Energy Bureau.



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