

**GOVERNMENT 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: LUMA Request for Extension of
Time.

RESOLUTION AND ORDER

On January 1, 2021, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issued a Resolution and Order for the commencement of proceeding for evaluation of the Physical Security Plan under Section 4(h) of the Puerto Rico Transmission and Distribution System Operation and Maintenance Agreement ("OMA").¹

On May 28, 2021, LUMA submitted before the Energy Bureau the Physical Security Plan developed under Section 4.2 (h) of the OMA.

On July 2, 2021, the Energy Bureau issued a Resolution and Order ("July 2 Resolution") in which among others things, conditionally approved the Physical Security Plan, subject to compliance with the requirements established in Exhibit A of the July 2 Resolution.² Exhibit A of the July 2 Resolution was issued under seal of confidentiality and included three orders, one of which established a **December 1, 2021 deadline to final versions of documents as described in Exhibit A**³. Also, the Energy Bureau directed that starting on September 15, 2021, LUMA shall file progress reports, every two months, on the near-term implementation of the Plan and the pending documents.

On November 29, 2021, LUMA filed a document titled *Request for Brief Extension of Time of the December 1st Deadline* ("November 29 Request"). Through the November 29 Request, LUMA requests the Energy Bureau an extension of time until December 8, 2021, to file the final versions of the documents as required in the July 2 Resolution.

In the November 29 Request, LUMA sustain that completion of the documents requires a multisectoral effort within LUMA that involves finalization of the documents, as well as review and approvals by several LUMA executive officers. Also, LUMA states they have completed drafts of nine (9) of the eleven (11) documents and are working on finalizing two (2) others. However, LUMA alleged that despite their best efforts, it will not be possible to complete the eleven (11) documents for submission by December 1, 2021, as requested by the Energy Bureau.

LUMA requested the Energy Bureau an extension of time of five (5) business days to complete the documents and submit them to this Energy Bureau. Therefore, they asked for an extension of time of five (5) days or until December 08, 2021, to file the final versions of the documents to comply with the July 2 Resolution.

Upon review of LUMA's arguments, the Energy Bureau **GRANTS** LUMA's request and **ORDERS** LUMA to complete the documents and file them, **on or before December 8, 2021**.

The Energy Bureau **WARNS** LUMA that, noncompliance with any provision of this Resolution and Order, may result in the imposition of fines under Act 57-2014⁴ and applicable Energy

¹ On June 22, 2020, PREPA, the Puerto Rico Public-Private Partnerships Authority, LUMA ENERGY, LLC as ManagementCo, and LUMA ENERGY SERVCO, LLC as ServCo (collectively, "LUMA") entered into an Operation and Maintenance Agreement ("OMA") under which LUMA will manage PREPA's transmission and distribution system ("T&D System").

² See July 2 Resolution, p. 4.

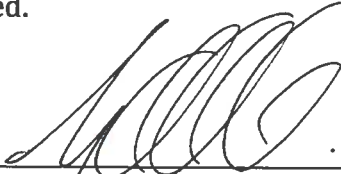
³ *Id.*, Exhibit A, p. 11, item 3.

⁴ Known as the *Puerto Rico Energy Transformation and RELIEF Act*, as amended.

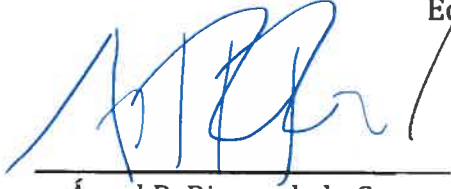


Bureau's regulations and any other appropriate administrative sanctions, as deemed appropriate by the Energy Bureau.

Be it hereby notified and published.



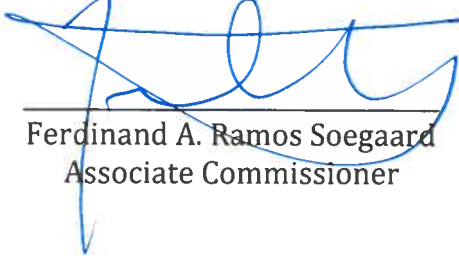
Edison Avilés Deliz
Chairman



Ángel R. Rivera de la Cruz
Associate Commissioner



Lillian Mateo Santos
Associate Commissioner



Ferdinand A. Ramos Soegaard
Associate Commissioner



Sylvia Ugarte Araujo
Associate Commissioner

CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on December 16, 2021. I also certify that on December 16, 2021 a copy of this Resolution and Order was notified by electronic mail to the following: margarita.mercado@us.dlapiper.com; jmarrero@diazvaz.law and kbolanos@diazvaz.law. I also certify that today, December 16, 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 December 16, 2021.



Sonia Seda Gaztambide
Clerk

