

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



**IN RE:** PUERTO RICO ELECTRIC POWER  
AUTHORITY'S PERMANENT RATE

**CASE NO.:** NEPR-MI-2020-0001

**SUBJECT:** Urgent Request for Brief  
Extension of Time to Submit Quarterly  
Reconciliations and FCA, PPCA, and FOS  
Proposed Factors.

**RESOLUTION AND ORDER**

On September 30, 2021, the Energy Bureau of the Puerto Rico Service Regulatory Board ("Energy Bureau") issued a Resolution and Order through which it established the Fuel Charge Adjustment ("FCA"), Purchased Power Charge Adjustment ("PPCA") and Fuel Oil Subsidy ("FOS") factors to be applicable from October 1, 2021 until December 31, 2021 ("September 30 Resolution"). Also, the Energy Bureau directed LUMA to, on or before December 15, 2021 at noon, file the FCA, PPCA and FOS reconciliations for the months of September, October, and November 2021, and the proposed factors to be applied starting in January 1, 2022.

On December 9, 2021, LUMA filed a document titled *Urgent Request for Brief Extension of Time to Submit Quarterly Reconciliations and FCA, PPCA, and FOS Proposed Factors* ("December 9 Request"). Through the December 9 Request, LUMA asks the Energy Bureau to extend the deadline to file the aforementioned reconciliation and proposed factors, until noon, December 16, 2021.

In support of its request, LUMA states, that despite its better efforts and cooperation with personnel from the Puerto Rico Electric Power Authority ("PREPA") in charge of providing information related to fuel costs, they need a brief extension to responsibly file the quarterly reconciliations and proposed factors for the FCA, PPCA, and FOS riders to be applied starting on January 1, 2022. LUMA expressed that the process of compiling generation-related data took longer than expected and that, **both LUMA and PREPA required additional time than initially anticipated to prepare the necessary generation reports.**<sup>1</sup>

LUMA also stated that due to changes in contracts for Bunker C fuel and diesel, PREPA informed it has experienced delays in preparing the fuel report for the month of November 2021, which PREPA was called upon to submit to LUMA by December 7, 2021 to allow LUMA to comply with the filing deadline. LUMA expects to receive the fuel report from PREPA by close of business on Friday, December 10, 2021. LUMA expressed that, upon receipt of the fuel report, LUMA personnel need at least three (3) business days to review the data and finalize the quarterly reconciliations and the calculations of the proposed rider factor to be submitted with the Energy Bureau in compliance with the September 30 Resolution.

Upon review of LUMA's arguments, the Energy Bureau **GRANTS** LUMA's request and **ORDERS** LUMA to file the quarterly reconciliations and proposed FCA, PPCA and FOS factors, no later than **December 16, 2021, at noon.**

The Energy Bureau **WARNS** LUMA that, noncompliance with any provision of this Resolution and Order, may result in the imposition of fines pursuant to Act 57-2014<sup>2</sup> and applicable Energy Bureau's regulations and any other appropriate administrative sanctions, as deemed appropriate by the Energy Bureau.

<sup>1</sup> See *Urgent Request for Brief Extension of Time to Submit Quarterly Reconciliations and FCA, PPCA, and FOS Proposed Factors*, file by LUMA on December 9, 2021, page 2.

<sup>2</sup> Known as the *Puerto Rico Energy Transformation and RELIEF Act*, as amended.

Be it hereby notified and published.



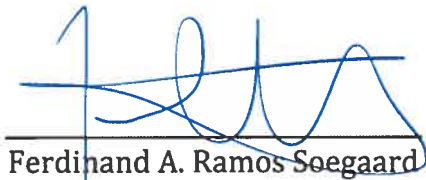
Edison Avilés Deliz  
Chairman



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 10, 2021. I also certify that on December 10, 2021 a copy of this Resolution and Order was notified by electronic mail to the following: [margarita.mercado@us.dlapiper.com](mailto:margarita.mercado@us.dlapiper.com), [jmarrero@diazvaz.law](mailto:jmarrero@diazvaz.law), [kbolanos@diazvaz.law](mailto:kbolanos@diazvaz.law), [hrivera@jrsp.pr.gov](mailto:hrivera@jrsp.pr.gov). I also certify that today, December 10, 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 10, 2021.

  
Wanda I. Cordero Morales  
Interim Clerk