

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

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IN RE: PERFORMANCE METRICS
TARGETS FOR LUMA ENERGY SERVCO,
LLC

CASE NO. NEPR-AP-2020-0025

**SUBJECT: LUMA's Urgent Request for
an Extension of Time to File Rebuttal
Testimony of Witness Mario Hurtado**

**LUMA'S URGENT REQUEST FOR AN EXTENSION OF TIME TO FILE
REBUTTAL TESTIMONY OF WITNESS MARIO HURTADO**

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COME now **LUMA Energy, LLC** ("ManagementCo"), and **LUMA Energy ServCo, LLC** ("ServCo") (jointly "LUMA"), and respectfully states and request the following:

1. On January 10, 2022, LUMA submitted *LUMA's Request for this Energy Bureau to Modify the Procedural Calendar set forth in the Resolution and Order of December 22, 2021*, wherein LUMA requested the modification of the procedural calendar in this instant proceeding.

2. On January 14, 2022, the Puerto Rico Energy Bureau ("Energy Bureau") issued a Resolution and Order in which it amended the procedural calendar and set February 1, 2022, as the deadline for LUMA to submit its witnesses' rebuttal testimonies on the intervenors' witnesses testimonies, among other modifications.

3. On January 28, 2022, LUMA filed *LUMA's Request for an Extension of Time to File Rebuttal Testimonies*. LUMA petitioned the Energy Bureau to extend the timeframe to submit its rebuttal testimonies until February 17, 2022. LUMA stated that it expected to file several rebuttal testimonies by the set date of February 1, 2022. However, LUMA understood that at least some rebuttal testimonies would not be finalized in time due to the outstanding supplemental

responses to the discovery requests notified to the Local Environmental and Civil Organizations (“LECO”) and the Independent Consumer Protection Office (“ICPO”).

4. On January 31, 2022, the Energy Bureau issued a Resolution and Order amending the procedural calendar in this instant proceeding. It extended the deadline for LUMA to submit its witnesses’ rebuttal testimonies on the intervenors’ witnesses’ testimonies to February 17, 2022.

5. On February 1, 2022, LUMA filed the *Motion Submitting Rebuttal Testimonies*. LUMA submitted the rebuttal testimonies of five of its witnesses and reiterated that the remaining testimonies would be filed by the set date of February 17, 2022.

6. LUMA will file the outstanding rebuttal testimonies by the deadline ordered by the Energy Bureau. However, one of LUMA’s witnesses, Mr. Mario Hurtado, had an unexpected family emergency outside the jurisdiction of Puerto Rico that makes it unattainable for him to finalize his testimony by the due date of February 17, 2022. Therefore, LUMA requests an extension up to February 25, 2022, to file Mr. Hurtado’s rebuttal testimony. The extension request is made in good faith and does not intend to cause undue delay in the proceeding. LUMA believes Mr. Hurtado’s situation is sufficient just cause for this Energy Bureau to grant the extension request.

WHEREFORE, LUMA respectfully requests that the Energy Bureau **take** notice of the above and **extend** the deadline for LUMA to submit the rebuttal testimony of witness Mario Hurtado until February 25, 2022.

RESPECTFULLY SUBMITTED.

We hereby certify that we filed this motion 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, the Office of the Independent Consumer Protection Office, Hannia Rivera Diaz, hrivera@jrsp.pr.gov, and counsel for the Puerto Rico Institute for Competitiveness and Sustainable Economy (“ICSE”), Fernando Agrait, agraitfe@agraitlawpr.com, counsel for the Colegio de Ingenieros y

Agrimensores de Puerto Rico (“CIAPR”), Rhonda Castillo, rhoncat@netscape.net, and counsels for Comité Diálogo Ambiental, Inc., El Puente de Williamsburg, Inc., Enlace Latino de Acción Climática, Alianza Comunitaria Ambientalista del Sureste, Inc., Coalición de Organizaciones Anti-Incineración, Inc., Amigos del Río Guaynabo, Inc., CAMBIO, Sierra Club and its Puerto Rico Chapter, and Unión de Trabajadores de la Industria Eléctrica y Riego (jointly, Puerto Rico Local and Environmental Organizations), larroyo@earthjustice.org, rstgo2@gmail.com, notificaciones@bufete-emmanuelli.com, pedrosaade5@gmail.com, jessica@bufete-emmanuelli.com; rolando@bufete-emmanuelli.com.

In San Juan, Puerto Rico, this 16th day of February 2022.



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