

**GOBIERNO DE PUERTO RICO
JUNTA REGLAMENTADORA DE SERVICIO PÚBLICO
NEGOCIADO DE ENERGÍA DE PUERTO RICO**

NEPR

Received:

Mar 8, 2022

10:48 PM

IN RE: ENMIENDAS A CONTRATO DE
COMPRVENTA DE ENERGÍA:
PROYECTO NO-OPERACIONAL
(XZERTA-TEC SOLAR I, LLC)

CASO NÚM.: NEPR-AP-2021-0002

ASUNTO: Moción para Presentar Informe
Mensual de Progreso de Marzo 2022.

**MOCIÓN PARA PRESENTAR
INFORME DE PROGRESO DE MARZO 2022**

COMPARECE la Autoridad de Energía Eléctrica de Puerto Rico (la “Autoridad”) a través de la representación legal que suscribe y muy respetuosamente expone y solicita:

1. El 11 de mayo de 2021, el Negociado de Energía de la Junta Reglamentadora de Servicio Público (el “Negociado” o “Negociado de Energía”) notificó *Resolución Final y Orden* (la “Resolución Final”) mediante la cual aprobó, sujeto a algunas condiciones, la *Petición de Aprobación de Enmienda a Contrato de Compraventa de Energía Renovable con Xzerta-Tec Solar I, LLC* (la “Petición”) radicada por la Autoridad el 17 de marzo de 2021.

2. La Resolución Final ordena a que, entre otras cosas, la Autoridad y Xzerta-Tec Solar I, LLC (“Xzerta”) presenten ante el Negociado de Energía informes mensuales de progreso sobre el estatus del Proyecto (el “Informe de Progreso Mensual”).

3. El 9 de febrero de 2022, el Negociado emitió una *Resolución y Orden* (“Orden del 9 de febrero”) mediante la cual, entre otras cosas, reseñó que la Autoridad y Xzerta debían presentar los Informe de Progreso Mensual firmados por oficiales de cada entidad e informar la fecha de su preparación.¹

¹ El Informe de Progreso Mensual se presenta según Xzerta lo prepara y remite a la Autoridad.

4. En cumplimiento con la Resolución Final y la Orden de 9 de febrero, la Autoridad presenta el *Project Monthly Status Report* correspondiente a marzo 2022, con fecha del 4 de marzo de 2022. Exhibit A.

POR TODO LO CUAL, la Autoridad solicita respetuosamente al Negociado de Energía que tome conocimiento de lo aquí informado, acepte el Informe Mensual y resuelva que la Autoridad ha cumplido con la Resolución Final.

RESPETUOSAMENTE SOMETIDO.

En San Juan, Puerto Rico, este 8 de marzo de 2022.

Katiuska Bolaños Lugo
kbolanos@diazvaz.law
TSPR 18888

f/ Joannely Marrero Cruz
Joannely Marrero Cruz
jmarrero@diazvaz.law
TSPR 20014

DÍAZ & VÁZQUEZ LAW FIRM, P.S.C.
290 Jesús T. Piñero Ave.
Oriental Tower, Suite 803
San Juan, PR 00918
Tel. (787) 395-7133
Fax. (787) 497-9664

Exhibit A



VIA EMAIL: kbolanos@diazvaz.law

March 4, 2022

Puerto Rico Electric Power Authority
Attention: Director of Planning and Environmental Protection

RE: Xzerta-Tec Solar I, LLC March Progress Report

Dear Director:

This report is to provide our progress made with the variety of project activities required to complete our design, products procurement and design implementation.

Based on our design, our team continues to evaluate different products and has sent several requests for proposals to vendors for obtaining different solutions to optimize our design based of PREPA's Minimum Technical Requirements. The choice of products, determination of the final layout of the solar panel's strings, and the sizing of the products are important activities to finalize the design. Our team will submit a preliminary SCADA Point list for the alarms and events that are desired to be monitored by the SCADA Headend for the evaluation of PREPA and LUMA engineering team. It will be important to determine if additional protections, alarms or other necessary points are required to be included in our design. We will continue to coordinate with PREPA and LUMA to revise the engineering design before we commit to the final design and detailed drawings that will be utilized for construction.

As we previously reported, we filed with the Puerto Rico Energy Bureau for Xzerta Tec's Electric Service Company Certification as required under Rule 8701 as amended. The PREB required additional documents and granted a period of 30 days, we are preparing said documents and expect to submit them in the time provided.

After receiving the feedback and report requested from our accounting firm, we are now preparing the documents to file with the Department of Economic

Disclosure: This report is provided for informational purposes only and has been provided to you on a confidential basis. By accepting this information, the recipient agrees that it will, and it will cause its employees, agents, and representatives, to treat the information as confidential. Any reference made herein to terms or conditions should be subject to the language of the power purchase and operation agreement. The information supersedes all information contained in any prior report or presentation for this project and is subject to change.

Development and Commerce our forms for incentives provided for in the Puerto Rico Incentive Code

We continue to maintain land control over all the proposed parcels.

Sincerely,



Fernando Molini-Vizcarrondo

xc: francisco.santos@prepa.com
Mcadavid@kslaw.com

Attachment

Revised by:

F. Santos

F. Santos (Mar 8, 2022 07:56 AST)

Francisco Santos Rivera, ESQ.
PREPA-Manager Business Strategy
and Operations

March 7, 2022

MARCH 2022 PROGRESS REPORT

Subject Project: Hatillo Solar Plant
Developer: Xzerta-Tec Solar I, LLC
Date: March 4, 2022

Xzerta-Tec Internal Responsibility: Compliance
Level of Importance: High

Requirements Compliance: This report complies with Puerto Rico Energy Bureau Order and Resolution dated May 11, 2021 on captioned matter NEPR-AP-2021-0002 and Article 4.1 of the Power Purchase and Operation Agreement (PPOA) dated June 4, 2019.

1. Construction

No major construction activities have commenced on the site. Once construction begins, the progress will be reported through key progress indicators.

General Contractor (EPC), subcontractors and consultants' agreements are in process.

Companies involved include but are not limited to: CSA Architects and Engineers, Geomatic Solutions and Enerzinx.

2. Permitting

Permit	Government Agency	Status	Detail
Consulta de Ubicación			
Environmental	Department of Natural Resources and Environment		
NWP-14	US Corps of Engineers		
NPDES General Permit	Environmental Protection Agency		

Required Endorsements	- Puerto Rico Energy Bureau - Highway and Transportation Authority - Cultural Institute - Puerto Rico Telecommunications Bureau - Puerto Rico Aqueduct and Sewer Authority - Department of Agriculture		Some endorsements will be revised as part of the reengineering process.
Construction Permit	Permits Management Office (OGPe)		A permit modification pending for the increased capacity

3. Third-Party Contracting

Procurement for all the project components is well on its way and contracts are being negotiated to lock in production of major components like PV Modules, Inverters and Batteries.

Design Elements	Consultant	Progress
ALTA Land Survey	Geomatic Solutions and Surveying, PSC	
Topographic Survey	Geomatic Solutions and Surveying, PSC	
Plant Design	CSA Architects and Engineers, LLP	
Archaeological Study	Fernando Alvarado	
Environmental Site Assessment	Tycroes Group	
Habitat Study	Alejandro Cubiña	

Foundation Design	Carlos Rivera, P.E.	
Anchoring	RBI Solar	
Electrical Design	Miguel Ortiz, P.E. Lisaidyn Perez Enerzinx	
SCADA Systems Design	Lisaidyn Perez	
Modeling and Simulations	Enerzinx	

4. Equipment and Components Procurement

Equipment	Company/Brand	Status	Comments
PV Modules	RFPs Submitted to vendors	Proposal Received from Talesun and waiting from other vendors (Trina Solar)	Negotiating Commitment and waiting for other proposals
Inverters	RFPs Submitted to vendors	Proposal Received from Ingeteam and waiting from other vendors such as SMA, Schneider	Reviewing Contract Terms with Ingeteam and waiting for other proposals
Battery Equipment	RFPs Submitted to vendors	Waiting from other vendors	
Anchoring	RBI Solar	Awaiting Revised Proposal	
Posts	TBD		
Cables & Miscellaneous	Caribe Sales	Waiting on Proposal	



In progress



On hold



Rejected



Executed