

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

NEPR

Received:

Feb 25, 2022

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IN RE: PERFORMANCE TARGETS FOR
LUMA ENERGY SERVCO, LLC

CASE NO.: NEPR-AP-2020-0025

SUBJECT: NOTICE OF INTENT
TO FILE A RESPONSE

**NOTICE OF INTENT TO FILE A RESPONSE TO LUMA'S MOTION TO
STRIKE PORTIONS OF THE EXPERT TESTIMONY AND
TO LUMA'S RESPONSE IN OPPOSITION AND OBJECTION TO DECEMBER
22, 2021, RESOLUTION AND ORDER AND REQUEST TO VACATE OR GRANT
LUMA RELIEF FROM THE DECEMBER 22, 2021 RESOLUTION AND ORDER**

TO THE PUERTO RICO ENERGY BUREAU:

COME NOW, Comité Diálogo Ambiental, Inc., El Puente de Williamsburg, Inc.
- Enlace Latino de Acción Climática, Inc., Alianza Comunitaria Ambientalista del
Sureste, Inc., Coalición de Organizaciones Anti-Incineración, Inc., Amigos del Río
Guaynabo, Inc., CAMBIO, and Sierra Club and its Puerto Rico chapter, and Unión
de Trabajadores de la Industria Eléctrica y Riego (collectively, "LECO"), and
respectfully state and request the following:

1. On November 17, 2021, intervenor LECO filed a *Motion to Submit Expert Testimony of José I. Alameda-Lozada, Ph. D.*
2. On February 17, 2022, LUMA filed a *Motion to Strike Portions of the Expert Testimony of José Alameda-Lozada*, claiming that the specified portions are outside of the scope and exceed the area of expertise of Dr. Alameda on Economics.

3. On February 17, 2022, LUMA filed a *Response in Opposition to Objections to December 22, 2021, Resolution and Order and Request to Vacate or Grant LUMA Relief from the December 22, 2021, Resolution and Order on Additional Metrics*.
4. LECO respectfully requests that this Energy Bureau take notice of LECO's intent to respond to both LUMA's February 17th motions and grant LECO 20 days, from February 17th, to expire on March 9, 2022, to submit its responses. Our response to both motions are crucial for LECO's proper intervention in this proceeding.

WHEREFORE, LECO respectfully requests that the Energy Bureau grant LECO until March 9, 2022, to file a response to LUMA's February 17th *Motion to Strike Portions of the Expert Testimony of José Alameda-Lozada* and to LUMA's February 17th *Response in Opposition to Objections to December 22, 2021, Resolution and Order and Request to Vacate or Grant LUMA Relief from the December 22, 2021, Resolution and Order on Additional Metrics*.

Respectfully submitted. In San Juan Puerto Rico, February 25, 2022.

/s/ Laura Arroyo

Laura Arroyo
RUA No. 16653
Earthjustice
4500 Biscayne Blvd.
Suite 201
Miami, FL 33137
T: 305-440-5436
E: larroyo@earthjustice.org;
flcaseupdates@earthjustice.org

/s/ Ruth Santiago

Ruth Santiago
RUA No. 8589
Apartado 518
Salinas, Puerto Rico 00751
T: (787) 312-2223
E: rstgo2@gmail.com

/s/ Pedro Saadé

Pedro J. Saadé Lloréns
Colegiado Núm. 5452
RUA No. 4182

/s/ Lorena I. Vélez Miranda

Lorena I. Vélez Miranda
RUA No. 22720
Earthjustice
151 Calle de San Francisco
Ste 200 PMB 0528
San Juan, PR 00901-1607

Calle Condado 605, Office 611
San Juan, Puerto Rico 00907
Tel. & Fax (787) 948-4142
E: pedrosaade5@gmail.com

/s/ Rolando Emmanuelli Jiménez

Rolando Emmanuelli-Jiménez
RUA No. 8509
E: rolando@bufete-
emmanuelli.com;
notificaciones@bufete-
emmanuelli.com

/s/ Jessica Méndez-Colberg

Jessica Méndez-Colberg
RUA No. 19853
E: jessica@bufete-
emmanuelli.com
472 Tito Castro Ave.
Marvesa Building, Suite 106
Ponce, Puerto Rico 00716
Tel: (787) 848-0666
Fax: (787) 841-1435

CERTIFICATION OF SERVICE

I hereby certify that on February 25, 2022, I served this Notice and Request to the following parties:

- Puerto Rico Energy Bureau: secretaria@energia.pr.gov; secretaria@jrsp.pr.gov; legal@jrsp.pr.gov and atorres@jrsp.pr.gov
- LUMA Energy LLC and LUMA Energy ServCo LLC: mmercado@mercado-echegaray-law.com; margarita.mercado@us.dlapiper.com; yahaira.delarosa@us.dlapiper.com; and ana.rodriguezrivera@us.dlapiper.com
- PREPA: jmarrero@diazvaz.law; kbolanos@diazvaz.law
- Oficina Independiente de Protección al Consumidor (OIPC): contratistas@oipc.pr.gov; hrivera@oipc.pr.gov
- Instituto de Competitividad y Sostenibilidad Económica de Puerto Rico (ICSE): agraitfe@agraitlawpr.com
- Colegio de Ingenieros y Agrimensores de Puerto Rico (CIAPR): rhoncat@netscape.net

/s/ Laura B. Arroyo

Laura B. Arroyo

RUA No. 16653

Earthjustice

4500 Biscayne Blvd.

Suite 201

Miami, FL 33137

T: 305-440-5436

E: larroyo@earthjustice.org