

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

IN RE: THE IMPLEMENTATION OF THE
PUERTO RICO ELECTRIC POWER
AUTHORITY INTEGRATED RESOURCE
PLAN AND MODIFIED ACTION PLAN

CASE NO.: NEPR-MI-2020-0012

SUBJECT: PREPA's and LUMA's request for
Extension of Time to Comply with
Responses Required by Resolution and
Order of April 11, 2022.

RESOLUTION AND ORDER

The Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") conducted a meeting with the Puerto Rico Electric Power Authority ("PREPA") on February 3, 2022. Discussions during the meeting included aspects of Tranche 1 renewable energy and battery storage procurement submittals from respondents, and PREPA's evaluation of those submittals. During that meeting, PREPA indicated its willingness to provide additional information further to discussion at the meeting and to supplement certain aspects of its confidential responses to Energy Bureau questions filed under seal on January 31, 2022.

On April 11, 2022, the Energy Bureau issued a Resolution and Order ("April 11 Resolution") ordering PREPA and LUMA¹ to respond to their respective questions included in the April 11 Resolution, on or before April 19, 2022, including submittal of attachments in Excel format as requested.

On April 19, 2022, PREPA filed a document titled *Motion for Extension of Time Until April 25, 2022, to Comply with Responses Required by the April 11, 2022, Resolution and Order*. ("PREPA's April 19 Request"), where PREPA seeks an extension of this April 19, 2022, deadline.

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In the April 19 Request, PREPA states that it has been diligently working with its personnel and advisors to gather all the relevant information and submit the responses required by the Energy Bureau. PREPA sustain that they have not been able to finalize the required responses in the time allotted and needs additional time to comply with the order.² Therefore, PREPA requested the Energy Bureau to grant an extension of time of six (6) additional days or until April 25, 2022.

On April 19, 2022, LUMA filed a document titled *Motion Submitting Partial Responses and Requesting Brief Extension to Submit LUMA's Full Answers to Questions 6 and 7 on Energy Bureau's Resolution and Order of April 11, 2022* ("LUMA's April 19 Request"). LUMA states that it wasn't until April 18, 2022 that LUMA received the documents they had requested PREPA on April 13, 2022 necessary for LUMA to file a complete response to the questions ordered by the April 11 Resolution.³ LUMA filed partial responses to Questions 6 and 7 and request until April 29, 2022, to submit its complete answers to such questions.⁴

Upon review of PREPA and LUMA's arguments, the Energy **ORDERS** PREPA and LUMA to file their complete responses **on or before April 28, 2022**.

The Energy Bureau **WARNS** PREPA and LUMA that, noncompliance with any provision of this Resolution and Order, may result in the imposition of fines pursuant to Act 57-2014⁵

¹ LUMA Energy, LLC. And LUMA Energy ServCo, LLC (collectively, "LUMA").

² See PREPA's *April 19 Request*, page 5, item 6.

³ LUMA's April 19 Request, pp. 5-6, ¶5.


⁴ LUMA's April 19 Request, p. 3, ¶7.

⁵ Known as the *Puerto Rico Energy Transformation and RELIEF Act*, as amended.



and applicable Energy 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



Lillian Mateo Santos
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 April 22, 2022. Associate Commissioners Ángel R. Rivera de la Cruz and Ferdinand A. Ramos Soegaard did not intervene. I also certify that on April 22, 2022 a copy of this Resolution was notified by electronic mail to the following: laura.rozas@us.dlapiper.com; margarita.mercado@us.dlapiper.com, kbolanos@diazvaz.law; and mvazquez@diazvaz.law and I have proceeded with the filing of the Resolution issued by the Puerto Rico Energy Bureau.

For the record, I sign this in San Juan, Puerto Rico, today April 22, 2022.



Sonia Seda Gaztambide
Clerk

