

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

NEPR Received: May 13, 2022 4:40 PM
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**IN RE: PERFORMANCE TARGETS FOR
LUMA ENERGY SERVCO, LLC**

CASE NO.: NEPR-AP-2020-0025

**SUBJECT: MOTION TO STRIKE
PORTION OF THE
SUPPLEMENTAL TESTIMONY OF
AGUSTÍN IRIZARRY-RIVERA**

**NOTICE OF INTENT TO FILE A RESPONSE TO LUMA’S MOTION TO STRIKE
PORTION OF THE SUPPLEMENTAL TESTIMONY OF AGUSTÍN IRIZARRY-
RIVERA**

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 the following:

1. On December 22, 2021, the Puerto Rico Energy Bureau (“Energy Bureau”) issued a Resolution and Order determining that additional performance metrics should be evaluated in further detail for potential inclusion in this proceeding. The additional performance metric areas to be examined were Interconnection, Energy Efficiency/Demand Response, and Vegetation Management (“December 22nd Order”). In addition, the Energy Bureau amended the procedural calendar to

- incorporate a timeframe to allow intervenors to submit supplemental testimonies limited to matters related to Interconnection, Energy Efficiency/Demand Response, and Vegetation Management.
2. On January 14, 2022, the Energy Bureau issued a Resolution and Order amending the procedural calendar in this instant proceeding (“January 14th Resolution and Order”). It granted intervenors until March 22, 2022, to submit supplemental written testimonies limited to the additional performance metrics.
 3. On March 22, 2022, the Local Environmental and Civil Organizations (“LECO”) filed a Motion to Submit Expert Testimony for the supplemental testimony of Dr. Agustín Irizarry-Rivera.
 4. On May 11, 2022, LUMA filed a Motion to Strike Portion of Supplemental Expert Testimony of Agustín Irizarry-Rivera. Specifically, LUMA asks PREB to strike lines 1-11 on page 12 of Dr. Irizarry’s testimony.
 5. LECO respectfully requests that this Energy Bureau take notice of LECO’s intent to respond to LUMA’s May 11th Motion by May 23, 2022. Our response is crucial for LECO’s proper intervention in this proceeding.

Respectfully submitted. In San Juan Puerto Rico, May 13, 2022.

[Signatures followed in the next page]

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CERTIFICATION OF SERVICE

I hereby certify that on May 13, 2022, I served this Notice 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
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