

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

IN RE: DEMAND RESPONSE PLAN REVIEW,
IMPLEMENTATION AND MONITORING

CASE NO.: NEPR-MI-2021-0006

SUBJECT: Request for Extension to Submit
EE/DR Transition Period Plan.

RESOLUTION AND ORDER

On December 10, 2020, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") adopted the Regulation for Demand Response.¹ Regulation 9246 entered into effect on January 21, 2021 and requires that the Puerto Rico Electric Power Authority ("PREPA") or its successor, LUMA Energy, LLC and LUMA Energy ServCo, LLC (jointly, "LUMA"), file a Three-Year Demand Response Plan within six months of its effective date. On January 21, 2022, the Energy Bureau published the final version of the Regulation for Energy Efficiency,² upon submission of that Regulation to the Puerto Rico State Department.

On February 1, 2022, the Energy Bureau issued a Resolution and Order to detail the actions that directly follow after approval of Regulation 9367³ ("February 1 Order"). Among those actions, the Energy Bureau required that LUMA file the Energy Efficiency ("EE") and Demand Response ("DR") Transition Period Plan on or before June 6, 2022, providing a deadline for the start of program implementation of October 1, 2022.

On June 2, 2022, LUMA filed a document titled *Motion Requesting Brief Extension to Submit EE/DR Transition Period Plan* ("June 2 Request"), containing a request to extend the filing deadline for the EE and DR Transition Period Plan by fifteen (15) days, until June 21, 2022. In its June 2 Request, LUMA explained that it requires the additional time to complete its internal cross-departmental review process. LUMA stated this review process "will result in a quality deliverable and in the future, a smoother implementation of the proposed EE and DR programs due to the extensive upfront work performed by the team."⁴

Upon review of LUMA arguments, the Energy Bureau **GRANTS** LUMA's request to extend the filing deadline by fifteen (15) days, until June 21, 2022. However, the Energy Bureau **REMINDS** LUMA that requesting a fifteen (15) day extension to the filing deadline less than three business days from the filing deadline is indicative of a lack of planning on behalf of LUMA and that timely filings are expected in future.

LUMA did not request an extension of the deadline to start programs under the EE and DR Transition Period Plan, and this deadline remains October 1, 2022, as established by the February 1 Order.

To accelerate its review of the EE and DR Transition Period Plan and to better inform all interested stakeholders and members of the public regarding LUMA's plan, the Energy Bureau is scheduling a Workshop on the EE and DR Transition Period Plan. LUMA should anticipate presenting its plan in detail and answering questions from the Energy Bureau and other participants regarding the filed plan. The Workshop will be held on **Wednesday, June 29, 2022, at 10:00 a.m.** Other interested parties are welcome to join as well. The Energy

¹ *Regulation for Demand Response*, December 21, 2020 ("Regulation 9246").

² *Regulation for Energy Efficiency*, March 25, 2022 ("Regulation 9367"). Regulation 9367 was approved by the Puerto Rico State Department on March 25, 2022, after the *Regulation for Energy Efficiency* filed January 24, 2022 ("Regulation 9354") was removed and refiled per procedural requirements by the PR State Department, now known as Regulation 9367.

³ *Id.*

⁴ June 2 Request, pp. 3-4, ¶8.



Bureau will hold the workshop through the Microsoft Teams platform. The log in information will be provided through a separate communication. Interested parties should email secretaria@jrsp.pr.gov on or before 3:00 p.m. on June 28, 2022, to obtain the link and instructions for participation. The event will also be streamed live on the Energy Bureau's YouTube channel.

Be it notified and published.



Edison Avilés Deliz
Chairman



Ángel R. Rivera de la Cruz
Associate Commissioner



Lillian Mateo Santos
Associate Commissioner



Ferdinand A. Ramos Soegaard
Associate Commissioner



Sylvia B. Ugarte Araujo
Associate Commissioner

CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on June 8, 2022. I also certify that on June 8, 2022 a copy of this Resolution and Order was notified by electronic mail to the following: laura.rozas@us.dlapiper.com; jmarrero@diazvaz.law and kbolanos@diazvaz.law. I also certify that today, June 8, 2022, I have proceeded with the filing of the Resolution and Order issued by the Puerto Rico Energy Bureau.

For the record, I sign this in San Juan, Puerto Rico, today June 8, 2022.



Sonia Seda Gaztambide
Clerk

