

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

NEPR

Received:

Jul 6, 2022

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IN RE:

IN RE: REVIEW OF THE PUERTO RICO  
ELECTRIC POWER AUTHORITY'S 10  
YEAR INFRASTRUCTURE PLAN-  
DECEMBER 2020

CASE NO. NEPR-MI-2021-0002

SUBJECT: Reiteration of Request in “Motion  
Submitting Scope of Work and Updated List of  
Projects” Submitted on May 20, 2022

**MOTION REITERATING REQUEST IN “MOTION SUBMITTING SCOPE OF  
WORK AND UPDATED LIST OF PROJECTS” SUBMITTED ON MAY 20, 2022**

**TO THE PUERTO RICO ENERGY BUREAU:**

COME NOW LUMA Energy, LLC<sup>1</sup>, and LUMA Energy ServCo, LLC<sup>2</sup>, (jointly referred to as “LUMA”), through the undersigned legal counsel and respectfully submit the following:

On May 20, 2022, LUMA filed with the Puerto Rico Energy Bureau (“Energy Bureau”) a *Motion Submitting Updated Scope of Work and Updated List of Projects* (the “May 20<sup>th</sup> Motion”) herein it submitted, as an Exhibit 1 thereof, a Scope of Work (“SOW”) for a Test and Technology Laboratory (the “Test and Technology Laboratory SOW”) for this Energy Bureau’s review and approval prior to submittal to the Puerto Rico Central Office for Recovery, Reconstruction and Resiliency (“COR3”) and the Federal Emergency Management Agency (“FEMA”), pursuant to the Energy Bureau’s Resolution and Order of March 26, 2021 (“March 26<sup>th</sup> Order”). In the March 26<sup>th</sup> Order, the Energy Bureau ordered, among others, that the Puerto Rico Electric Power Authority (“PREPA”) submit to the Energy Bureau the specific projects to be funded with FEMA funds or any other federal funds **at least thirty (30) calendar days** prior to submitting these

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<sup>1</sup> Register No. 439372.

<sup>2</sup> Register No. 439373.

projects to COR3, FEMA, or any other federal agency. *See* March 26<sup>th</sup> Order at pp. 18-19. This Energy Bureau thereafter determined that this directive applied to both PREPA and LUMA. *See* Resolution and Order of August 20, 2021, at p. 3.

More than forty-five (45) calendar days have elapsed since LUMA submitted the Test and Technology Laboratory SOW to this honorable Energy Bureau and LUMA has not yet received a response regarding the approval thereof. Given that the March 26<sup>th</sup> Order contemplates that LUMA would be able to submit its projects to FEMA immediately following the thirty (30)- day time period established therein, LUMA hereby reiterates its May 20<sup>th</sup> Motion and respectfully informs this honorable Energy Bureau that LUMA cannot delay initiating this project with COR3 and FEMA any further. LUMA will initiate this project with COR3 and FEMA on July 7, 2022 by pursuing an initial FEMA Accelerated Awards Strategy (FAASt) number. This initial step with COR3 and FEMA to obtain a FAASt number does not constitute any final planning or investment in the project, but will allow the Energy Bureau to simultaneously finish their review of the Test and Technology Laboratory SOW while LUMA initiates the project with COR3 and FEMA and avoids any further delays.

The Test and Technology Laboratory SOW covers a project that will result in the restoration and improvement of an existing facility to be utilized as a testing facility consistent with best industry practice and that will “ensure the proper testing/simulation/proof of concept that is required for safety, quality assurance, cost-effectiveness and mitigation of future hazards/problems to the grid”. *See* Test and Technology Laboratory SOW at p. 11. Among various benefits, this facility “will enable the timely, cost-effective and proper implementation of new protection, control and automation solutions by testing performance, system integration and impact

on the grid”; provide for “real-time simulation and testing of integrated systems [...] [to support] right sizing of the capital investments needed for the grid modernization, and implementation of [...] energy efficiency programs; and allow for adequate high voltage “pre-commissioning testing of distribution apparatus [...] [to] secure adequate performance before energizing with positive impact [on] reliability, efficiencies, and improved safety”. *See id.* LUMA respectfully submits that this project is essential for a successful rebuilding and modernization of Puerto Rico’s Transmission and Distribution System (“T&D System”), is included in LUMA’s Improvement Programs, and supports activities included in LUMA’s System Remediation Plan.

Recognizing LUMA’s key mission of recovering and transforming the T&D System and the vital function of the project contemplated in the Test and Technology Laboratory SOW, LUMA respectfully informs this honorable Energy Bureau that LUMA will be submitting this project to COR3 and FEMA on July 7, 2022 in order to advance this important project, obtain a FAAS number, and avoid further delays.

**WHEREFORE,** LUMA respectfully requests that the Energy Bureau **take notice** of the aforementioned and issue a determination regarding the Test and Technology Laboratory SOW included as Exhibit 1 to LUMA’s *Motion Submitting Updated Scope of Work and Updated List of Projects* filed with the Energy Bureau on May 20, 2022.

**RESPECTFULLY SUBMITTED.**

In San Juan, Puerto Rico, this 6<sup>th</sup> day of July 2022.

I hereby certify that I filed this motion using the electronic filing system of this Energy Bureau and that I will send an electronic copy of this motion to the attorneys for PREPA, Joannely Marrero-Cruz, [jmarrero@diazvaz.law](mailto:jmarrero@diazvaz.law) and Katuska Bolaños-Lugo, [kbolanos@diazvaz.law](mailto:kbolanos@diazvaz.law).



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