

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

IN RE: REVIEW OF LUMA’S INITIAL
BUDGETS

CASE NO.: NEPR-MI-2021-0004

SUBJECT: Resolution and Order regarding
*Motion Requesting Modification of
Procedural Calendar*, filed by LUMA Energy,
LLC and LUMA Energy ServCo, LLC.

RESOLUTION AND ORDER

On August 12, 2022, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issued a Resolution and Order through which it modified the Procedural Calendar and Agenda of the present proceeding ("August 12 Resolution"). As per the Procedural Calendar, the Virtual Technical Conference was scheduled to take place on Friday, September 9, 2022.

On August 18, 2022, the Puerto Rico Electric Power Authority ("PREPA") filed before the Energy Bureau a document titled *Request for Continuance of the Technical Conference Scheduled for September 9, 2022* ("August 18 Motion"). Through the August 18 Motion, PREPA requested the Energy Bureau to reschedule the Technical Conference for September 13, 14, or any date after September 16, 2022, due to the unavailability of one of its key witnesses.

On August 19, 2022, the Energy Bureau issued a Resolution and Order through which it granted PREPA’s request and rescheduled the Virtual Technical Conference for Tuesday, September 13, 2022. The rest of the Procedural Calendar remain unaltered, including the dates set forth for the Filing of Revised and/or Additional Information Required by the Energy Bureau (September 23, 2022) and the Virtual Public Hearing/Filing of Comments by the General Public (October 7, 2022).

On August 22, 2022, LUMA¹ filed before the Energy Bureau a document titled *Motion Requesting Modification of Procedural Calendar* ("August 22 Motion"). Through the August 22 Motion, LUMA argued that the ten (10) day timeframe between the dates set for the Virtual Technical Conference (September 13, 2022) and the Filing of Revised and/or Additional Information Required by the Energy Bureau (September 23, 2022) was insufficient in view of the nature of the matters object of this proceeding and the technical nature of the information relevant to the same; besides the fact there were no time constraints applicable to the proceeding.² Accordingly, LUMA requested the Energy Bureau to modify the Procedural Calendar to afford the parties in this proceeding a fourteen (14) day timeframe between the referenced phases.³ LUMA further proposed that the date set for the Virtual Public Hearing/Filing of Comments by the General Public (October 7, 2022) be also postponed by a concomitant term if LUMA’s additional information is needed before such events.⁴

After consideration of the August 22 Motion, the Energy Bureau **GRANTS** LUMA’S request and **RESCHEDULES** the date set for the Filing of Revised and/or Additional Information Required by the Energy Bureau for **Tuesday, September 27, 2022**. All other directives, dates set forth, and the Modified Agenda established through the August 12 Resolution remain unaltered. The Energy Bureau **AMENDS** the procedural calendar as follows:

Date	Phase
September 8, 2022	Filing of LUMA’s Presentation for the Virtual Technical Conference

¹ LUMA Energy, LLC and LUMA Energy ServCo, LLC (collectively, “LUMA”).

² August 22 Motion, pp. 3 -4, ¶¶ 11 – 13.

³ *Id.*

⁴ *Id.*



Date	Phase
September 13, 2022	Virtual Technical Conference ⁵
September 27, 2022	Filing of Revised and/or Additional Information Required by the Energy Bureau
October 7, 2022	Virtual Public Hearing ⁶ /Filing of Comments by General Public Due

During the Virtual Technical Conference, LUMA shall present and discuss thoroughly the proposed FY 2023 Budgets. LUMA and PREPA representatives and its consultants must be prepared to answer questions under oath from the Energy Bureau, its staff, and consultants, regarding its presentation and all aspects of the proposed FY 2023 Annual Budgets.

The general public will have the opportunity to present their comments and suggestions regarding the proposed FY 2023 Annual Budgets during the Virtual Public Hearing. Any person interested in presenting oral comments during the Virtual Public Hearing shall, on or before **Thursday, October 6, 2022, at 3:00 p.m.**, contact the Energy Bureau’s Clerk at (787) 523-6262 or via email to secretaria@jrsp.pr.gov to request a turn and to obtain instructions and a link to access the Virtual Public Hearing. The Virtual Public Hearing will be streamed live via the Energy Bureau’s YouTube Channel.⁷ The Energy Bureau will provide, at the commencement of the hearing, the rules of conduct, and the order of the proceedings.

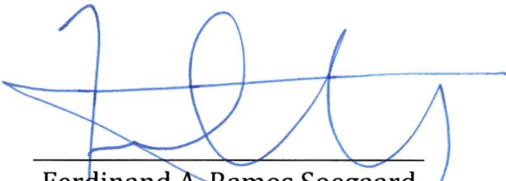
The public may also submit written comments and suggestions to the Energy Bureau regarding the proposed FY 2023 Annual Budgets (“Written Public Comments”), on or before **Friday, October 7, 2022**. The Written Public Comments to be filed with the Energy Bureau shall: (i) include in their title: “Public Comments on LUMA’s Annual Budgets Request — Case No. NEPR-MI-2021-0004”; (ii) be addressed to the attention of Edison Avilés Deliz, Chairman; and (iii) be filed by electronic mail at: comentarios@jrsp.pr.gov; through the Energy Bureau’s electronic filing tool at: <https://radicacion.energia.pr.gov/>; by postal mail addressed to the Puerto Rico Energy Bureau’s Clerk’s Office at World Plaza Building, 268 Muñoz Rivera Ave., Plaza Level Suite 202, San Juan, PR 00918-1925; or in person at the Energy Bureau’s Clerk’s Office, at the referenced address. The hours of operations of the Clerk’s office are Monday through Friday from 8:30 a.m. to 5:30 p.m., excluding holidays.

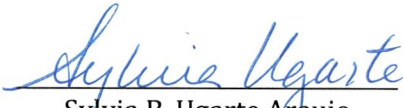
The Energy Bureau may modify the foregoing Procedural Calendar.

The Energy Bureau **WARNS** LUMA and PREPA that, noncompliance with any provision of this Resolution and Order, may result in the imposition of fines or any other administrative sanction, as deemed appropriate by the Energy Bureau, in accordance with Act 57-2014⁸ and/or the applicable Energy Bureau’s regulations.

Be it notified and published.


Lillian Mateo Santos
Associate Commissioner


Ferdinand A. Ramos Soegaard
Associate Commissioner


Sylvia B. Ugarte Araujo
Associate Commissioner

⁵ Note that in order to prevent the spread of Covid-19, the foregoing Virtual Technical Conference will be held remotely via the Microsoft Teams platform from 10:00 am to 5:00 pm.

⁶ Note that in order to prevent the spread of Covid-19, the foregoing Virtual Public Hearing will be held remotely via the Microsoft Teams platform from 10:00 am to 5:00 pm.

⁷ The Energy Bureau’s YouTube channel may be accessed through the following link – Available at: <https://www.youtube.com/channel/UCxZYn-qt1k0Lu9TX37-11oA> (Accessed August 19, 2022).

⁸ Known as *The Puerto Rico Energy Transformation and RELIEF Act*, as amended (“Act 57-2014”).



CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on August 25, 2022. Chairman Edison Avilés Deliz did not intervene. I also certify that on August 25, 2022 a copy of this Resolution and Order was notified by electronic mail to the following: margarita.mercado@us.dlapiper.com, ana.rodriguezrivera@us.dlapiper.com, jmarrero@diazvaz.law, kbolanos@diazvaz.law, agraitfe@agraitlawpr.com. I also certify that today, August __, 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 August 25, 2022.



Sonia Seda Gaztambide
Clerk

