

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

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

CASE NO.: NEPR-MI-2020-0012

SUBJECT: Renewable Energy Generation and Energy Storage Resource Procurement Plan – First Tranche Projects for Phase III Contract Negotiation and Final Interconnection Plan Approvals

RESOLUTION AND ORDER

On June 13, 2022 the Energy Bureau of the Puerto Rico Public Service Regulatory Board (“Energy Bureau”) issued a Resolution and Order (“June 13 Order”) directing the Puerto Rico Electric Power Authority (“PREPA”) to finalize negotiations with nine (9) battery energy service storage (BESS) project proposals and one (1) Virtual Power Plant (“VPP”) project proposal.

In the June 13 Order, the Energy Bureau also ordered PREPA to respond to a three-part question attached as Appendix B to the Resolution and Order, referring to specific details of PREPA’s leveled cost of storage inputs and calculations referenced in PREPA’s April 28, 2022 Motion¹ containing the information that in large part formed the basis of the Energy Bureau’s June 13 Order.

The Energy Bureau ordered PREPA to respond to the question in Appendix B of the June 13 Order by June 16, 2022². PREPA has yet to do so.

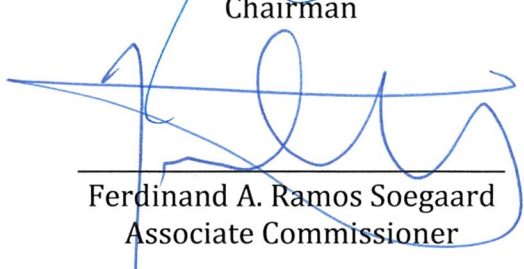
The Energy Bureau reiterates and **ORDERS** PREPA to comply with the responses to Appendix B of the June 13 Order on or before September 9, 2022.

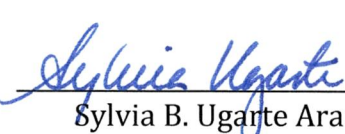
The Energy Bureau **WARNS** PREPA that noncompliance with this Resolution and Order, regulations and applicable laws may carry the imposition of fines and administrative sanctions of up to \$25,000.00 per day. The Energy Bureau **WARNS** PREPA that any person who intentionally violates any provision of Act 57-2014, as amended, omits, disregards, or refuses to obey, observe, and comply with any rule or decision of the Energy Bureau shall be punished by a fine of not less than five hundred dollars (\$500) nor over five thousand dollars (\$5,000) at the discretion of the Energy Bureau and that if recurrence occurs, the established penalty shall increase to a fine of not less than ten thousand dollars (\$10,000) nor greater than twenty thousand dollars (\$20,000), at the discretion of the Energy Bureau.

Be it notified and published.


Edison Aviles Deliz
Chairman


Lillian Mateo Santos
Associate Commissioner


Ferdinand A. Ramos Soegaard
Associate Commissioner


Sylvia B. Ugarte Araujo
Associate Commissioner



¹ See, *Memorandum of Law in Support of Request for Confidential Treatment of Attachment A* and as Attachment A (under seal) to that document titled *Informative Motion and Responses to Resolution and Order Issued on April 11, 2022* (“April 28 Informative Motion”).

² Resolution and Order, *In re: The Implementation of the Puerto Rico Electric Power Authority Integrated Resource Plan and Modified Action Plan*, Case No.: NEPR-MI-2020-0012, p. 10.

CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on September 6, 2022. I also certify that on September 8, 2022, a copy of this Resolution and Order 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. I also certify that today, September 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 September 8, 2022.



Sonia Seda Gaztambide
Clerk

