

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

IN RE: PERFORMANCE TARGETS FOR
LUMA ENERGY SERVCO, LLC

CASE NO.: NEPR-AP-2020-0025

SUBJECT: Intervenors to react to LUMA's
September 30, 2022 Motion requesting to
amend the procedural calendar.

RESOLUTION AND ORDER

I. Introduction

On September 16, 2022, the Energy Bureau of the Public Service Regulatory Board ("Energy Bureau") issued a Resolution and Order ("September 16 Resolution") through which, amended the Procedural Calendar previously established through a Resolution and Order issued on January 14, 2022¹ ("January 14 Resolution").

On September 30, 2022, LUMA² filed a document titled *Motion to Amend Procedural Calendar, Requesting Additional Time to Submit Revised Annex IX and Pre-Filed Written Direct Testimonies Due to Change on Circumstances, and Proposing Amended Procedural Calendar* ("September 30 Motion"). LUMA indicates that the preparation and response to Hurricane Fiona required the engagement of key personnel that were preparing the revised Annex IX and witnesses whose testimonies are to be filed regarding the three additional metrics.³ LUMA requested additional time for its personnel to finalize their duties responding to the Hurricane Fiona emergency and be able to finalize and file the revised Annex IX and the pre-filed testimonies.⁴ LUMA presented a proposed amended calendar.⁵

On October 4, 2022, the Independent Consumers Protection Office ("ICPO") filed a document titled *Moción en Oposición a Moción Radicada por LUMA en Solicitud de Prórroga y Recalendarización de los Procesos Radicada por LUMA* ("October 4 Motion"). The ICPO states that it understands that due to the emergency suffered by Hurricane Fiona several LUMA employees were dedicated to the management of such emergency, but OIPC also notes that LUMA has had 10 months to respond to the Energy Bureau's original Resolution and Order issued December 22, 2021.⁶ ICPO requested that the Energy Bureau deny LUMA's September 30 Motion.⁷

II. Conclusion

Upon review of LUMA's September 30 Motion and ICPO's October 4 Motion, the Energy Bureau **DETERMINES** to **ALLOW** all intervenors three (3) days from issuing this Resolution and Order to respond to LUMA's and ICPO's motions.

Be it notified and published.

¹ See Resolution and Order, *In re: Performance Targets for LUMA Energy ServCo, LLC*, Case No. NEPR-AP-2020-0025, January 14, 2022.

² LUMA Energy, LLC and LUMA Energy ServCo, LLC (jointly "LUMA").

³ September 30 Motion, pp. 3-4, ¶10.

⁴ *Id.*, p. 4, ¶11.

⁵ *Id.*, p. 5.

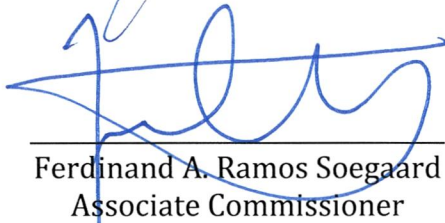
⁶ October 4 Motion, p. 2, ¶¶5-6.

⁷ *Id.*, p. 2.




Edison Avilés Deliz
Chairman


Lillian Mateo Santos
Associate Commissioner


Ferdinand A. Ramos Soegaard
Associate Commissioner


Sylvia Ugarte Araujo
Associate Commissioner

CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on October 5, 2022. I also certify that on October 5, 2022 a copy of this Resolution and Order was notified by electronic mail to margarita.mercado@us.dlapiper.com, yahaira.delarosa@dlapiper.com, jmarrero@diazvaz.law, kbolanos@diazvaz.law, hrivera@jrsp.pr.gov, contratistas@jrsp.pr.gov, agraitfe@agraitlawpr.com, rstgo2@gmail.com, pedrosaade5@gmail.com, flcaseupdates@earthjustice.org, rolando@bufete-emmanuelli.com, notificaciones@bufete-emmanuelli.com, jessica@bufete-emmanuelli.com, rhoncat@netscape.net, lvez@earthjustice.org, rmurthy@earthjustice.org and 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 October 5, 2022.


Sonia Seda Gaztambide
Clerk

