

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

IN RE: THE UNBUNDLING OF THE ASSETS
OF THE PUERTO RICO ELECTRIC POWER
AUTHORITY

CASE NO.: NEPR-AP-2018-0004

SUBJECT: Resolution and Order regarding
*Request to Postpone the Technical
Conference of October 21, 2022*, filed by
LUMA Energy, LLC and LUMA Energy
ServCo, LLC.

RESOLUTION AND ORDER

On September 20, 2022, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issued a Resolution through which it rescheduled the Technical Conference to discuss the relevant issues for a wheeling services agreement for Friday, October 21, 2022.

On October 13, 2022, LUMA Energy, LLC and LUMA Energy ServCo, LLC ("LUMA") filed before the Energy Bureau a document titled *Request to Postpone the Technical Conference of October 21, 2022* ("October 13 Motion"). Through the October 13 Motion, LUMA requested the Energy Bureau to continue or reschedule the October 21 Technical Conference for the week of November 14-18, 2022.¹ LUMA indicated that a substantial portion of its Regulatory and System Operations teams that support the instant proceeding have been temporarily reassigned to support emergency operations related to Hurricane Fiona.²

LUMA also expressed concern over generation resource inadequacies in the aftermath of Hurricane Fiona and stated its key personnel from System Operations needed to devote their efforts to developing a stabilization plan to address the generation issues.³ Moreover, LUMA stressed the importance of resolving all critical generation issues before discussing wheeling matters and before it is required to submit a presentation on dispatch processes.⁴

According to LUMA, a continuance of the Technical Conference would allow the Energy Bureau to consider the requests stated in LUMA's August 26th Motion to open a new non-adjudicative proceeding to evaluate the wheeling services agreement.⁵ Furthermore, LUMA proposed that a separate Technical Conference be scheduled early next year on dispatch processes and hourly marginal costs.⁶ LUMA reiterated that its Systems Operations team was currently addressing pressing issues on generation availability and therefore lacked the time and resources to prepare a fulsome presentation to offer before the Energy Bureau on dispatch processes and hourly marginal costs.⁷ Wherefore, LUMA requested the Energy Bureau to grant its request to postpone the October 21 Technical Conference to the week of November 14-18, 2022 and remove from the Agenda LUMA's presentation on dispatch processes and hourly marginal costs.⁸

Upon review of the October 13 Motion, the Energy Bureau **POSTPONES** the October 21 Technical Conference until further notice. It should be noted that dispatch processes and

¹ October 13 Motion, p. 3, ¶ 7.

² *Id.*, p. 4, ¶ 8.

³ *Id.*, pp. 4 – 5, ¶¶ 9, 10.

⁴ *Id.*, p. 5, ¶ 10.

⁵ *Id.*, ¶ 11.

⁶ *Id.*, ¶ 12.

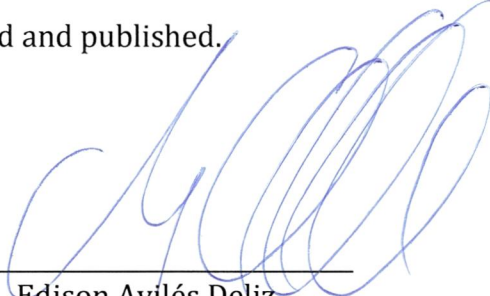
⁷ *Id.*

⁸ *Id.*, p. 5.



hourly marginal energy costs are an integral issue to the determination of hourly balancing charges in the wheeling services agreement. Appropriate means for the collection of the key substantive information and other next steps on wheeling and unbundling will be forthcoming from the Energy Bureau.

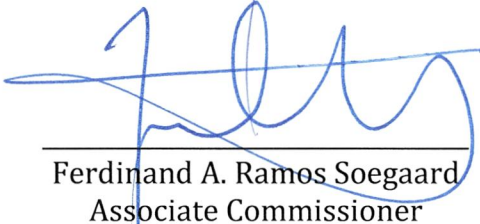
Be it notified and published.



Edison Avilés Deliz
Chairman



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 October 18, 2022. I also certify that on October 18, 2022 a copy of this Resolution was notified by electronic mail to Yahaira.delarosa@us.dlapiper.com; margarita.mercado@us.dlapiper.com; kbolanos@diazvaz.law, jmarrero@diazvaz.law, contratistas@jrsp.pr.gov, hriviera@jrsp.pr.gov, manuelgabrielfernandez@gmail.com, ramonluisnieves@rlnlegal.com; ccf@tcm.law and agraitfe@agraitlawpr.com. I also certify that today, October 18, 2022, I have proceeded with the filing of the Resolution issued by the Puerto Rico Energy Bureau.

For the record, I sign this in San Juan, Puerto Rico, today October 18, 2022.



Sonia Seda Gaztambide
Clerk

