

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

NEPR Received: Oct 17, 2022 9:43 PM
--

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

CASE NO.: NEPR-MI-2021-0002

SUBJECT: Motion to Inform Regarding the Order Entered on September 15, 2022

**MOTION TO INFORM REGARDING THE ORDER
ENTERED ON SEPTEMBER 15, 2022**

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COMES NOW the Puerto Rico Electric Power Authority (PREPA), through its counsel of record, and respectfully submits and prays as follows:

1. On March 26, 2021, the Energy Bureau of the Puerto Rico Public Service Regulatory Board (“Energy Bureau”) entered a *Resolution and Order* (“March 26 Order”) in which it determined that:

In compliance with the August 24 Resolution, the Energy Bureau **ORDERS** PREPA to submit to the Energy Bureau each new capital investment project. For projects to be funded with FEMA funds and/or any other federal funds, PREPA shall submit the specific projects to the Energy Bureau at least thirty (30) calendar days prior to its submittal to [the Central Office for Recovery, Reconstruction and Resiliency (COR3)], FEMA and/or any other federal agency.

March 26 Order at p. 18, ¶ 10.

2. On August 2, 2022, PREPA filed a document titled *Motion to Inform Reallocation of FEMA 404 HMGP Funds and Request for Approval of Generation Projects* (“August 2 Motion”). Through the August 2 Motion, PREPA requested the Energy Bureau to approve several projects and capital investments, including the *revised* estimated cost of the New Black Start Systems for Yabucoa a Costa Sur (“Black Start Units”). The Energy Bureau approved the Black Start Units project on June 8, 2021.

3. After several procedural events, on September 15, 2022, the Energy Bureau issued a *Resolution and Order* (“September 15 Order”) by which, among other things, it reiterated the approval of the Black Start Units and directed PREPA to file on or before thirty (30) days the corresponding amended scope of works (SOWs) for the Energy Bureau's review and approval.

4. PREPA respectfully informs the Energy Bureau that the Black Start Units SOW revision is not completed. The amendment requires PREPA to submit detailed scopes of work for which information and specification requirements are subject to finalizing the project's bid packages. Based on current information, it is expected that the bid packages will be issued in November 2022. These packages must include technical specifications to be utilized in the SOW modifications to the current Federal Emergency Management Agency (FEMA) approved projects under the 404 Hazard Mitigation program, specifically to the Emergency Generation Peaker Units project. Also, PREPA meets with FEMA officials bi-weekly to discuss and coordinate the project scope redefinition, among other projects. The final project's scope amendment is expected to be finalized by the end of the year. PREPA will submit the revised Black Start Units SOW to the Energy Bureau for approval in compliance with the March 26 and September 15 orders once it is completed.

5. Since PREPA is still working on the amendment of the Black Start Units SOWs, and it doesn't have a completion date, PREPA respectfully requests the Energy Bureau to grant until November 11, 2022, to submit additional information regarding the Black Start Units project. PREPA estimates that by said date, it should have additional information to provide more detailed information regarding the status of the development of the project specifications and the process to amend the SOW.

WHEREFORE, PREPA respectfully requests the Honorable Energy Bureau to grant until

November 11, 2022, to inform the status of the amendment of the Black Start Units SOW.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 17th day of October 2022.

/s Joannely Marrero Cruz
Joannely Marrero Cruz
jmarrero@diazvaz.law
TSPR no. 20,014

Katiuska Bolaños Lugo
kbolanos@diazvaz.law
TSPR no. 18,888

DÍAZ & VÁZQUEZ LAW FIRM, P.S.C.
290 Jesús T. Piñero Ave.
Oriental Tower, Suite 803
San Juan, PR 00918
Tel.: (787) 395-7133
Fax. (787) 497-9664

CERTIFICATE OF SERVICE

It is hereby certified that, on this same date, I have filed the above motion with the Office of the Clerk of the Energy Bureau using its Electronic Filing System at <https://radicacion.energia.pr.gov/login>, and a courtesy copy of the filing was sent to LUMA through its legal representatives at margarita.mercado@us.dlapiper.com and laura.rozas@us.dlapiper.com.

In San Juan, Puerto Rico, this 17th day of October 2022.

/s Joannely Marrero Cruz
Joannely Marrero Cruz