

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

NEPR

Received:

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IN RE: REVIEW OF LUMA'S INITIAL
BUDGETS

CASE NO. NEPR-MI-2021-0004

**SUBJECT: Request for Extension to File FY2023 Q1
Report**

REQUEST FOR BRIEF EXTENSION OF TIME TO FILE FY2023 Q1 REPORT

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COME NOW LUMA Energy, LLC ("ManagementCo"), and LUMA Energy ServCo, LLC ("ServCo"), (jointly referred to as "LUMA"), and respectfully state and request the following:

1. On May 31, 2021, this honorable Puerto Rico Energy Bureau of the Public Service Regulatory Board ("Energy Bureau") issued and published a Resolution and Order approving LUMA's Initial Budgets ("May 31st Resolution and Order").

2. In the May 31st Resolution and Order, the Energy Bureau listed certain "requirements for LUMA to fulfill during the Interim Period and going forward" including, among others, annual explanations of the differences between accounts expenses and approved budgets and efficiencies, quarterly reports on Initial Budgets spending amounts, and reporting on federal funding activity. *See* May 31st Resolution and Order at page 36, paragraphs 1 through 4; *see also* Resolution and Order of July 16, 2021 at page 6 (modifying the federal funding reporting requirements stated in the May 31st Resolution and Order) ("July 16th Order").

3. In compliance with the May 31st Resolution and Order as amended by the July 16th Resolution and Order, LUMA submitted four quarterly reports for the Fiscal Year 2022 on

November 15, 2021; February 15, 2022, May 16, 2022, and September 8, 2022 (jointly, “the Quarterly Reports”). The Quarterly Reports cover the information regarding the T&D System Initial Budget spending amounts and the information on federal funding activity required in the May 31st Resolution and Order, as modified by the July 16th Resolution and Order. Additionally, LUMA also submitted the Quarterly Reports in the dockets of Case No. NEPR-MI-2020-0019, *In Re: Review of the Puerto Rico Electric Power Authority’s System Remediation Plan*, and Case No. NEPR-MI-2021-0002, *In Re: Review of Puerto Rico Electric Power Authority’s 10 Year Infrastructure Plan*.

4. On October 29, 2022, LUMA submitted to this Energy Bureau its Annual Report for FY2022, and Report on Efficiencies.

5. The Report for the First Quarter of Fiscal Year 2023 (“Q1 Report”) is due on November 14, 2022; forty-five (45) days after Q1 closed on September 30, 2022. As explained herewith, LUMA needs a brief extension of time until November 30, 2022, to submit the Q1 Report.

6. As this Energy Bureau is aware, the unforeseen event beyond LUMA’s control of the passage through Puerto Rico of Hurricane Fiona on September 18, 2022, required the deployment of a significant proportion of LUMA’s workforce to prepare for and address the island-wide emergency. Efforts to conduct close-of quarter tasks to prepare the Q1 Report were delayed given that LUMA personnel, including Finance personnel involved in the close process, were deployed as part of the emergency operation until October 22nd, 2022. Also, the receipt of information required to finalize the results for the quarter was significantly delayed due to the focus of resources LUMA-wide on the emergency. Additionally, unanticipated complex work has been required related to federally reimbursable expenditures given the declaration of a public

emergency due to Hurricane Fiona This activity required the redeployment of resources away from the regular quarterly close activities to focus on seeking reimbursement for emergency and restoration related costs. Thus, the standard time frame of forty-five after each quarter closes, to finalize accounting and other tasks to produce the Q1 Report, has been delayed for just cause and cannot be completed in time for the current deadline of November 14th.

7. This request for additional time to submit the Q1 Report is submitted in good faith, considering delays in usual LUMA processes to complete the Quarterly Reports and because LUMA has been required to perform additional work, including work related to federal funding, in the aftermath of Hurricane Fiona. The intent behind this Request is to allow LUMA to provide the Energy Bureau accurate, quality, and compliant information on Q1 Results.

WHEREFORE, LUMA respectfully requests that the honorable Bureau **take notice** of the aforementioned for all purposes; and **grant** LUMA an extension up to and including November 30, 2022, to submit the Q1 Report.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 4th day of November 2022.

I hereby certify that this motion was filed using the electronic filing system of this Energy Bureau. I also certify that copy of this motion will be notified to the Puerto Rico Electric Power Authority, through its attorneys of record: jmarrero@diazvaz.law and kbolanos@diazvaz.law.



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