

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

NEPR
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IN RE:

IN RE: PUERTO RICO ELECTRIC POWER
AUTHORITY PERMANENT RATE

CASE NO. NEPR-MI-2020-0001

**SUBJECT: Request for Extension of Time to Determine
The Need to Submit Informative Motion on Preliminary
Monthly Reconciliation of FCA, PPCA, and FOS Riders
Factors**

**REQUEST FOR EXTENSION OF TIME TO DETERMINE THE NEED TO SUBMIT
INFORMATIVE MOTION ON PRELIMINARY MONTHLY RECONCILIATION OF
FCA, PPCA, AND FOS RIDERS FACTORS**

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COMES now **LUMA Energy ServCo, LLC** (“ServCo”), (“LUMA”), and respectfully states and requests the following:

1. LUMA’s duties over system regulatory matters pursuant to Section 5.6 of the Puerto Rico Transmission and Distribution Operation and Maintenance Agreement (“T&D OMA”) as supplemented by the Puerto Rico Transmission and Distribution System Supplemental Terms Agreement, include preparation of the required reconciliations for the Fuel Clause Adjustment (“FCA”), Purchased Power Clause Adjustment (“PPCA”), and Fuel Oil Subsidy (“FOS”) riders.

2. To keep the Energy Bureau informed of the results of the calculations on the reconciliation of the Puerto Rico Electric Power Authority’s (“PREPA”) fuel purchases and the purchased power costs for October 2022, LUMA is working to finalize on or before November 11, 2022, a preliminary reconciliation of the FCA, PPCA, and FOS riders for October 2022 with

preliminary data that LUMA should receive from the Puerto Rico Electric Power Authority (“PREPA”).

3. It is respectfully informed that despite LUMA’s better efforts to obtain from PREPA the fuel purchases, costs, and consumption data, PREPA did not provide the data with sufficient time prior to November 10, 2022, for LUMA to review the same and finalize the calculations to timely determine if the reconciliation is above the \$20 million threshold required to file with this Energy Bureau a preliminary reconciliation.

4. Given the aforementioned delay in receiving necessary data on fuel purchases and costs and consumption data for October 2022, LUMA needs three additional business days to receive the data, complete requisite analyses, finalize calculations, and determine if the reconciliation exceeds the \$20 million threshold to require submission of an informative motion with this Energy Bureau. Thus, LUMA requires a brief extension until November 18, 2022, to determine if it is necessary to submit an informative motion if the reconciliation is above the \$20 million threshold requirement.

5. This request is filed in good faith and due to circumstances beyond LUMA’s control.

6. As LUMA has explained in prior filings, it does not own or operate generation facilities nor purchase any fuel for generation. LUMA’s operations costs are not included in the FCA and PPCA riders. The tariff book requires the calculation of the riders to assure the pass-through of costs for fuel used in generation by PREPA and the power purchased from private generators by PREPA is performed in line with regulation, without any markup, profit, or additional charges that would benefit PREPA (or LUMA).

WHEREFORE, LUMA respectfully requests that the Energy Bureau **take notice** of the aforementioned and **grant** LUMA until November 18, 2022, to determine if the reconciliation exceeds the \$20 million threshold to require submission of an informative motion with this Energy Bureau with the preliminary reconciliation of FCA, PPCA, and FOS riders' costs for October 2022.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 11th day of November 2022.

We hereby certify that I filed this Motion using the electronic filing system of this Energy Bureau. We will send an electronic copy of this Motion to counsel for PREPA Katiuska Bolaños-Lugo, kbolanos@diazvaz.law, and to the Independent Consumer Protection Office, through Director Hannia Rivera, hrivera@oipc.pr.com.



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