

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

NEPR Received: Nov 23, 2022 10:21 PM

IN RE:
ENERGY EFFICIENCY AND DEMAND
RESPONSE TRANSITION PERIOD PLAN

CASE NO.: NEPR-MI-2022-0001

SUBJECT: Request for Extension to
Submit Reply Comments required in
Orders of October 12, 2022 and November 2,
2022

**MOTION TO REQUEST EXTENSION TO SUBMIT REPLY COMMENTS REQUIRED
IN ORDERS OF OCTOBER 12, 2022 AND NOVEMBER 2, 2022**

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 June 21, 2022, LUMA, filed with the Puerto Rico Energy Bureau (“Energy Bureau”), in the proceeding NEPR-MI-2021-0006, *In Re: Demand Response Plan Review, Implementation, and Monitoring*, a proposed Energy Efficiency (“EE”) and Demand Response (“DR”) Transition Period Plan for the launch of quick-start EE and DR programs (“Proposed EE and DR TPP”) in attention to the Energy Bureau’s requirements and the provisions of the Energy Bureau’s Regulation for Demand Response (“DR Regulation”)¹ and Regulation for Energy Efficiency (“EE Regulation”)².

2. On June 28, 2022, the Energy Bureau issued a Resolution and Order initiating the instant proceeding for the review of LUMA’s Proposed EE and DR TPP.

¹ Regulation Number 9246, effective December 21, 2020.

² Regulation Number 9367, effective March 25, 2022.

3. After other procedural events, on September 29, 2022, the Energy Bureau issued a Resolution and Order scheduling a Technical Conference for November 4, 2022, informing that it would be issuing questions to the public and LUMA regarding the Proposed EE and DR TPP, and establishing a deadline of November 14, 2022 to submit reply comments (the “Reply Comments”) following the Technical Conference.

4. On October 12, 2022, the Energy Bureau issued a Resolution and Order (“October 12th Order”) requesting responses by October 28, 2022 to two sets of requests for information- one directed to all stakeholders and LUMA, included in Appendix A to the October 12th Order (“Appendix A”), and the other directed only to LUMA, included in Appendix B to the October 12th Order (“Appendix B”).

5. After other procedural events, on November 2, 2022, the Energy Bureau issued a Resolution and Order (“November 2nd Order”) extending the deadline to submit responses to Appendix B until November 4, 2022 and to submit responses to Appendix A until November 9, 2022, scheduling a Technical Conference for November 16, 2022, and establishing a new deadline to submit Reply Comments of November 30, 2022. The Energy Bureau also determined to hold a workshop on November 4, 2022 to discuss the questions in Appendix A, which was held at the specified date and time.

6. On November 4, 2022, LUMA submitted to the Energy Bureau its responses to Appendix B. *See LUMA’s Motion to Submit Responses to Requests for Information in Appendix B of Resolution and Order of October 12, 2022*, of that date.

7. On November 9, 2022, LUMA submitted to the Energy Bureau its responses to Appendix A. *See LUMA’s Motion to Submit Responses to Requests for Information in Appendix A of Resolution and Order of October 12, 2002*, of that date.

8. On November 16, 2022, the Energy Bureau held a Technical Workshop (“November 16th Workshop”) regarding the EE and DR TPP in which the Energy Bureau’s consultants gave a presentation and led a discussion on the responses received by the Energy Bureau to Appendix A. During the Technical Workshop, the Energy Bureau consultants highlighted certain issues or questions which it requested LUMA address in its Reply Comments.

9. LUMA has been diligently working on the preparation of its Reply Comments, including the analysis and consideration of the issues highlighted by the Energy Bureau’s consultants during the November 16th Workshop. In view of the efforts undertaken to date, LUMA respectfully submits that additional time and effort will be required to complete these comments, a process entailing comprehensive internal analysis and interdepartmental consultations, to appropriately address the issues at hand. These efforts also include LUMA consulting stakeholder groups so as to take into account their input and provide for more thoroughly informed Reply Comments. Given the intervening holiday break, which effectively reduced the length of the current week to three days, and the efforts taken to date, LUMA realizes that the remaining time to complete this process is insufficient for LUMA to be able to complete the Reply Comments in the conscientious manner that these efforts merit given the weighty issues at hand. Therefore, LUMA respectfully requests this honorable Energy Bureau to grant two (2) additional days (that is, by December 2, 2022) to submit its Reply Comments to the Energy Bureau. Given the very short nature of this extension, LUMA respectfully submits that its impact on the overall schedule of this proceeding should be minimal, if any. In addition, this extension will be beneficial to this proceeding in that it will allow for a better work product not only from LUMA but perhaps from other stakeholders who may also benefit from the additional time.

WHEREFORE, LUMA respectfully requests that the Energy Bureau **take notice** of the aforementioned and grant LUMA and other stakeholders an extension of two (2) days to submit the Reply Comments required by the October 12th Order, as revised by the November 2nd Order.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 23rd day of November 2022.

We hereby certify that we filed this Motion using the electronic filing system of this Energy Bureau and that we will send an electronic copy of this Motion to agraitfe@agraitlawpr.com; info@sesapr.org; elevin@veic.org; the attorneys for PREPA at jmarrero@diazvaz.law, kbolanos@diazvaz.law; and the Independent Office for Consumer Protection at hriviera@jrsp.pr.gov.



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