

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

NEPR Received: Jan 27, 2023 3:33 PM
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IN RE: THE PERFORMANCE OF THE
PUERTO RICO ELECTRIC POWER
AUTHORITY

CASE NO.: NEPR-MI-2019-0007

SUBJECT: PREPA- Motion in
compliance with the January 12 Order

MOTION IN COMPLIANCE WITH THE JANUARY 12 ORDER

COMES NOW, the Puerto Rico Electric Power Authority (PREPA), through the undersigned legal representation and respectfully submits and prays as follows:

1. On January 12, 2023, the Energy Bureau of the Public Service Regulatory Board (“Energy Bureau”) issued a *Resolution and Order* with the subject *Resolution and Order regarding underlying data for metrics filed by LUMA and PREPA* (the “January 12 Order”). In the January 12 Order, the Energy Bureau analyzed PREPA and LUMA’s¹ reports and underlying data of particular performance metrics categorized by the Energy Bureau as underperforming.
2. Also, in the January 12 Order, the Energy Bureau directed PREPA and LUMA to comply with several directives. Among these was a directive for PREPA to, on or before ten (10) business from the notification of the January 12 Order, explain why over half of the fleet is out of service and to provide the number of vehicles PREPA needs to maintain to adequately serve its generation fleet.
3. PREPA’s response to the above order is included in Annex A, attached herein.

¹ LUMA Energy, LLC ("Management Co") and LUMA Energy ServCo, LLC (jointly, "LUMA").

WHEREFORE, PREPA respectfully requests that the Energy Bureau note PREPA's compliance with the January 12 Order.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, on this 27th day of January 2023.

/s Katuska Bolaños Lugo
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CERTIFICATE OF SERVICE

It is hereby certified that, on this same date, I have filed the above motion with the Clerk of the Energy Bureau using the Energy Bureau's Electronic Filing System at the following address: <http://radicacion.energia.pr.gov>. It is further certified that I have sent a copy to margarita.mercado@us.dlapiper.com and ana.rodriquerivera@us.dlapiper.com.

In San Juan, Puerto Rico, this 27th day of January 2023.

/s Katuska Bolaños Lugo
Katuska Bolaños-Lugo

Annex A

a. Request: Explain why over half of the fleet is out of service.

Response: The Energy Bureau states that “PREPA continues to report that 63 percent of its vehicle fleet was out of service as of September 2022.” However, PREPA mistakenly reported the percentage of the vehicle fleet that is in service. Thus, from February to December 2022, PREPA had 69 percent of its fleet *in* service. In the most recent report to the Energy Bureau, PREPA reported that for December 2022, 68 percent of the fleet was out of service. Nevertheless, 68 percent pertains to the fleet that is in service. Thus, in December 2022, 32 percent of the fleet was out of service. PREPA will revise these percentages in the quarterly filing of April 2023 and include the percentage of the fleet *out* of service, as requested in the template.

As reported for the calendar year 2022, 31 percent of the fleet was not in service. Most of the vehicles were purchased in the 1990s to the early 2000s. Most of these vehicles have extended their useful life. Therefore, many of these vehicles cannot be repaired and must be replaced. PREPA’s financial constraints have not allowed allocating funds to purchase new vehicles.

b. Request: Provide the number of vehicles PREPA needs to maintain to adequately serve its generation fleet.

Response: The number of vehicles PREPA needs to replace to serve the generation fleet adequately is ~75.