

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

NEPR
Received:
Mar 9, 2023
8:05 PM

IN RE: ENMIENDAS A CONTRATO DE COMPRAVENTA DE ENERGÍA: PROYECTO NO-OPERACIONAL CIRO ONE SALINAS, LLC)

CASE NO.: NEPR-AP-2021-0002

SUBJECT: Submittal of Certification Regarding CIRO January 2023 Progress Report

**MOTION TO SUBMIT CERTIFICATION REGARDING CIRO JANUARY 2023
PROGRESS REPORT**

TO THE HONORABLE ENERGY BUREAU:

COME NOW LUMA Energy ServCo, LLC and **LUMA Energy, LLC** (collectively “LUMA”) through their undersigned legal representatives and respectfully submit and request the following:

1. On May 11, 2021, the Energy Bureau of the Public Service Regulatory Board (the "Bureau" or "Energy Bureau") issued a *Final Determination and Order* (the "Final Resolution") approving, subject to certain conditions, the *Petition for Approval of Amendment to Renewable Power Purchase Agreement with CIRO One Salinas, LLC*¹ (the "Petition") filed by the Puerto Rico Electric Power Authority (“PREPA”) on March 17, 2021, for the Bureau's approval of such amended agreement.

2. The Final Resolution orders that, among other things, that PREPA and CIRO One Salinas, LLC ("CIRO") file with the Energy Bureau monthly progress reports ("Progress Report(s)") on the status of CIRO’s renewable energy project. In addition, on February 9, 2022, the Bureau issued

¹ *Petición de Aprobación de Enmienda a Contrato de Compraventa de Energía Renovable con Ciro 1 Salinas, LLC.*

a *Resolution and Order* ("February 9th Order") whereby, in particular, it ordered that PREPA and CIRO submit the Progress Reports signed by officials of each entity and include therein the date of their preparation.

3. On November 10, 2022, the Bureau issued a *Resolution and Order* ("November 10th Order"), ordering LUMA to appoint a representative to appear and participate in the certification of the Progress Reports.

4. On November 21, 2022, LUMA informed this Energy Bureau of the person appointed for the participation in the certification of the Progress Reports. *See Joint Motion Regarding Order of November 10, 2022* filed by LUMA and PREPA on that date. LUMA has been issuing certifications with its comments to the Progress Reports since then (commencing with the November 2022 Progress Report). *See PREPA's Motion to Present Monthly Progress Report Corresponding to November 2023*, filed on December 30, 2022, and its Attachment B, and *PREPA's Motion to Present Monthly Progress Report Corresponding to December 2022*, filed on January 31, 2023, and its Attachment B.

5. On February 28, 2023, PREPA submitted to the Energy Bureau CIRO One's January 2023 Progress Report ("CIRO January 2023 Report"). *See PREPA's Motion to Present Monthly Progress Report Corresponding to January 2023* of that date.

6. LUMA informs that it did not receive the CIRO January 2023 Report until February 28, 2023, reason wherefore it was unable to submit its certification and comments on this report by that date and is submitting this certification and comments separately in this motion. *See Exhibit I*.

WHEREFORE, LUMA respectfully requests the Energy Bureau to take notice of the aforementioned.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 9th day of March 2023.

We hereby certify that we will file on this date this Motion using the electronic filing system of this Energy Bureau and will send pdf an electronic copy of this Motion to counsel for PREPA Joannely Marrero-Cruz, jmarrero@diazvaz.law.



DLA Piper (Puerto Rico) LLC
500 Calle de la Tanca, Suite 401
San Juan, PR 00901-1969
Tel. 787-945-9107
Fax 939-697-6147

f/ Laura T. Rozas
Laura T. Rozas
RUA Núm. 10,398
laura.rozas@us.dlapiper.com

Exhibit1

LUMA Certification and Comments related to CIRO January 2023 Progress Report