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

IN RE: REQUEST FOR CERTIFICATION SUNEDISON PUERTO RICO, LLC.	**CASE NO.:** CEPR-CT-2016-0014
	SUBJECT: Motion in compliance with Resolution and Order of March 13, 2023, and request for confidential treatment of information.

RESOLUTION

SunEdison Puerto Rico, LLC ("SunEdison") is the owner of a several solar photovoltaic generation projects with an aggregate capacity of 3.3 MW.

On March 13, 2023 the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issued a Resolution and Order ("March 13 Resolution"), in where it among other things, ordered SunEdison to submit: (i) a notification if it has amended or ended the Power Purchase Agreement with its client; (ii) a notification if it has ceased operations in Puerto Rico as an Electric Service Provider; or (iii) an explanation of why it has not generated Revenues during the Natural Year 2022.

On March 20, 2023, SunEdison, filed before the Energy Bureau a *Motion in compliance with Resolution and Order of March 13, 2023, and request for confidential treatment of information* ("March 20 Motion"), including the following attachment:

(1) Exhibit A: March 20, 2023 Letter.

In the March 20 Motion, SunEdison requested confidential treatment to the information presented in Exhibit A ("March 20 Request"). SunEdison argues that the information for which they requested protection is of confidential nature and is not publicly available, therefore its public dissemination will place SunEdison at a competitive disadvantage with respect to other market participants and cause SunEdison economic harm.[1]

Act No. 57-2014[2] establishes that any person having the obligation to submit information to the Energy Bureau, may request that any information deemed privileged or confidential be treated in such fashion[3]. Specifically, Act 57-2014 requires from the Energy Bureau to treat as confidential the information submitted provided that "after the appropriate evaluation, believes such information should be protected"[4]. In such case, "the Energy Bureau shall grant such protection in a manner that least affects the public interest, transparency, and the rights of the parties involved in the administrative procedure in which the allegedly confidential document is submitted"[5].

Upon a thorough examination of the arguments brought forth by SunEdison, the Energy Bureau **GRANTS** confidential designation and treatment to the information presented in Exhibit A, under Article 6.15 of Act 57-2014.

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[1] March 20 Motion, p. 3.

[2] Known as the *Transformation and Energetic RELIEF Act of Puerto Rico*, as amended ("Act 57-2014")

[3] Section 6.15 of Act 57-2014, *Rules of Confidentiality*.

[4] *Id.* at (a).

[5] *Id.*

According to the information presented in Exhibit A, SunEdison has neither modified or terminated the Power Purchase Agreement (PPA) with its Client; and has not ceased operations in Puerto Rico. The Exhibit A also explains why SunEdison has not generated Revenues during the Natural Year 2022. Such explanation will be keep confidential pursuant Article 6.15 of Act 57-2014.

The Energy Bureau **AKNOWLEDGES** the information presented by SunEdison in Exhibit A, and **DETERMINES** it complies with the March 13 Resolution.

Notice and publish,

_____
Edison Avilés Déliz
Chairman

_____
Lillian Mateo Santos
Associate Commissioner

_____
Ferdinand A. Ramos Soegaard
Associate Commissioner

_____
Sylvia B. Ugarte Araujo
Associate Commissioner

_____
Antonio Torres Miranda
Associate Commissioner

CERTIFICATION

I certify that the majority of the members of the Puerto Rico Energy Bureau agreed on April _14_ 2023. Also certify that on April _17_ 2023 I have proceeded with the filing of this Resolution and was notified by email to: kedgar@tortoiseadvisors.com , ivc@mcvpr.com.

For the record, signed in San Juan, Puerto Rico, today April _17_ 2023.

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Sonia Seda Gaztambide
Clerk