

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

IN RE: REQUEST FOR CERTIFICATION
XZERTA TEC SOLAR I, LLC.

CASE NO.: NEPR-CT-2022-0001

SUBJECT: Motion in Response to Order to
Show Cause.

RESOLUTION

On March 29, 2023, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issued an Order to Show Cause ("March 29 Order"), in which it ordered XZERTA TEC SOLAR I, LLC. ("XZERTA") to, within five (5) days, from the notification, (i) file its report on the gross revenue of the sales generated during Natural Year 2022 and its financial statements pursuant to the provisions of Section 4.02 of Regulation 8701,¹ as amended; (ii) show cause why the Energy Bureau should not impose an administrative fine of five hundred dollars (\$500) for its failure to comply with Act 57-2014² and Regulation 8701.

On April 4, 2023, XZERTA filed a document titled *Motion in Response to Order to Show Cause* ("April 4 Motion"), with the following attachment: (i) *Xzerta Tec Solar I Gross Revenue Certification*. On the April 4 Motion, XZERTA indicates "...the company project is under construction phase, hence, there is no revenue to report."³ XZERTA also presented a justification why the Energy Bureau should not impose an administrative fine of five hundred dollars (\$500) for its failure to comply with Act 57-2014 and Regulation 8701.

The Energy Bureau **DETERMINES** XZERTA complied with the March 29 Order and **WAIVES** the administrative fine of five hundred dollars (\$500.00).

Be it notified and published.

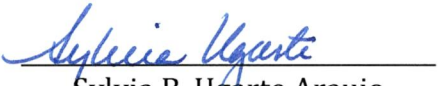
Edison Avilés Deliz
Chairman



Lillian Mateo Santos
Associate Commissioner



Ferdinand A. Ramos Soegaard
Associate Commissioner



Sylvia B. Ugarte Araujo
Associate Commissioner



Antonio Torres Miranda
Associate Commissioner

¹ Amendment to Regulation No. 8618, on Certifications, Annual Fees and Operational Plans of Electric Service Providers in Puerto Rico, February 17, 2016 ("Regulation 8701"), as amended by Regulation No. 9182, Amendment to Regulation No. 8701, on Certifications, Annual Fees and Operational Plans of Electric Service Providers in Puerto Rico, June 24, 2020 ("Regulation 9182").

² Known as the *Puerto Rico Energy Transformation and RELIEF Act*, as amended.

³ April 4 Motion, p. 1, ¶5.



CERTIFICATION

I certify that the majority of the members of the Puerto Rico Energy Bureau agreed on May 9 2023. Also certify that on May 10 2023, I have proceeded with the filing of this Resolution and was notified by email to: fernandomolini@tycroesgroup.com.

I sign this in San Juan, Puerto Rico, today, May 10, 2023.



Sonia Seda Gaztambide
Clerk

