

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

NEPR Received: May 15, 2023 10:54 AM

IN RE: REVIEW OF LUMA’S INITIAL BUDGETS

CASE NO.: NEPR-MI-2021-0004

SUBJECT: Puerto Rico Electric Power Authority’s Joinder to Luma’s Request for Brief Extension of Time to File FY2023 Q3 Report

PUERTO RICO ELECTRIC POWER AUTHORITY’S JOINDER TO LUMA’S REQUEST FOR BRIEF EXTENSION OF TIME TO FILE FY2023 Q3 REPORT

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COMES NOW the Puerto Rico Electric Power Authority (“PREPA”), through its counsel of record, and respectfully submits and prays as follows:

1. On February 27, 2023, the Puerto Rico Energy Bureau for the Public Service Regulatory Board (“Energy Bureau”) issued a *Resolution and Order* (“February 27 Order”) through which the Energy Bureau issued a determination on the FY2023 annual budget and also included the pre-filing requirements for the FY2024 Annual Budgets.
2. The February 27 Order also included the following directive for Genera-PR, LLC (“Genera”) :

The Energy Bureau also ORDERS GENERA to (i) file quarterly reports, beginning in Q3 FY 2023, detailing actual vs. budgeted Generation expenditures, including a breakout of NME expenditures, and to explain any variances between planned and actual; iii) describe and explain the cause of the variances, and to describe the impact on the expenditure programs listed in the approved budget, to the extent there are variances or in cases where NME funds are diverted to address maintenance and repair initiatives not listed in the approved budget.

February 27 Order at p. 28

3. PREPA has discussed the above order with Genera, and it was determined that since Genera's Commencement Date was changed to July 1st, 2023, and also since the FY2023 annual budget is administered by PREPA, it is PREPA that has the current responsibility to submit the Third Quarter of Fiscal Year Report ("Q3 report"). The current deadline to submit the Q3 Report expires on May 15, 2023.¹

4. On May 10, 2023, LUMA Energy, LLC as Management Co. and LUMA Energy Servco, LLC (collectively, LUMA), filed a document titled *Request for Brief Extension of Time to File FY2023 Q3 Report* ("LUMA's Motion"). Through its Motion, LUMA detailed how LUMA, Genera and PREPA have been working on the submission of the FY2024 Proposed Annual Budget, which is also currently due on May 15, 2023.

5. In its motion, LUMA requests the Energy Bureau to extend until May 22, 2023 the deadline for LUMA to file its Q3 Report. LUMA's Motion, pag. 3.

6. PREPA reviewed LUMA's Motion and agrees with the statements and requests for relief made therein. Moreover, PREPA respectfully requests the Energy Bureau that it be granted the same relief requested by LUMA in its motion.

WHEREFORE, PREPA respectfully requests the Energy Bureau to **NOTE** the above; and **GRANT** the extension of time, until May 22, 2023 to submit the Q3 Report.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 15th day of May 2023.

/s Maralíz Vázquez-Marrero
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¹ The Q3 Report is due 45 days after Q3 closed on March 31, 2023.

/s Joannely Marrero-Cruz

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CERTIFICATE OF SERVICE

It is hereby certified that, on this same date, I have filed the above motion with the Office of the Clerk of the Energy Bureau using its Electronic Filing System at <https://radicacion.energia.pr.gov/login>, and a courtesy copy of the filing was sent to LUMA through its legal representatives at margarita.mercado@us.dlapiper.com and laura.rozas@us.dlapiper.com.

In San Juan, Puerto Rico, this 15th day of May 2023.

/s Joannely Marrero-Cruz

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