

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

**NEPR**

**Received:**

**May 15, 2023**

**5:30 PM**

**IN RE:**

10 YEAR PLAN FEDERALLY FUNDED  
COMPETITIVE PROCESS

**CASE NO.:** NEPR-MI-2022-0005

**SUBJECT:** Request for Extension of Time to  
Submit Response in Compliance with Order of  
May 8, 2023.

**REQUEST FOR EXTENSION OF TIME TO SUBMIT RESPONSE IN COMPLIANCE  
WITH ORDER OF MAY 8, 2023**

**TO THE HONORABLE PUERTO RICO ENERGY BUREAU:**

**COMES NOW GENERA PR, LLC** (“Genera”), through its counsel of record, and respectfully state and request the following:

1. On April 14, 2023, this Puerto Rico Energy Bureau of the Public Service Regulatory Board (the “Energy Bureau”) issued a *Resolution* (the “April 14<sup>th</sup> Resolution”) where, amongst other things, stated that, since the generation units being procured in Request for Proposals (“RFP”) 3784 and RFP 3800 shall eventually be under the operation and maintenance of Genera pursuant to the LG OMA<sup>1</sup>, the Energy Bureau encouraged Genera to assume an active role and jointly engage with PREPA in the RFP processes to, among other things, ensure an efficient and orderly transfer of care, custody, and control of the Legacy Generation Assets (“LGA”) between both parties for the black start unit and new peaking units being procured via RFP 3784 and RFP 3800.<sup>2</sup>

2. Subsequently, on May 8, 2023, the Energy Bureau issued a *Resolution and Order* (the “May 8<sup>th</sup> Order”) in connection with the Request for Proposals (“RFP”) where it deemed vital for Genera

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<sup>1</sup> *Puerto Rico Thermal Generation Facilities Operation and Maintenance Agreement, between PREPA, the Puerto Rico Public-Private Partnerships Authority (“P3”) and Genera PR, LLC, January 24, 2023 (“LG OMA”).*

<sup>2</sup> *Also See Resolution and Order, In re: 10 Year Plan Federally Funded Competitive Process, Case No. NEPR-MI-2022-0005, May 8, 2023 (“May 8<sup>th</sup> Order”).*

to assume an active role in the administration of the aforementioned RFP processes immediately, and to ensure the procurement of the new generation units are being completed efficiently and allow for efficient and low-cost procurement and future operations of such generation units.

3. Additionally, through the May 8<sup>th</sup> Order, the Energy Bureau directed Genera to, on or before five (5) business days from its notification, submit any suggested revisions to the PREPA's RFP 3784 and RFP 3800 processes. The Energy Bureau further requested that Genera include any suggested changes to the RFP documents and bid schedules, to outline a plan for the transitioning of RFP administration from PREPA to Genera and to delineate a proposed process for the implementation of its suggested changes, as well as for the management of the RFPs processes pertaining to black start and emergency generation resources.

4. As recognized by this Energy Bureau in the May 8<sup>th</sup> Order, the Service Commencement Date of the LG OMA has been scheduled for July 1, 2023. In the intervening Mobilization Period leading up to the Service Commencement Date, Genera's top priority has been the recruitment of personnel essential for the operation of the LGA. A considerable amount of time and resources have been invested to achieve Genera's expected milestones for its July 1 Service Commencement Date.

5. Nevertheless, in compliance with the April 14<sup>th</sup> Resolution issued by this Energy Bureau, Genera has engaged in the ongoing procurement processes of RFP 3784 and RFP 3800. Notwithstanding, while Genera has initiated preparatory actions to assume the management of these RFPs, it will require a time extension to provide a highly detailed response to the May 8<sup>th</sup> Order, as expected by this Energy Bureau.

6. Given the above circumstances, to ensure that Genera provides a comprehensive response that takes into consideration the most optimal and efficient options in regard to the management

of RFP 3784 and RFP3800, Genera hereby requests to this Honorable Energy Bureau an extension of time of ten (10) days, until Thursday, May 25, 2023, to file with this Energy its response to the May 8<sup>th</sup> Order.

**WHEREFORE**, Genera respectfully requests that the Energy Bureau **take notice** of the above, **grant** the request for extension and, consequently, **extend** the deadline to submit its response to the May 8<sup>th</sup> Order up to and including May 25, 2023.

**RESPECTFULLY SUBMITTED.**

In San Juan, Puerto Rico, this 15<sup>th</sup> day of May 2023.

**ECIJA SBGB**  
PO Box 363068  
San Juan, Puerto Rico 00920  
Tel. (787) 300.3200  
Fax (787) 300.3208

*s/ Jorge Fernández-Reboredo*  
Jorge Fernández-Reboredo  
[jfr@sbgblaw.com](mailto:jfr@sbgblaw.com)  
TSPR 9,669

*s/ Alejandro López-Rodríguez*  
Alejandro López-Rodríguez  
[alopez@sbgblaw.com](mailto:alopez@sbgblaw.com)  
TSPR 22,996

## CERTIFICATE OF SERVICE

We hereby certify that a true and accurate copy of this motion was filed with the Office of the Clerk of the Energy Bureau using its Electronic Filing System and that we will send an electronic copy of this motion to the attorney for Puerto Rico's Electric Power Authority (PREPA), Joannely Marrero-Cruz, at [jmarrero@diazvaz.law](mailto:jmarrero@diazvaz.law); and Maralíz Vázquez-Marrero, at [mvazquez@diazvaz.law](mailto:mvazquez@diazvaz.law).

In San Juan, Puerto Rico, this 15<sup>th</sup> day of May 2023

*s/ Jorge Fernández-Reboredo*  
Jorge Fernández-Reboredo