

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

NEPR

Received:

Jun 2, 2023

11:14 AM

IN RE: REVIEW OF LUMA'S INITIAL
BUDGETS

CASE NO. NEPR-MI-2021-0004

**SUBJECT: Urgent Request for Extension of Time to
Submit Responses in Compliance with Resolution
and Order dated May 23, 2023**

**URGENT REQUEST FOR EXTENSION OF TIME TO SUBMIT RESPONSES IN
COMPLIANCE WITH RESOLUTION AND ORDER DATED MAY 23, 2023**

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COME NOW LUMA Energy, LLC (“ManagementCo”), and **LUMA Energy ServCo, LLC** (“ServCo”), (jointly referred to as “LUMA”), and respectfully submit the following in partial compliance with the Energy Bureau’s Resolution and Order dated May 23, 2023:

1. On May 15, 2023, LUMA submitted to this Puerto Rico Energy Bureau (the “Energy Bureau”) the proposed Budgets for the Puerto Rico Energy System (the “System”), which are comprised of the proposed budget for the Transmission and Distribution System (“Proposed Annual T&D Budgets”), developed by LUMA; the budget proposal for the legacy thermal generation units (the “GenCo Budget”), the budget proposal for the hydroelectric generating units and the public irrigation facilities (the “HydroCo Budget”) and the budget proposal for PREPA and its subsidiaries other than GenCo and HydroCo (the, “HoldCo Budget”) (collectively referred to as the “System Annual Budgets”). *See Submission of Consolidated Annual Budgets for Fiscal Year 2024 and Annual T&D Projections through Fiscal Year 2026* filed in this proceeding (“FY2024 Consolidated Budgets Submission”).

2. On May 23, 2023, after other procedural developments, the Energy Bureau issued a Resolution and Order (the “May 23rd Order”) whereby, in what is pertinent, determined that

“additional information is required for its review of the Proposed Consolidated FY2024 Budgets.” See, the May 23rd Order at page 3. Consequently, the Energy Bureau ordered LUMA, Genera and PREPA (HydroCo and HoldCo) to respond, on or before June 2, 2023 at 12:00pm, to a Second Requirement for Information (the “Second RFI”) included as Attachment A and Attachment B to its May 23rd Order.¹

3. The Second RFI included 41 requests for information (“RFIs”) directed to LUMA, some of which include multiple subparts for a total of 69 requests pertaining 13 distinct topics. Further, in request for information number 90 and Table 1 of the May 23rd Order, this Energy Bureau directed that LUMA provide explanations on its compliance with certain requirements of the Resolution and Order of February 27, 2023, whereby this Energy Bureau approved the FY2023 T&D Budgets.

4. LUMA has been diligently working on the responses to the Second RFI since its issuance by this Energy Bureau. Despite its efforts, LUMA will require a brief extension of time, until June 6, 2023 at 12:00pm, to submit the responses to the Second RFI. It is respectfully informed that the brief extension is requested in good faith and with the only purpose of allowing LUMA to fully comply with the May 23rd Order which, as mentioned, included multiple requests directed to LUMA which require the input and collaboration of various components of LUMA’s operation, including company officers that were required to dedicate considerable time and effort during the past week to comply with certain discovery proceedings and appearances in the bankruptcy proceeding entitled *In Re: The Financial Oversight and Management Board for Puerto*

¹ Through the May 23rd Order, the Energy Bureau also directed that LUMA, GENERA and the Puerto Rico Electric Power Authority (“PREPA”) shall submit “within three (3) days from, all workpapers and supporting materials used to develop their respective FY 2024 Budget Proposals in native form with all formulas and links intact and any Excel spreadsheets provided unlocked.” On May 26, 2023, LUMA filed a *Motion in Compliance with Resolution and Order of May 23, 2023, and Submitting Supporting Workpapers* whereby it submitted the supporting workpapers of the Proposed Annual T&D Budgets in compliance with that portion of the May 23rd Order.

Rico as representative of Puerto Rico Electric Power Authority, Case No. 17-BK-4780 before the United States District Court for the District of Puerto Rico.

WHEREFORE, LUMA respectfully requests that the honorable Bureau **take notice** of the aforementioned for all purposes and **grant** LUMA a brief extension of time, until June 6, 2023 at noon, to submit the remaining responses to the Second RFI.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 1st day of June, 2023.

I hereby certify that this motion was filed using the electronic filing system of this Energy Bureau. I also certify that copy of this motion will be notified to the Puerto Rico Electric Power Authority, through attorneys of record: jmarrero@diazvaz.law and mvazquez@diazvaz.law; and to Genera PR LLC, through counsels of record, Jorge Fernandez-Reboredo, jfr@sbgblaw.com and Alejandro López Rodríguez, alopez@sbgblaw.com. A copy of this motion will also be sent to Genera to: kbolanos@genera-pr.com; legal@genera-pr.com; regulatory@genera-pr.com.



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