

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

**NEPR**

**Received:**

**Jun 8, 2023**

**1:37 PM**

**IN RE:** ENMIENDA A CONTRATO DE  
COMPRAVENTA DE ENERGIA  
OTORGADO POR LA AUTORIDAD DE  
ENERGIA ELECTRICA DE PUERTO RICO  
Y PUNTA LIMA WIND FARM LLC

**CASE NO. NEPR-AP-2021-0003**

**SUBJECT:** Notice of Intent to Submit Reply to Urgent  
Request filed by Punta Lima on June 6, 2023

**NOTICE OF INTENT TO SUBMIT REPLY TO URGENT REQUEST FILED BY  
PUNTA LIMA ON JUNE 6, 2023**

**TO THE PUERTO RICO ENERGY BUREAU:**

**COME NOW LUMA Energy ServCo, LLC and LUMA Energy, LLC** (collectively “LUMA”), through the undersigned legal counsel, and respectfully submit and inform the following:

1. On June 6, 2023, Punta Lima Wind Farm LLC (“Punta Lima”) filed with this Puerto Rico Energy Bureau of the Public Service Regulatory Board (“Energy Bureau”) an *Urgent Request for Order to Execute Power Purchase Agreement, A Decision on the Interconnection Agreement, and for Confidential Treatment of Information* (“Urgent Request”). In it, Punta Lima argues that it has not been able to take certain steps relating to testing and commissioning of its wind turbines because the Power Purchase and Operating Agreement between Punta Lima and the Puerto Rico Electric Power Authority (“PREPA”) has not been executed and “certain material differences remain between LUMA and Punta Lima regarding the Interconnection Agreement (“IA”)” and that Punta Lima is currently exposed to certain costs and risks because of this situation. Punta Lima

then urgently requests the Energy Bureau to order PREPA to enter into the PPOA and to issue a decision regarding the IA.

2. LUMA respectfully submits that it has important additional statements to make to this honorable Energy Bureau that should be heard before the Energy Bureau makes a determination with respect to the differences between Punta Lima and LUMA relating to the IA.

3. LUMA is in the process of preparing a Response to the Urgent Request for this honorable Energy Bureau for such purposes, which it anticipates it will be filing within the next three working days, that is, on or before June 13, 2023. LUMA agrees with Punta Lima on the need for a prompt resolution of the controversies relating to the IA but emphasizes the need for this Energy Bureau to review LUMA's forthcoming response and for the parties to have an opportunity to be heard in a confidential technical meeting or conference before any such resolution is reached.

**WHEREFORE**, LUMA respectfully requests the Energy Bureau to (i) **take notice** of the aforementioned; and (ii) **grant** Luma until June 13, 2023 to file its response to Punta Lima's Urgent Request.

**RESPECTFULLY SUBMITTED.**

In San Juan, Puerto Rico, this 8<sup>th</sup> day of June 2023.

We hereby certify that we filed this motion using the electronic filing system of this Puerto Rico Energy Bureau and that copy of this motion was notified to PREPA counsel [jmarrero@diazvaz.law](mailto:jmarrero@diazvaz.law) and courtesy copy was notified to Punta Lima counsel [cfl@mcvpr.com](mailto:cfl@mcvpr.com) and [ivc@mcvpr.com](mailto:ivc@mcvpr.com).



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