

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

**NEPR**

**Received:**

**Jun 15, 2023**

**8:39 PM**

**IN RE:** REVIEW OF LUMA'S INITIAL BUDGETS

**CASE NO.:** NEPR-MI-2021-0004

**SUBJECT:** Request for Extension of Time to Submit Responses to the Energy Bureau's Bench Orders and Third Request for Information in Compliance with the June 12, 2023 Order

**REQUEST FOR EXTENSION OF TIME TO SUBMIT RESPONSES TO THE ENERGY BUREAU'S BENCH ORDERS AND THIRD REQUEST FOR INFORMATION IN COMPLIANCE WITH THE JUNE 12, 2023 ORDER**

**COMES NOW** the Puerto Rico Electric Power Authority ("PREPA"), through its counsel of record, and respectfully submits and requests as follows:

1. On May 3, 2023, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau" or "PREB") issued a procedural calendar to be followed during the case of caption, Thereafter, on May 8, 2023, the procedural calendar was modified whereby a Virtual Technical Conference was scheduled for last Friday, June 9, 2023.
2. On May 16, 2023, LUMA Energy, LLC and LUMA ServCo, LLC (collectively, "LUMA") filed a document titled *Submission of Consolidated Annual Budget for Fiscal Year 2024 and Annual T&D Projections through Fiscal Year 2026* ("May 16 Motion") before the Energy Bureau. The May 16 Motion included the FY2024 Budget Proposal for the Puerto Rico Energy System.
3. The FY2024 Budget Proposal for the Puerto Rico Energy System is comprised of the proposed budget for the Transmission and Distribution System ("Proposed T&D Budgets"), developed by LUMA; the budget proposal for the legacy thermal generation units (the "Proposed GenCo Budget"), developed by Genera PR LLC ("Genera"); the budget proposal for the

hydroelectric generating units and the public irrigation facilities<sup>1</sup> (the "Proposed HydroCo Budget"), and the budget proposal for PREPA and its subsidiaries other than GenCo and HydroCo (the, "Proposed HoldCo Budget"), both developed by PREPA.<sup>2</sup>

4. After a series of procedural events, submissions, and answers to the Energy Bureau's requirements of information (ROIs) on June 9, 2023, the Virtual Technical Conference was held. As part of the Technical Conference, the Energy Bureau issued a series of bench orders to be responded by today June 15, 2023 ("June 9 Bench Orders"). Furthermore, the Technical Conference concluded at approximately 7:00 pm, before the Energy Bureau's questioning of PREPA witnesses was completed. Upon conclusion of the Technical Conference, the Energy Bureau indicated it would issue additional ROIs to address the remaining questions.

5. On June 12, 2023, the Energy Bureau issued a *Resolution and Order* ("June 12 Order"). Through the June 12 Order, the Energy Bureau expressed that additional information is required for its review of the HoldCo and HydroCo proposed budgets and ordered PREPA to submit answers to PREB's Third ROI (36 ROIs) on or before June 16, 2023, at noon.

6. On June 14, 2023, PREPA filed a document titled *Motion to Submit the Puerto Rico Electric Power Authority's Updated Employee Roster in Compliance with the June 9 2023 Bench Order* with the Energy Bureau and answered the first of the June 9 Bench Orders. Furthermore, since the June 9 Technical Conference PREPA's officials from the legal, finance, environmental, human resources, hydroelectric, irrigation and other divisions have been working tirelessly exchanging information and documents to comply with the Energy Bureau's June 9 Bench Orders and subsequently provide responses to PREB's Third ROIs as included in the June 12 Order.

7. Notwithstanding, and even though PREPA is using all available resources and

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<sup>1</sup>Hydroelectric generating units and the public irrigation facilities ("Hydroelectric Assets")

<sup>2</sup> Proposed HydroCo Budget and Proposed HoldCo Budget, (together, "PREPA's Proposed Budgets").

efforts to submit the responses to the ROIs, PREPA respectfully informs, it requires additional time to complete the corresponding document production, analysis and validation of certain information in order to comply with the June 9 Bench Orders and the June 12 Order, and is determined to deliver a complete filing, as some of the Bench Orders affect the responses to the ROIs and vice-versa.

8. Therefore, PREPA requests the Honorable Energy Bureau to grant an additional three (3) business days, i.e., until on or before Wednesday, June 21, 2023, end of business day to comply with the remaining June 9 Bench Orders and the June 12 Order.

9. PREPA certifies this brief extension of time of three extra business days, is made in good faith, with the only purpose of submitting the most complete and accurate information to the Energy Bureau for their corresponding review and evaluation of PREPA's Proposed Budgets and with no intention of delaying this Honorable Energy Bureau's FY2024 Budget Proposal evaluation.

**WHEREFORE**, PREPA respectfully requests the Energy Bureau to **GRANT** PREPA until June 21, 2023, to submit the remaining responses to June 9 Bench Orders and the Third ROI in compliance with the June 12 Order.

**RESPECTFULLY SUBMITTED.**

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

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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](mailto:margarita.mercado@us.dlapiper.com) and [laura.rozas@us.dlapiper.com](mailto:laura.rozas@us.dlapiper.com) and to Genera-PR, LLC through its legal representatives [jfr@sbgblaw.com](mailto:jfr@sbgblaw.com); [alopez@sbgblaw.com](mailto:alopez@sbgblaw.com); [legal@genera-pr.com](mailto:legal@genera-pr.com); [regulatory@genera-pr.com](mailto:regulatory@genera-pr.com).

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

*/s Joannely Marrero-Cruz*  
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