

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

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

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

**SUBJECT:** Motion to Request Confidential  
Designation of Exhibit 1 to PREPA June 6  
Motion filed in Compliance with the May 23  
Order.

**RESOLUTION**

On June 6, 2023, the Puerto Rico Electric Power Authority ("PREPA"), filed before the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") a document titled *Motion to Submit Responses to the Energy Bureau's Second Request for Information in Compliance with the May 23, 2023 Order* ("June 6 Motion"). As part of the supporting information to the June 6 Motion, PREPA submitted under seal of confidentiality Exhibit 1 to Annex A.

On June 16, 2023, PREPA filed before the Energy Bureau a document titled *Motion to Request Confidential Designation of Exhibit 1 to PREPA June 6 Motion filed in Compliance with the May 23 Order* ("June 16 Motion").

Through its June 16 Motion, PREPA argues that Exhibit 1 is a document titled *PREPA Organizational Structure after Generation Operation Transition*. Exhibit 1 is a draft document not yet finalized, open to changes and under discussion with other Government entities, mainly PREPA's fiscal agent, the Puerto Rico Fiscal Agency, and Financial Advisory Authority ("AAFAF", for its Spanish acronym). Exhibit 1 is subject to deliberative process and should remain under seal of confidentiality, as it constitutes Privileged Material.

Act 57-2014 establishes that any person having the obligation to submit information to the Energy Bureau can request privilege or confidential treatment to any information that the party submitting understands deserves such protection.<sup>1</sup> Specifically, Act 57-2014 requires the Energy Bureau to confidentially treat the submitted information provided that "the Energy Bureau, after the appropriate evaluation, believes such information should be protected."<sup>2</sup> In such case, the Energy Bureau "shall grant such protection in a manner that least affects the public interest, transparency, and the rights of the parties involved in the administrative procedure in which the allegedly confidential document is submitted."<sup>3</sup>

Upon review of PREPA's arguments, the Energy Bureau **GRANTS** confidential designation and treatment to Exhibit 1 attached to the June 6 Motion, under Article 6.15 of Act 57-2014.

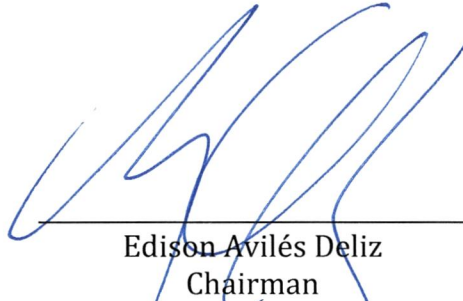
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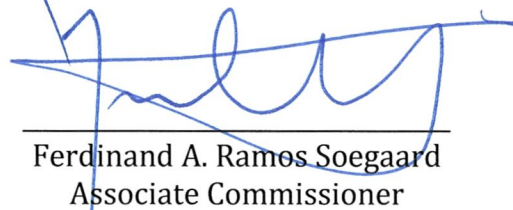
<sup>1</sup> Section 6.15 of Act 57-2014, as amended.

<sup>2</sup> *Id.*


<sup>3</sup> *Id.*

  
Edison Avilés Deliz  
Chairman

  
Lillian Mateo Santos  
Associate Commissioner

  
Ferdinand A. Ramos Soegaard  
Associate Commissioner

  
Sylvia B. Ugarte Araujo  
Associate Commissioner

  
Antonio Torres Miranda  
Associate Commissioner

### CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on June 27, 2023. I also certify that on June 30, 2023, a copy of this Resolution was notified by electronic mail to [pre@promesa.gov](mailto:pre@promesa.gov); [margarita.mercado@us.dlapiper.com](mailto:margarita.mercado@us.dlapiper.com); [ana.rodriguezrivera@us.dlapiper.com](mailto:ana.rodriguezrivera@us.dlapiper.com); [mvazquez@diazvaz.law](mailto:mvazquez@diazvaz.law); [jmarrero@diazvaz.law](mailto:jmarrero@diazvaz.law); [brannen@genera-services.com](mailto:brannen@genera-services.com); [kbolanos@genera-pr.com](mailto:kbolanos@genera-pr.com); [regulatory@genera-pr.com](mailto:regulatory@genera-pr.com); [jfr@sbgblaw.com](mailto:jfr@sbgblaw.com); [alopez@sbgblaw.com](mailto:alopez@sbgblaw.com); and I have proceeded with the filing of the Resolution issued by the Puerto Rico Energy Bureau.

For the record, I sign this in San Juan, Puerto Rico, on June 30, 2023.

  
Sonia Seda Gaztambide  
Clerk

