

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

IN RE: REVIEW OF LUMA'S INITIAL BUDGETS

CASE NO.: NEPR-MI-2021-0004

SUBJECT: Resolution pertaining to the June 30, 2023 Motion filed by LUMA Energy, LLC and LUMA Energy ServCo, LLC.

RESOLUTION

On June 25, 2023, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issued a Resolution and Order ("June 25 Resolution") through which it modified the Proposed Consolidated Fiscal Year 2024 ("FY24") Budget submitted by LUMA Energy, LLC and LUMA Energy ServCo, LLC ("LUMA") and approved the modified budgets subject to compliance with the orders in the June 25 Resolution.

On June 29, 2023, the Puerto Rico Electric Power Authority ("PREPA") filed a document titled *Motion for Reconsideration of the June 25 Resolution and Order on the Determination of the FY24 Annual Budgets for the Electric Utility System-LUMA, Genera, and PREPA* ("June 29 Motion").

On June 30, 2023, Genera PR, LLC ("Genera") filed a document titled *Urgent Motion in Compliance with Resolution and Order of June 25, 2023 and for Partial Reconsideration* ("June 30 Motion").

On June 30, 2023, the Energy Bureau issued a Resolution through which it returned the June 29 and June 30 Motions to PREPA and Genera and held that, consistent with the OMA¹, LUMA was the entity responsible to represent PREPA and Genera before the Energy Bureau regarding any regulatory or legal matters as they relate to the OMA, including budget policy.

On June 30, 2023, LUMA filed a document titled *Submission of Motions for Reconsideration by PREPA and Genera and Notice of Intent to File Motion for Reconsideration of Resolution and Order of June 25, 2023* ("LUMA June 30 Motion"). Through the June 30 Motion, LUMA submitted PREPA and Genera's June 29 and June 30 Motions in identical form. LUMA further stated that should the Energy Bureau elect to reconsider its June 25 Resolution and approve a budget that maintains the revenue allocations originally proposed by LUMA and Genera, such an outcome would address most determinations for which LUMA intends to seek reconsideration.² LUMA also informed that it intended to file a request for reconsideration to amend certain portions of the June 25 Resolution, including the approved modification of the Proposed Annual Transmission and Distribution Budgets.³

The Energy Bureau **TAKES NOTICE** of LUMA's June 30 Motion and **GRANTS LUMA until this Monday, July 10, 2023**, to file i) LUMA's position pertaining the June 25 Resolution, including proposed amendments, and ii) LUMA's position to Exhibits 2⁴ and 3⁵ of LUMA June 30 Motion. Any proposed amendments by LUMA to the June 25 Resolution must take into consideration the amendments proposed in Exhibit 2 and Exhibit 3 of LUMA June 30 Motion.

¹ On June 22, 2020, PREPA, the Puerto Rico Public-Private Partnerships Authority ("P3A"), and LUMA entered into an Operation and Maintenance Agreement ("OMA") under which PREPA transferred operational control of its transmission and distribution system ("T&D System") to LUMA.

² LUMA June 30 Motion, pp. 4 - 5, ¶ 10.

³ *Id.*, p. 5, ¶ 11.

⁴ PREPA's proposed amendments to the June 25 Resolution.

⁵ Genera's proposed amendments to the June 25 Resolution.



Be it notified and published.

 Lillian Mateo Santos Associate Commissioner	 Edison Avilés Deliz Chairman	 Ferdinand A. Ramos Soegaard Associate Commissioner
 Sylvia B. Ugarte Araujo Associate Commissioner	 Antonio Torres Miranda Associate Commissioner	

CERTIFICATION

I certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on July 5, 2023. I also certify that on July 5, 2023 a copy of this Resolution and Order was notified by electronic mail: pre@promesa.gov; margarita.mercado@us.dlapiper.com; ana.rodriguezrivera@us.dlapiper.com; mvazquez@diazvaz.law; jmarrero@diazvaz.law; brannen@genera-services.com; kbolanos@genera-pr.com; regulatory@genera-pr.com; jfr@sbgblaw.com; alopez@sbgblaw.com. I also certify that on July 5, 2023, I have -moved forward with filing the Resolution and Order issued by the Puerto Rico Energy Bureau.

I sign this in San Juan, Puerto Rico, on July 5, 2023.


Sonia Seda Gaztambide
Clerk

