

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

NEPR Received: Jul 13, 2023 8:59 PM
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IN RE:

IMPLEMENTATION OF THE PUERTO
RICO ELECTRIC POWER AUTHORITY
INTEGRATED RESOURCE PLAN AND
MODIFIED ACTION PLAN

CASE NO. NEPR-MI-2020-0012

**SUBJECT: Informative Motion Regarding Request for
Proposals for PREPA Interconnection Facilities Works
for Tranche 1 Projects**

**INFORMATIVE MOTION REGARDING REQUEST FOR PROPOSALS FOR PREPA
INTERCONNECTION FACILITIES WORKS FOR TRANCHE 1 PROJECTS**

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 the following:

1. On February 28, 2023, PREPA filed before the Energy Bureau a document titled *Informative Motion Update on LUMA Interconnection Studies Policy Change, Amendment to Closing Date, T1 Project Permitting Process and Request for Order Directing LUMA to Take Specified Actions* (“February 28th Motion”). In the February 28th Motion, PREPA notified of various matters relating to the Tranche 1 Power Purchase and Operating Agreements and Energy Storage Service Agreements (“Agreements”), among others. In their motion, PREPA also raised questions as to who (between the Resource Provider and LUMA) should be responsible for conducting the PREPA Interconnection Facilities Works, as defined under the Agreements, and the timing thereof.

2. On March 10, 2023, the Energy Bureau issued a Resolution and Order (“March 10th Resolution and Order”) determining, among others, that the “execution of PREPA’s Interconnection Facilities Works shall be in accordance with the terms and conditions included in

each applicable Agreement. That is, if the Agreement provides for PREPA's Interconnection Facilities Works to be built by the Service Provider, the latter must build them and, if on the contrary, the Agreement provides for the PREPA's Interconnection Facilities Works to be built by LUMA, the latter must build them.” *See* March 10th Resolution and Order on page 3. In addition, the Energy Bureau determined that: “To the extent applicable, LUMA shall complete the RFP process for the PREPA's Interconnection Facilities Works on or before July 1, 2023.” *Id.* The Energy Bureau also ordered LUMA to “on or before March 17 to provide PREPA the timeline for the completion of the PREPA's Interconnection Facilities Works.” *Id.*

3. On July 3, 2023, LUMA informed this Energy Bureau that, prior to July 1, 2023, the RFP phase of the procurement was completed and that LUMA was in the process of making a selection among the qualified proponents and requested ten (10) days to complete the selection process and inform this Energy Bureau of the results.

4. LUMA herein informs that the RFP process has concluded for PREPA’s Interconnection Facilities Works as well as the transmission system network upgrades needed to support the Tranche 1 projects.¹ LUMA will proceed to notify PREPA of the Interconnection Facilities Works costs, and once approved, LUMA will commence the process of executing the

¹ These transmission system network upgrades are identified in the System Impact & Facility Study Results Report prepared with respect to the eighteen (18) solar photovoltaic projects approved by the Energy Bureau by Resolution and Order of February 2, 2022 and which report was submitted to the Energy Bureau on May 31, 2022. *See Motion Submitting Final Interconnection Studies for Eighteen Tranche 1 Projects Required under Energy Bureau’s Resolution and Order of April 27, 2022, and Request for Confidential Treatment* filed May 31, 2022, Exhibit 1. The System Impact & Facility Study Results Report was updated to take into account the interconnection of nine (9) battery energy storage system (“BESS”) projects approved by the Energy Bureau by Resolution and Order of June 13, 2022, which updated study was submitted to the Energy Bureau on January 30, 2023. *See Informative Motion Regarding Network Upgrades for Tranche 1 Projects and Status of Activities under Federal Funding Roadmap* filed on January 30, 2023.

contracts for each of the PREPA Interconnection Facilities with respect to which the costs are approved.

WHEREFORE, LUMA respectfully requests the Energy Bureau to **take notice** of the aforementioned.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 13th of July 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 mvazquez@diazvaz.law and jmarrero@dazvaz.law.



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