

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

NEPR

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IN RE: REVIEW OF LUMA'S INITIAL
BUDGETS

CASE NO. NEPR-MI-2021-0004

**SUBJECT: Motion to Inform Compliance with
Item 6 of Attachment A of the Resolution and Order
of June 25, 2023**

**MOTION INFORMING COMPLIANCE WITH ITEM 6 OF ATTACHMENT A OF
THE RESOLUTION AND ORDER DATED JUNE 25, 2023**

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COME NOW LUMA Energy, LLC (“ManagementCo”), and **LUMA Energy ServCo, LLC** (“ServCo”), (jointly referred to as “LUMA”), and respectfully submit the following:

1. On June 25, 2023, the Energy Bureau entered a Resolution and Order whereby it modified and approved the FY24 Consolidated Budgets submitted by LUMA on May 15, 2023, subject to compliance with certain directives detailed in the Resolution and Order (the “June 25th Resolution and Order”).

2. In what is pertinent here, the Energy Bureau approved a Vegetation Management budget of \$179.8 million. *See* June 25th Resolution and Order, page 7. Further, this Energy Bureau directed LUMA to “report monthly during FY24, and thereafter, on the status of obtaining and utilizing federal funds and on implementation of the Federally Funded and Operation and Maintenance Funded Vegetation Management program, using the DRAFT Templates form provided as Attachment H.” *See id.*, page 9. The Energy Bureau further ordered LUMA to provide comments to Attachment H within 30 days of issuance of the June 25th

Resolution and Order. *See*, June 25th Resolution and Order at pages 9 and 33 (item 6, Attachment A).¹

3. In compliance with Item 6 of Attachment A to the June 25th Resolution and Order, on this same date, LUMA filed a *Motion Submitting Comments to Attachment H of Resolution and Order dated June 25, 2023 in Docket No. NEPR-MI-2021-0004* (“LUMA’s July 26th Motion”), in Case No. NEPR-MI-2019-0005, *In Re: Revisión del Programa Comprensivo de Manejo de Vegetación de la Autoridad de Energía Eléctrica* (“Vegetation Management Docket”).² LUMA’s July 26th Motion includes as *Exhibit 1*, its comments to Attachment H of the June 25th Resolution and Order. *Exhibit 1* also includes LUMA’s comments to Attachment H organized by Reporting Requirement. Furthermore, LUMA included as Attachment 1 to *Exhibit 1*, an *Excel* file with a revised Reporting Template for the Energy Bureau’s consideration. Finally, LUMA respectfully requested that the Vegetation Management Report be filed on a quarterly basis, 45 days after the end of each quarter.

4. In light of the foregoing, LUMA respectfully requests that the Energy Bureau deem LUMA in compliance with Item 6 of Attachment A of the June 25th Resolution and Order, which required LUMA to submit comments to the reporting templated included as Attachment H of the June 25th Resolution and Order.

¹ While at page 9 of the June 25th Resolution and Order, the Energy Bureau states that the comments should be submitted within 15 days of the entry of the Order, at item 6 of Attachment A (at page 33) of the Resolution and Order the Energy Bureau directs LUMA to file the comments within 30 days of the issuance of this Resolution and Order, by July 25, 2023. Because July 25, 2023 was a legal holiday, the deadline to submit comments in compliance with the June 25th Resolution and Order moved to July 26, 2023. *See* Section 1.09, Energy Bureau Regulation 8543, Regulation on Adjudicative, Notice of Non-Compliance, Rate Review and Investigations Proceedings.

² In alignment with the determination in the June 25th Resolution and Order that matters regarding implementation of the Vegetation Management Improvement Program would be addressed in this Vegetation Management Docket, LUMA submitted in that docket, its comments to the reporting template included as Attachment H of the June 25th Resolution and Order.

WHEREFORE, LUMA respectfully requests that the Energy Bureau **take notice** of the aforementioned and **deem** LUMA in compliance with Item 6 of Attachment A of the June 25th Resolution and Order, which required LUMA to submit comments to the reporting template included as Attachment H of the June 25th Resolution and Order.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico this 26th day of July, 2023.

WE HEREBY CERTIFY that we filed this motion using the electronic filing system of this Energy Bureau and that copy of this motion will be notified to the Puerto Rico Electric Power Authority through its attorneys of record: jmarrero@diazvaz.law and mvazquez@diazvaz.law; and to Genera PR LLC, through its counsel of record Jorge Fernández-Reboredo, jfr@sbgblaw.com and Alejandro López Rodríguez, alopez@sbgblaw.com.



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