

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

NEPR

Received:

Sep 25, 2023

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IN RE: REVIEW OF LUMA'S INITIAL
BUDGETS

CASE NO.: NEPR-MI-2021-0004

SUBJECT: Motion to Request a Brief
Extension of Time to Submit Property Co
Report in Compliance with the June 25 Order

**MOTION TO REQUEST A BRIEF EXTENSION OF TIME
TO SUBMIT PROPERTY CO REPORT IN
COMPLIANCE WITH THE JUNE 25 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 16, 2023, LUMA¹ filed a document titled *Submission of Consolidated Annual Budgets for Fiscal Year 2024 and Proposed Annual T&D Projections Through Fiscal Year 2026* ("May 16 Motion") for the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") review and approval. The May 16 Motion included the following budget components: (i) the proposed T&D budget developed by LUMA, (ii) the proposed generation budget developed by Genera PR, LLC ("Genera") on behalf of the PREPA, for the PREPA subsidiary GENCO LLC ("GenCo"), and (iii) the proposed Budget developed by PREPA for its holding company, HoldCo, and its subsidiaries PREPA HydroCo LLC ("HydroCo") and PREPA PropertyCo, LLC ("PropertyCo").

2. On June 25, 2023, after a series of procedural events, including a technical conference and

¹ LUMA Energy, LLC and LUMA Energy ServCo, LLC (jointly referred to as, "LUMA").

various submissions including responses to the Energy Bureau's requests for information, the Energy Bureau entered *Resolution and Order* issuing a determination on the FY24 Annual Budgets for the electric utility system including the budgets for LUMA Energy, LLC and LUMA ServCo, LLC (collectively, "LUMA"), Genera-PR, LLC ("Genera") and PREPA ("June 25 Order").

3. Through the June 25 Order, in what is pertinent to this motion, the Energy Bureau ordered PREPA to submit a detailed plan for the divestment of the 82 properties listed in PREPA June 21 Motion², Response to ROI 4, within 90 days of the June 25 Order. Further, the Energy Bureau stated that the plan shall contemplate the divestment's compliance with all applicable laws and regulations.

4. PREPA respectfully informs this Energy Bureau that it has updated the list of properties submitted through the June 21 Motion and has also promulgated a procedure for declaring real property as surplus or no longer in need for PREPA's service. Notwithstanding, PREPA needs a brief extension of three (3) days until September 28, 2023, to provide the Energy Bureau with the most up-to-date, complete and corroborated information about the real properties under Property Co's management and control.

5. PREPA makes this brief request for extension in good faith in order to provide the Energy Bureau with all the facts about PREPA's observance of the procedures enacted through the state's acts and regulations for declaring as surplus governmental real properties. It should be noted that only after a property is determined and approved as surplus, that PREPA can execute its divestment.

² *Motion to Submit Responses to the Energy Bureau's June 9 Bench Orders and Third Request for Information in Compliance with the June 12, 2023 Order* ("June 21 Motion"), through which PREPA responded to Bench Orders and ROIs issued during and following the June 9 Technical Conference and the June 12 Order.

WHEREFORE, PREPA respectfully requests the Energy Bureau to take **NOTICE** of the information provided, and **GRANT** the Brief Request for Extension, until September 28,2023 herein requested.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 25th day of September 2023.

/s Maralíz Vázquez-Marrero

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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 and laura.rozas@us.dlapiper.com and to Genera-PR, LLC through its legal representatives jfr@sbgblaw.com; alopez@sbgblaw.com; legal@genera-pr.com; regulatory@genera-pr.com.

In San Juan, Puerto Rico, this 25th day of September 2023.

/s Joannely Marrero-Cruz
Joannely Marrero Cruz