

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

IN RE: LUMA'S RESPONSE TO HURRICANE  
FIONA

CASE NO.: NEPR-MI-2022-0003

**SUBJECT:** Resolution and Order  
pertaining to *Motion Submitting Final  
Update on Stabilization Plan for  
Temporary Emergency Generation  
Capacity, Request for Confidential  
Treatment of Portions Thereof and Request  
for Release from Requirement to File Bi-  
Weekly Reports.*

**RESOLUTION AND ORDER**

On October 12, 2022, the Energy Bureau of the Puerto Rico Public Service Board ("Energy Bureau") issued a Resolution and Order ("October 12 Order"), among others, to submit the 1<sup>st</sup> and 15<sup>th</sup> day of each month an updated report addressing the efforts conducted by LUMA<sup>1</sup> to assure the completion of the Stabilization Plan.<sup>2</sup>

On October 16, 2023, LUMA filed a document titled *Motion Submitting Twenty-Third Update on Stabilization Plan for Temporary Emergency Capacity, Request for Confidential Treatment of Portions thereof ad Request for Release from Filling Bi-Weekly Reports* ("October 16 Motion"), in which LUMA states that the emergency generation resources installed at the San Juan and Palo Seco sites have both reached the Commercial Operation Date with a total combined baseload capacity of 350 MW.<sup>3</sup> Through the October 16 motion, LUMA requests to be released from its requirement to file further updates to the Stabilization Plan.<sup>4</sup>

On November 1, 2023, LUMA filed a document titled *Motion Submitting Final Update on Stabilization Plan for Temporary Emergency Capacity, Request for Confidential Treatment of Portions thereof and Request for Release from Requirement to File Bi-Weekly Reports* ("November 1 Request"), in which makes the same argument and request as stated in the October 16 Motion.

The Energy Bureau **TAKES NOTICE** that 350 MW of emergency temporary generation have been installed and reached commercial operation in both San Juan and Palo Seco sites. Therefore, the Energy Bureau **RELEASES** LUMA from the requirement to file additional Bi-Weekly reports to the Stabilization Plan. The Energy Bureau **ORDERS** LUMA to inform the Energy Bureau of any work conducting to the decommission of the 350 MW emergency generation resources which shall trigger LUMA to resume the Bi-Weekly reporting requirement.

The Energy Bureau **TAKES NOTICE** of the October 16 Motion and November 1 Request regarding confidential treatment to portions of Exhibit 1 in each Motion. After a review of LUMA's arguments, the Energy Bureau **GRANTS** confidential designation and treatment to Exhibits 1 of the October 16 Motion and Exhibit 1 of the November 1 Request. The Energy Bureau **TAKES NOTICE** that LUMA filed a public version of each Exhibit 1.

<sup>1</sup> LUMA Energy LLC and LUMA Energy ServCo LLC (jointly referred as, "LUMA").

<sup>2</sup> As defined in the October 12 Order: "[LUMA] to address any baseload generation inadequacy or shortfall that affects the dispatch availability and has the potential to cause load shedding or a blackout event of the electric system ("Stabilization Plan").

<sup>3</sup> October 16 Motion, ¶ 12.

<sup>4</sup> October 16 Motion, ¶ 13.



The Energy Bureau **WARNS** LUMA that, noncompliance with any provision of this Resolution and Order, may result in the imposition fines under Act 57<sup>5</sup>- 2014 and the applicable Energy Bureau’s regulations and/or any other appropriate administrative sanctions, as considered appropriate by the Energy Bureau.

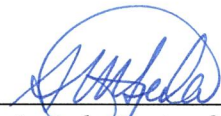
Be it notified and published.

	
<hr/>	
Edison Avilés Deliz Chairman	
	
<hr/>	<hr/>
Lillian Mateo Santos Associate Commissioner	Ferdinand A. Ramos Soegaard Associate Commissioner
	
<hr/>	<hr/>
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 agreed on November 14 2023. Also certify that on November 14 2023, I proceeded with the filing of this Resolution and Order and was notified by email to: margarita.mercado@us.dlapiper.com; lionel.santa@prepa.com; ana.rodriguezrivera@us.dlapiper.com.

For the record, signed in San Juan, Puerto Rico, today, November 14, 2023.

---

Sonia Seda Gaztambide  
Clerk



<sup>5</sup> Known as *The Transformation and Energy RELIEF Act*, as amended.