

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

IN RE: REVIEW OF THE PUERTO RICO
ELECTRIC POWER AUTHORITY'S 10-YEAR
INFRASTRUCTURE PLAN - DECEMBER
2020

CASE NO.: NEPR-MI-2021-0002

SUBJECT: LUMA's Accelerated Storage
Addition Program.

RESOLUTION AND ORDER

On November 9, 2023, LUMA¹ informally presented to the Commissioners of the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") a concept labeled as *Accelerated Storage Addition Program* ("ASAP"). LUMA stated that such program may allow the integration of much needed Battery Energy Storage Systems ("BESS") to the Puerto Rico Electrical System in a significantly reduced amount of time than the time expected through the ongoing renewable energy and storage procurement process ("Tranches"). LUMA expressed to the Commissioners that they would present such concept to other stakeholders to obtain further input of the relevant parties to ensure the success of the ASAP.

On November 30, 2023, the Energy Bureau issued a Resolution and Order ("November 30 Resolution") in the instant case, through which it ordered LUMA to present within five (5) business days a filing including certain information requirements the following:

- i. A detailed description and discussion of the concept of the Accelerated BESS Program, including its benefits (*e.g.*, economic, operational, etc.);
- ii. The status of the efforts towards formalizing the Accelerated BESS Program;
- iii. A discussion on any barriers identified that may impact the implementation of the Accelerated BESS Program, including any input from the stakeholders;
- iv. A discussion on the impacts of the Accelerated BESS Program, if any, on the GENERA BESS Project conditionally approved by the Energy Bureau through the November 8 Resolution; and
- v. The status of LUMA's due diligence to allow the GENERA BESS Projects to interconnect at the sites.

On December 4, 2023, LUMA filed before the Energy Bureau a document titled *LUMA's Motion Requesting Extension to Submit Information on Accelerated Storage Addition Program Requested in Resolution and Order of November 30, 2023* ("December 4 Motion"). In the December 4 Motion, LUMA stated that given the need to complete several tasks prior to finalizing the program's design and framework it had set a deadline of December 21, 2023 to file the ASAP.² LUMA indicated that it was in the process of holding meetings with potential BESS developers to obtain additional input on the term sheet.³ Furthermore, LUMA informed it was scheduling meetings with government stakeholders to discuss the ASAP.⁴ According to LUMA, to prepare a filing for the deadline originally set by the Energy Bureau ("December 7") would result in having to suspend or postpone those meetings, so that the LUMA personnel working on the program could instead spend their time in the December 7 update.⁵ As such, LUMA requested an extension until December 21, 2023 to file the ASAP before the Energy Bureau, date by which it expects to be able to complete important tasks

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

² December 4 Motion, p. 3, ¶ 4.

³ *Id.*, ¶ 5.

⁴ *Id.*

⁵ *Id.*



and submit a more informative program description and key the uncertainties and next steps to the Energy Bureau.⁶

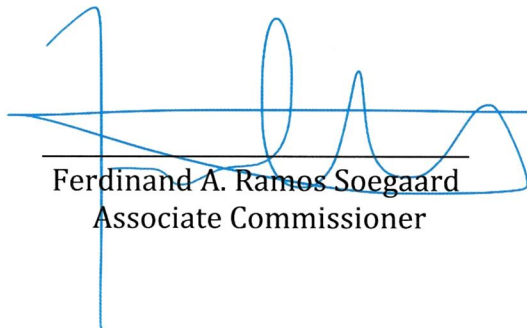
The Energy Bureau **GRANTS** LUMA until **Thursday, December 21, 2023** to submit the ASAP and comply with the November 30 Resolution.

The Energy Bureau **WARNS** LUMA that noncompliance with this Resolution and Order will result in the imposition of fines pursuant to Article 6.36 of Act 57-2014.⁷

Be notified and published.



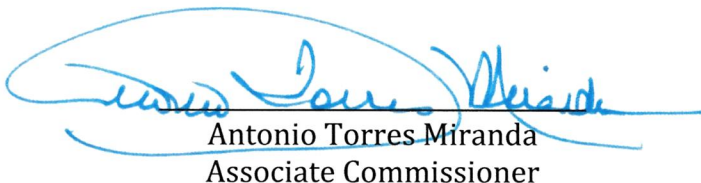
Edison Aviles Deliz
Chairman



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 agreed on December 11, 2023. Associate Commissioner Lillian Mateo Santos was not available. Also certify that on December 11, 2023, I have proceeded with the filing of this Resolution and Order and was notified by email to lionel.santa@prepa.com; laura.rozas@us.dlapiper.com; margarita.mercado@us.dlapiper.com, Yahaira.delarosa@us.dlapiper.com; julian.angladapagan@us.dlapiper.com; alopez@sbgbllaw.com; jfr@sbgbllaw.com; jlago@sbgbllaw.com.

For the record, I sign in San Juan, Puerto Rico, today, December 11, 2023.



Sonia Seda Gaztambide
Clerk

⁶ *Id.*, ¶ 6.

⁷ *Puerto Rico Energy Transformation and RELIEF Act*, as amended (Act 57-2014”).

