

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

NEPR Received: Dec 11, 2023 7:09 PM

IN RE:

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

CASE NO. NEPR-MI-2021-0002

**SUBJECT: Motion Submitting Response to
November 29, 2023 Resolution and Order**

**MOTION SUBMITTING RESPONSE TO
NOVEMBER 29, 2023 RESOLUTION AND ORDER**

TO THE PUERTO RICO ENERGY BUREAU:

COME NOW LUMA Energy, LLC¹, and LUMA Energy ServCo, LLC², (jointly referred to as "LUMA"), through the undersigned legal counsel and, respectfully submits the following:

1. On March 26, 2021, this Honorable Puerto Rico Energy Bureau ("Energy Bureau") issued a Resolution and Order in the instant proceeding, ordering, in pertinent part, that the Puerto Rico Electric Power Authority ("PREPA") submit to the Energy Bureau the specific transmission and distribution projects ("T&D Projects" or "Projects") to be funded with Federal Emergency Management Agency ("FEMA") funds or any other federal funds at least thirty (30) calendar days prior to submitting these Projects to the Puerto Rico Central Office for Recovery, Reconstruction and Resiliency ("COR3"), FEMA or any other federal agency ("March 26th Order"). It also directed PREPA to continue reporting to the Energy Bureau and FEMA, within the next five years, the progress of all ongoing efforts related to the approval of the submitted Projects not yet approved

¹ Register No. 439372.

² Register No. 439373.

by the Energy Bureau. This Energy Bureau thereafter determined that this directive applied to PREPA and LUMA. *See* Resolution and Order of August 20, 2021.

2. In compliance with the March 26th Order, LUMA has submitted to this Energy Bureau several Transmission and Distribution projects (“T&D Projects”) on July 8, 2021 (twenty-eight (28) Scopes of Work and an itemized list of T&D Projects), August 30, 2021 (twenty-nine (29) SOWs and an updated list of T&D Projects) and October 4, 2021 (thirty-eight (38) SOWs and an updated list of T&D Projects), February 2, 2022 (three (3) SOWs and an updated list of T&D Projects), May 20, 2022 (one (1) SOW and an updated list of T&D Projects), July 29, 2022 (four (4) SOWs and an updated list of T&D projects), August 10, 2022 (two (2) SOWs and an updated list of T&D projects), November 11, 2022 (sixty (60) SOWs and an updated list of T&D projects), November 16, 2022 (one (1) SOW and an updated list of T&D Projects), January 30, 2023 (one (1) SOW and an updated list of T&D projects), March 29, 2023 (two (2) SOWs and an updated list of T&D projects), April 24, 2023 (one (1) SOW), April 27, 2023 (three (3) SOWs), August 25, 2023 (one (1) SOW), and November 7, 2023 (one (1) SOW). The Energy Bureau has approved all the T&D Project SOWs submitted by LUMA as of August 25, 2023.

3. On November 29, 2023, the Energy Bureau issued a Resolution and Order (“November 29th Order”) whereby, in the pertinent, it determined appropriate to prepare a Site Inspection Schedule and authorized on-site visits where the authorized projects will be executed, as to provide effective monitoring on their progress. Alianza Engineering Services was designated the Energy Bureau Technical Consultant and will prepare Project Monthly Progress Reports, which will later be shared with Genera PR LLC, LUMA, and PREPA through their respective designated Point of Contact. *See* November 29th Order at p. 2.

4. In the November 29th Order, the Energy Board ordered LUMA, among other considerations, to:

- (i) Designate and submit to the Energy Bureau, within ten (10) days of the notification of this Resolution and Order, a Point of Contact and their respective contact information (work and mobile phone numbers and email address) with whom the Energy Bureau's Engineering Division personnel will coordinate an initial meeting to present the Energy Bureau's plan to execute the inspections, the frequency of the inspections and the determine any applicable access and coordinate the Site inspections.

See id.

5. In compliance with the November 29th Order, LUMA hereby submits its response to the aforementioned request for information as *Exhibit 1*, which includes LUMA's Point of Contact and their respective contact information.

WHEREFORE, LUMA respectfully requests that the Energy Bureau **take notice** of the aforementioned; **accept** LUMA's response contained in *Exhibit 1*, and **deem** LUMA in compliance with the November 29th Order.

RESPECTFULLY SUBMITTED.

We hereby certify that we filed this motion using the electronic filing system of this Energy Bureau. We will send an electronic copy of this motion to PREPA's General Counsel, Lionel Santa, lionel.santa@prepa.pr.gov, and to Genera PR LLC, through its counsel of record, Jorge Fernández-Reboredo, jfr@sbgblaw.com and Alejandro López Rodríguez, alopez@sbgblaw.com

In San Juan, Puerto Rico, on this 11th day of December 2023.



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Exhibit 1

Response to November 29th Order

LUMA's Response

Visits for Revision of FEMA and COR3 Approved Projects

NEPR-MI-2021-0002

Response: ROI-LUMA-MI-2021-0002-20231129-PREB-001

SUBJECT

Point of Contact (POC) Information.

REQUEST

The Energy Bureau orders PREPA, GENERA, LUMA to within ten (10) days from the date of the notification of the Resolution and Order to submit to the Energy Bureau:

- I. Designate and submit to the Energy Bureau, a Point of Contact, and their respective contact information (work and mobile phone numbers and email address) with whom the Energy Bureau's Engineering Division personnel will coordinate an initial meeting to present the Energy Bureaus plan to execute the inspections, the frequency of the inspections and the determine any applicable access and coordinate the site inspections.

RESPONSE

- I. LUMA has designated the following POCs to coordinate the initial meeting with the Energy Bureau:

a) Capital Programs Department

- **Name:** David Carrick
- **Title:** Director, Construction
- **Office:** Santurce NEOS - 1250 Ave. Juan Ponce De León, Santurce, San Juan, PR 00907
- **Phone:** (787) 354-9198
- **Email:** david.carrick@lumapr.com

b) Regulatory Department

- **Name:** Gustavo L. Bonet

LUMA's Response

- **Title:** Director, Programs and Performance
- **Office:** Santurce JRV - 1250 Ave. Juan Ponce De León, Santurce, San Juan, PR 00907
- **Phone:** (787) 209-9883
- **Email:** gustavo.bonet@lumapr.com