

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

NEPR Received: Jan 26, 2024 8:54 PM
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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: Informative Motion on Updated
Version of the Second Report on Demobilization of
FEMA Generation**

**INFORMATIVE MOTION ON UPDATED VERSION OF THE SECOND
REPORT ON DEMOBILIZATION OF FEMA GENERATION, IN COMPLIANCE
WITH RESOLUTION AND ORDER DATED JANUARY 19, 2024**

TO THE PUERTO RICO ENERGY BUREAU:

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

1. On January 14, 2024, the Puerto Rico Electric Power Authority (“PREPA”) filed with this Puerto Rico Energy Bureau (“Energy Bureau”) a document titled *Urgent Motion Submitting for Review and Approval the Scope of Work for the Transfer/Ownership to PREPA of the Temporary Generation Unit* (“January 14th PREPA Motion”). Through the January 14th PREPA Motion, PREPA informed that on January 5, 2024, the Federal Emergency Management Agency (“FEMA”) sent a letter to the Puerto Rico Central Office for Recovery, Reconstruction and Resiliency (“COR3”) approving the negotiation of the acquisition of the temporary generation units installed in the Palo Seco Steam Plant and the San Juan Plant (“Temporary Units”). PREPA also indicated that FEMA would provide funding for the acquisition of the Temporary Units.

2. In the January 14th PREPA Motion, PREPA requested the Energy Bureau’s approval of the initial Scope of Work for the acquisition and ownership by PREPA of the Temporary Units. Particularly, PREPA requested that the Energy Bureau (1) evaluate and grant

leave to conduct all tasks necessary to transfer ownership of the Temporary Units to PREPA; (2) grant leave to continue working with all of the associated permitting activities to continue dispatching the Temporary Unit until the Integrated Resource Plan revision process makes a different determination; and (3) grant leave to continue supporting COR3 with the federal processes available to have the cost of the Temporary Units reimbursed with federal funds.

3. On January 19, 2024, this Energy Bureau entered a Resolution and Order in this proceeding (“January 19th Order”), whereby it ordered LUMA to submit, within five (5) business days, an updated version of the Second Demobilization Report that LUMA filed on January 16, 2024, in Case No. NEPR-MI-2022-0003. *See Motion Submitting Second Report on Demobilization of FEMA Generation, in Compliance with Resolution and Order dated November 14, 2023*, filed in Case No. NEPR-MI-2022-0003¹.

4. It is respectfully informed that on January 26th, 2024, LUMA submitted in Case No. NEPR-MI-2022-0003, the Updated Version of the Second Demobilization Report, in compliance with the January 19th Order. *See Motion Submitting Updated Version of the Second Report on Demobilization of FEMA Generation, in Compliance with Resolution and Order dated January 19, 2024*, filed in Case No. NEPR-MI-2022-0003.

WHEREFORE, LUMA respectfully requests that this Energy Bureau **take notice** of the aforementioned and **deem** that LUMA complied with that portion of the January 19th Order that required LUMA to file an updated version of the Second Demobilization Report, addressing the potential transfer and ownership of the Temporary Units to PREPA.

¹ LUMA filed the Second Mobilization Report in compliance with the Energy Bureau Resolution and Order of November 14, 2023 (“November 14th Order”) in Case No. NEPR-MI-2022-0003 that required LUMA to inform of “any work conducting to the decommission of the 350MW emergency generation resources which shall trigger LUMA to resume the Bi-Weekly reporting requirement.” *See* November 14th Order.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 26th day of January 2024.

We hereby certify that this motion was filed using the electronic filing system of this Energy Bureau. We also certify that a copy of this motion will be notified to the Puerto Rico Electric Power Authority, through attorney Lionel Santa, Lionel.santa@prepa.pr.gov and Alexis G. Rivera Medina, arivera@gmlex.net, 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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