IN RE: Wheeling Implementation	**CASE NO.:** NEPR-MI-2023-0001
	SUBJECT: Requesting responses from stakeholders on LUMA's *Motion for Partial Reconsideration and Request for Further Process.*

RESOLUTION

On January 13, 2023, the Energy Bureau issued a Resolution and Order initiating this proceeding ("January 13 Resolution"). Through the January 13 Resolution, the Energy Bureau ordered:

1) LUMA[1] to file a draft Wheeling Services Agreement on or before March 30, 2023;
2) LUMA to file a draft Wheeling Services Agreement Application Form before the Stakeholders Technical Conference;
3) LUMA to file a proposed nonrefundable fee with documentation before the Stakeholders Technical Conference.
4) LUMA and PREPA to respond to the Information Requests in Attachment A within 20 days of the Resolution and Order.[2]

The January 13 Resolution also requested stakeholders to comment on the wheeling implementation agreements (included as an attachment), scheduled a Stakeholders Technical Conference for February 23, 2023, and requested comments from stakeholders before and after the Stakeholders Technical Conference. Finally, the January 13 Resolution stated that the Energy Bureau would guide LUMA on the wheeling services agreement before the March 30, 2023, deadline.[3]

After more than a year of informal, collaborative processes to finalize these agreements, the Energy Bureau issued a Final Resolution and Order on January 22, 2024 ("January 2024 Final R&O"). In the January 2024 Final R&O, the Energy Bureau approved a Wheeling Services Agreement, subject to the determinations in that Final Resolution and Order, approved a Wheeling Services Application Form, and a nonrefundable fee. In this Final R&O, the Energy Bureau established the key enabling agreements to begin a wheeling program in Puerto Rico.

On February 12, 2024, LUMA submitted a filing titled *Motion for Partial Reconsideration and Request for Further Process* ("February 2024 Motion for Reconsideration"). In this motion, LUMA requests reconsideration of the Annual Energy Imbalance Charge approved in the January 2024 Final R&O and the determination, "that the demand-classified component of the Wheeling Rate proposed by LUMA is both inconsistent with the Energy Bureau's March 24 Resolution and is not supported by the record in this case."[4]

To assist the Energy Bureau in the review of this motion, the Energy Bureau requests responses from stakeholders specific to the two issues that LUMA has requested reconsideration: **(i)** Annual Energy Imbalance Charge approved in the Final R&O; and **(ii)** Determination on the demand-classified component of the Wheeling Rate proposed by LUMA. The Energy Bureau **REQUESTS** comments from stakeholders on these two issues **on or before March 15, 2024.**

Be it notified and published.

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[1] LUMA Energy, LLC, and LUMA EnergyServ Co, LLC (jointly referred to as "LUMA").

[2] January 13 Resolution, p. 4.

[3] *Id.*, p. 3.

[4] February 2024 Motion for Reconsideration, p. 28.

Edison Avilés Deliz
Chairman

Lillian Mateo Santos
Associate Commissioner

Ferdinand A. Ramos Soegaard
Associate Commissioner

Sylvia B. Ugarte Araujo
Associate Commissioner

CERTIFICATION

I certify that the majority of the members of the Puerto Rico Energy Bureau have agreed on February 23, 2024. Associate Commissioner Antonio Torres Miranda did not intervene. I also certify that in February 23, 2024 a copy of this Resolution and Order was notified by electronic mail to jalvaradovazquez@outlook.com; margarita.mercado@us.dlapiper.com; akennedy@phoebusfund.com; info@sesapr.org; lionel.santa@prepa.pr.gov, tbrown@circonenergy.com; contratistas@jrsp.pr.gov, hrivera@jrsp.pr.gov, manuelgabrielfernandez@gmail.com, ramonluisnieves@rlnlegal.com; ccf@tcm.law and agraitfe@agraitlawpr.com; and I have moved forward with filing the Resolution and Order issued by the Puerto Rico Energy Bureau.

I sign this in San Juan, Puerto Rico, today February 23, 2024.

Sonia Seda Gaztambide
Clerk