

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

IN RE: PERFORMANCE METRICS TARGETS  
FOR LUMA ENERGY SERVCO, LLC.

CASE NO.: NEPR-AP-2020-0025

SUBJECTS: Motions for Reconsideration.

RESOLUTION AND ORDER

On January 26, 2024, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issued its Final Resolution and Order on Performance Targets for LUMA Energy, LLC<sup>1</sup> ("Final Resolution").

On February 15, 2024, LUMA filed a document titled *Luma's Motion for Reconsideration of Final Resolution and Order* in which LUMA requested that the Energy Bureau reconsider the Final Resolution ("LUMA's Reconsideration Request").

On February 15, 2024, LECO<sup>2</sup> filed a document titled *Local Environmental and Civic Organizations' Motion for Reconsideration of the Final Resolution and Order on Performance Targets for Luma Energy, LLC and Luma Energy Servco, LLC* requesting that the Energy Bureau reconsider the Final Resolution ("LECO's Reconsideration Request").

On February 22, 2024, LUMA filed a document titled *Luma's Notice of Intent to Respond to the Local Environmental and Civic Organizations' Motion for Reconsideration of Final Resolution and Order on Performance Targets for Luma Energy LLC And Energy Servco, LLC* in which LUMA informed that if the Energy Bureau determines that it will accept and consider LECO's Motion for Reconsideration on the merits, LUMA intends to respond to and oppose LECO's Motion for Reconsideration.<sup>3</sup> LUMA requested leave to file a response and opposition to LECO's Motion for Reconsideration, within twenty (20) days after the Energy Bureau issues a determination that it will accept and consider on the merits LECO's Motion for Reconsideration.

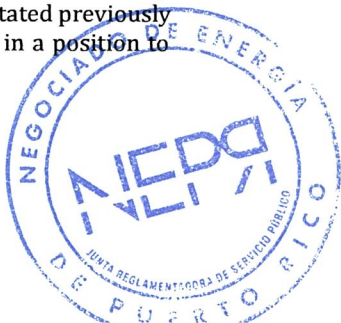
The Energy Bureau **TAKES NOTICE** of LUMA's Reconsideration Request, LECO's Reconsideration Request and of LUMA's Notice of Intent. The Energy Bureau **DETERMINES** that it accepts and will evaluate the merits of LUMA's Reconsideration Request, LECO's Reconsideration Request in accordance with the provisions of Section 3.15 of Act 38-2017, known as the *Puerto Rico Uniform Administrative Procedure Act*, as amended and Section 11.01 of Regulation 8543, *Regulation on Adjudicative, Notice of Noncompliance, Rate Review and Investigation Procedures*. The Energy Bureau **GRANTS LUMA twenty (20) days from the notification of this Resolution and Order** to file its Response to LECO's Reconsideration Request and **GRANTS LECO twenty (20) days from the notification of this Resolution and Order** to file its response to LUMA's Reconsideration Request.

Be it notified and published.

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

<sup>2</sup> Comité Diálogo Ambiental, Inc., El Puente de Williamsburg, Inc. - Enlace Latino de Acción Climática, Inc., Alianza Comunitaria Ambientalista del Sureste, Inc., Coalición de Organizaciones Anti-Incineración, Inc., Amigos del Río Guaynabo, Inc., CAMBIO, and Sierra Club and its Puerto Rico Chapter, and Unión de Trabajadores de la Industria Eléctrica y Riego (jointly referred to as "LECO").

<sup>3</sup> According to LUMA, it intends to show, among others, that LECO's Motion for Reconsideration includes requests for relief that this Energy Bureau correctly rejected in the Final Resolution and Order, fails to raise any legal error or abuse of discretion by this Energy Bureau, merely repeats arguments that were stated previously by LECO in this proceeding, and lacks developed argumentation to place the Energy Bureau in a position to grant the requests for reconsideration included in LECO's Motion for Reconsideration.

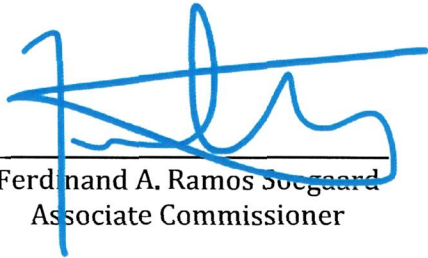




Edison Avilés Deliz  
Chairman



Lillian Mateo Santos  
Associate Commissioner



Ferdinand A. Ramos Sogaard  
Associate Commissioner



Sylvia B. Ugarte Araujo  
Associate Commissioner



Antonio Torres Miranda  
Associate Commissioner

CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on February 24, 2024. I also certify that on February 24, 2024, a copy of this Resolution and Order was notified by electronic mail to margarita.mercado@us.dlapiper.com, yahaira.delarosa@us.dlapiper.com, lionel.santa@prepa.pr.gov; jcassel@earthjustice.org; hrivera@jrsp.pr.gov, contratistas@jrsp.pr.gov, agraitfe@agraitlawpr.com, rstgo2@gmail.com, pedrosaade5@gmail.com, flcaseupdates@earthjustice.org, rolando@bufete-emmanuelli.com, notificaciones@bufete-emmanuelli.com, jessica@bufete-emmanuelli.com, zoe@emmanuelli.law; rhoncat@netscape.net, larroyo@earthjustice.org; lvez@earthjustice.org; rmurthy@earthjustice.org; and I have proceeded with the filing of the Resolution and Order issued by the Puerto Rico Energy Bureau.

For the record, I sign this in San Juan, Puerto Rico, on February 24, 2024.



Sonia Seda Gaztambide  
Clerk

