

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

**NEPR**

**Received:**

**Feb 2, 2024**

**6:45 PM**

**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 FOR  
REVIEW AND APPROVAL THE SCOPE OF  
WORK FOR THE TRANSFER OWNERSHIP  
TO PREPA OF TEMPORARY  
GENERATION UNITS

**SECOND MOTION IN COMPLIANCE WITH THE  
JANUARY 19<sup>TH</sup>, 2024 RESOLUTION AND ORDER**

**TO THE PUERTO RICO ENERGY BUREAU:**

**COMES NOW** the Puerto Rico Electric Power Authority ("PREPA"), through its counsel of record, and respectfully submits and prays as follows:

1. On January 14, 2024, the Puerto Rico Electric Power Authority ("PREPA") filed before the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau" or "PREB") an *Urgent Motion Submitting for Review and Approval of the Scope of Work for the Transfer/Ownership to PREPA of the Temporary Generation Units*. Through this Motion, PREPA seeks the Energy Bureau's approval of the initial scope of work for the acquisition and ownership of the temporary generation units installed in the Palo Seco Steam Plant (150MW) and the San Juan Power Plant (200MW).

2. On January 19<sup>th</sup>, 2024, the Energy Bureau issued a *Resolution and Order* whereby it, among other things, ordered PREPA to "identify and inform the specific sources of funding for the acquisition of such equipment and/or outline

potential funding scenarios." Further, the Energy Bureau ordered PREPA to inform "how the acquisition of the Temporary Units alters the federally funded projects previously approved by the Energy Bureau."

3. In compliance with the January 19<sup>th</sup> Order, PREPA hereby informs that on February 2<sup>nd</sup>, 2024, the Federal Emergency Management Agency ("FEMA") issued a notification regarding the specific sources of funding to be used to acquire the Temporary Units. FEMA specifically informed that it has agreed to approve a new project under Section 428 of the Stafford Act. Further, FEMA indicated that the acquisition would not impact the existing \$9.5B 428 FAAST project for the power grid. **See Exhibit 1<sup>1</sup>.**

4. In light of FEMA's representations, it is PREPA's position that none of the projects approved by the Energy Bureau will be affected by the acquisition of the Temporary Units.

**WHEREFORE**, PREPA respectfully requests the Energy Bureau to take **NOTICE** of the foregoing and deem its January 19<sup>th</sup> Order as complied with by PREPA.

**RESPECTFULLY SUBMITTED.**

In San Juan, Puerto Rico, on the 2<sup>nd</sup> day of February 2024.

**CERTIFICATE OF SERVICE:** We hereby certify that this document was filed with the Office of the Clerk of the Energy Bureau using its Electronic Filing System at <https://radicacion.energia.pr.gov/login>, which will send notification of such

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<sup>1</sup> Exhibit 1 is submitted under seal in compliance with FEMA instructions that all communications between FEMA, COR3, and PREPA should be kept confidential at this stage of the proceedings.

filing to all attorneys of record.

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**s/Alexis G. Rivera-Medina**

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