

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

**NEPR**

**Received:**

**Apr 17, 2024**

**7:35 PM**

**IN RE:** REVIEW OF LUMA'S INITIAL  
BUDGETS

**CASE NO.:** NEPR-MI-2021-0004

**MOTION IN COMPLIANCE WITH MARCH 1<sup>ST</sup> RESOLUTION AND ORDER**

**TO THE HONORABLE ENERGY BUREAU:**

**COMES NOW** the Puerto Rico Electric Power Authority ("PREPA") through its undersigned legal representation and, very respectfully, informs and requests as follows:

1. On March 1<sup>st</sup>, 2024, the Energy Bureau of the Puerto Rico Public Service Regulatory Board's ("Energy Bureau") issued a *Resolution and Order* ("March 1<sup>st</sup> Order") whereby it authorized the following:

a reallocation of \$350,000 from the HydroCo Maintenance Projects Expenses budget line to the HydroCo Non-Labor/Other Operating Expenses Security budget line to cover security contract needs only for HydroCo facilities that directly contribute to the supply of electricity. No increase is approved for the HoldCo Security.

2. The March 1<sup>st</sup> Order also instructed PREPA as follows:

The Energy Bureau ORDERS PREPA to file within ten (10) business days of notification of this Resolution and Order, a report specifically correlating its security budget expenditures to the 70%/30% cost allocation for security services between Genera and PREPA, and the reasoning and authority for any facilities' security costs borne 100% by PREPA.

3. The deadline to comply with the March 1<sup>st</sup> Order was March 15<sup>th</sup>, 2024.

4. Unfortunately, due to a technical error with a recently acquired software for calendar management, the above-mentioned deadline was not registered in the undersigned attorneys' calendars. The inadvertent software malfunction was identified yesterday, Monday, April 16<sup>th</sup>, 2024. Immediately, the undersigned contacted PREPA to generate the required information and comply with the March 1<sup>st</sup> Order.

5. The undersigned attorneys submit their most respectful apologies to the Energy Bureau for this unintentional error. Affirmative steps have been taken to prevent this unfortunate situation from happening again.

6. In compliance with the March 1<sup>st</sup> Order, PREPA hereby submits the following documents which show the 70%-30% distribution of security job posts between Genera PR LLC ("Genera") and PREPA under the Génesis contracts, at the time of the Genera transition in June 2023:<sup>1</sup>

- a. **Exhibit A** – Report of active security job posts corresponding to the 70% assigned to Genera under the Génesis Security contract 2023-P00084 (North Region) at the time of the transition in June 2023.
- b. **Exhibit B** - Report of active security job posts corresponding to the 70% assigned to Genera under the Génesis Security contract 2023-P00077 (South Region) at the time of the Genera transition in June 2023.
- c. **Exhibit C** - Report of active security job posts corresponding to the 30% assigned to PREPA under the Génesis Security contract 2023-

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<sup>1</sup> The information submitted herein regarding the active security job posts transferred to Genera at the time of the transition was provided to PREPA between May and June 2023. Presently, PREPA is unaware of any subsequent changes by Genera regarding these security job posts.

P00084 (North Region) at the time of the Genera transition in June 2023.

- d. **Exhibit D** - Report of active security job posts corresponding to the 30% assigned to PREPA under the Génesis Security contract 2023-P00077 (South Region) at the time of the Genera transition in June 2023.

7. In further compliance with the March 1<sup>st</sup> Order, PREPA submits as **Exhibit E** the report showing the security budget expenditures, as of March 3<sup>rd</sup>, 2024, pertaining to the 30% of the security job posts it is responsible for under the Génesis contracts.

8. PREPA very respectfully informs that its Corporate Security Department is unaware of Genera's security budget expenditures in connection with the 70% of the security job posts it is responsible for under the Génesis contracts. As such, PREPA is unable to provide said information.

**WHEREFORE**, PREPA respectfully requests the Energy Bureau to take **NOTICE** of the information submitted herein and deem the March 1<sup>st</sup> Order as **COMPLIED WITH**.

**RESPECTFULLY SUBMITTED.**

In San Juan, Puerto Rico, this 17<sup>th</sup> day of April 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>. We also certify that a true and exact copy of this document was notified to the following parties through attorneys of record: Genera PR LLC through Jorge Fernández Reboredo, [jfr@sbgblaw.com](mailto:jfr@sbgblaw.com); Alejandro López Rodríguez, [alopez@sbgblaw.com](mailto:alopez@sbgblaw.com); Joaquín M. Lago González, [jlago@sbgblaw.com](mailto:jlago@sbgblaw.com); and at the following email addresses [legal@genera-pr.com](mailto:legal@genera-pr.com); [regulatory@genera-pr.com](mailto:regulatory@genera-pr.com); and LUMA Energy LLC and LUMA Energy ServCo, LLC through Margarita Mercado Echegaray, [margarita.mercado@us.dlapiper.com](mailto:margarita.mercado@us.dlapiper.com); Julian Anglada Pagán, [julian.angladapagan@us.dlapiper.com](mailto:julian.angladapagan@us.dlapiper.com).

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