

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

NEPR Received: Apr 19, 2024 7:35 PM
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IN RE:

REGISTRO ACTUALIZADO DE
PROYECTOS APROBADOS POR EL
NEGOCIADO DE ENERGÍA DE LA
JUNTA REGLAMENTADORA DE
SERVICIO PÚBLICO DE PUERTO RICO

CASE NO. NEPR-MI-2024-0001

**SUBJECT: Motion Submitting First Status Report
and Reiterate Request to Align the Filing of the
Status Reports with the Filing of the Quarterly
Reports**

**MOTION SUBMITTING FIRST STATUS REPORT AND REITERATE
REQUEST TO ALIGN THE FILING OF THE STATUS REPORTS WITH THE FILING
OF THE QUARTERLY REPORTS**

TO THE PUERTO RICO ENERGY BUREAU:

COME NOW LUMA Energy, LLC, and LUMA Energy ServCo, LLC, (jointly referred to as “LUMA”), through the undersigned legal counsel and respectfully submit the following:

1. On February 8, 2024, this Honorable Puerto Rico Energy Bureau (“Energy Bureau”) issued a Resolution and Order opening the instant proceeding and instructing each of LUMA, the Puerto Rico Electric Power Authority (“PREPA”), and Genera PR, LLC (“Genera”) to file an initial report on all the projects approved by the Energy Bureau, regardless of whether they are financed with state, federal, or ratepayer funds, on or before February 23, 2024 (“February 8th Order”).

2. In the February 8th Order, the Energy Bureau also directed each of LUMA, PREPA, and Genera to update the above-referenced reports on a quarterly basis, and for such updates to be submitted on March 31, June 30, September 30, and December 31 of each year, including the current year.

3. On February 20, 2024, LUMA filed a *Motion Requesting Extension of Time to Submit First Status Report and Request to Align the Filing of the Status Reports with the Filing of*

the Quarterly Reports (“February 20th Motion”). LUMA requested the Energy Bureau to align the first status report and subsequent reporting requirements in this instant proceeding with the quarterly reporting requirements in Case No. NEPR-MI-2021-0004 and, thus, concede an extension until April 15, 2024, to file the first status report on all the projects.

4. On February 28, 2024, the Energy Bureau issued a Resolution and Order granting LUMA’s request for extension and ordered it to file the first status report on or before April 15, 2024 (“February 28th Order”). Further, it determined that the subsequent reports would be submitted quarterly on the following dates: October 15, 2024, and January 15, 2025.

5. In compliance with the February 8th and 28th Orders, LUMA hereby submits its first report on all the projects approved by the Energy Bureau and financed with state, federal, or ratepayer funds as Exhibit 1 to this Motion. The information included therein encompasses up to December 31, 2023 (end of LUMA’s Second Quarter of Fiscal Year 2024). The timeframe covered in this initial report is LUMA’s Second Quarter of Fiscal Year 2024 (October through December 2023).

6. As to the report being submitted today as Exhibit 1, to assist in the Energy Bureau’s assessment of the information contained in the report, below LUMA provides explanations and clarifications regarding certain modifications to the structure originally proposed by the Energy Bureau, which, from LUMA’s perspective, enhances the quality of such report and ensures alignment in terms of content, methodology, and structure with reports submitted throughout other dockets.

7. First, LUMA has added a column titled “Unique ID (FAASt No. or Project ID).” In this column, LUMA assigns a unique identification number to each project, which, in the case of

Federally Funded projects, consists of the FAASt number, enabling the Federally Funded projects reported in Exhibit 1 of this Motion to be correlated with the projects reported in Case No. NEPR-MI-2021-0002. For Non-Federally Funded projects, LUMA assigned each project an internally developed unique identification number based on LUMA's Improvement Program. For the "Category" column, LUMA is proposing to categorize projects based on LUMA's existing Portfolios, specifically *Control Center & Buildings, Customer Experience, Distribution, Enabling, Substation, Support Services, and Transmission*. LUMA also included an Improvement Program column. These modifications enable alignment and proper tracking with the information provided to the Energy Bureau as part of Case No. NEPR-MI-2021-0004 and Case No. NEPR-MI-2020-0019.

8. Second, for Federally Funded projects, the "Estimated Cost (\$)" column reflects the obligated amount approved by FEMA. For Non-Federally Funded projects, the "Estimated Cost (\$)" column reflects the estimated Total Cost of the Project submitted as part of the Long-Term Investment Plan estimates provided in the Fiscal Year 2024 Budget. The "Cost (\$)" column, on the other hand, reflects either the estimated cost of the Initial Scope of Work approved by the Energy Bureau for Federally-Funded projects, or, for Non-Federally Funded projects, the funding allocated to the project in the current Fiscal Year Budget approved by the Energy Bureau. The "Date" column consists of the date the Energy Bureau approved the Initial Scope of Work for Federally Funded projects or the date on which the Energy Bureau approved the current Fiscal Year Budget for Non-Federally Funded projects.

9. Third, for “Project Stage”, LUMA is proposing to use the following “Phases”: *Initiation, Plan, Design, Execution, and Close Out*¹, which align with the way FEMA projects are tracked. The “Starting Date” refers to the date the project received an FAAS number for Federally Funded projects. For Non-Federally Funded projects, it refers to the date a budget is assigned in LUMA’s Oracle Accounting System. For Federally Funded projects, the “Completion Date” reflects the date energization is achieved or expected to be achieved, consistent with the information provided in Case No. NEPR-MI-2021-0002. For Non-Federally Funded projects, the “Completion Date” reflects the date the *Close-Out* phase is achieved or is expected to be achieved. The “% Complete” column reflects 0% for projects in *Initiation, Plan, or Design* stages. For those in the *Execution or Close-Out* stages, it will reflect an estimated numeric value for the percentage completed. These percentages may be subject to revision to reflect the latest information and judgment regarding the phase of that project.

10. Regarding the cadence of the reporting required by the February 28th Order, LUMA reiterates that in Case NEPR-MI-2021-0004, it submits a Quarterly Federal Funding Report to the Energy Bureau each quarter, with an update on federal funding activities for the respective quarter. The Federal Funding Report details the status of Federally-Funded Transmission and Distribution Projects for each quarter, including the number of projects and estimated costs, as well as the status of federal funding reimbursements. The next Quarterly Federal Funding Report is due on May 15, 2024, covering projects corresponding up to March 31, 2024 (Third Quarter of Fiscal Year 2024).

¹. The Close-out phase indicates that the project has been energized and either has been closed out or is about to begin the close-out process.

11. Considering the information to be provided in the status reports emanates from the information presented in the other quarterly reporting requirements in Case No. NEPR-MI-2021-0004, it would be more efficient to leverage and combine the existing processes. A concurrent process would allow LUMA to collect and validate the information simultaneously, minimizing business interruption and improving cross-functional coordination, as well as guaranteeing accuracy and consistency across all reports. Therefore, LUMA reiterates its request for the Energy Bureau to align the subsequent status reports requested by the Energy Bureau to coincide with the reporting requirements in Case No. NEPR-MI-2021-0004. In that proceeding, quarterly reports are filed on February 14, May 15, August 14, and November 14. Thus, LUMA requests the Energy Bureau align the filing of the next status reports in this instant proceeding to May 15, 2024 (Third Quarter of Fiscal Year 2024), August 14, 2024 (Fourth Quarter of Fiscal Year 2024), and November 14, 2024 (First Quarter of Fiscal Year 2025).

WHEREFORE, LUMA respectfully requests that the Energy Bureau **take notice** of the aforementioned; **accept** the first status report in form and substance as submitted as Exhibit 1 to this Motion; and **grant** the request to align the first status report and subsequent reporting requirements in this instant proceeding with the quarterly reporting requirements in Case No. NEPR-MI-2021-0004.

RESPECTFULLY SUBMITTED.

We hereby certify that we filed this motion using the electronic filing system of this Energy Bureau. We will send an electronic copy of this motion to PREPA's General Counsel, Lionel Santa, lionel.santa@prepa.pr.gov, and to Genera PR LLC, through its counsel of record, Jorge Fernández-Reboredo, jfr@sbglaw.com and Alejandro López Rodríguez, alopez@sbglaw.com.

In San Juan, Puerto Rico, on the 19th of April, 2024.



DLA Piper (Puerto Rico) LLC
500 Calle de la Tanca, Suite 401
San Juan, PR 00901-1969
Tel. 787-945-9132
Fax 939-697-6102

/s/ Yahaira De la Rosa Algarín
Yahaira De la Rosa Algarín
RUA NÚM. 18,061
yahaira.delarosa@us.dlapiper.com

Exhibit 1
(to be submitted via email)