

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

IN RE: PUERTO RICO ELECTRIC POWER
AUTHORITY RATE REVIEW

CASE NO.: NEPR-AP-2023-0003

SUBJECT: Second Requirement of
Information ("ROI") – LUMA Accounting
Information

RESOLUTION AND ORDER

On June 30, 2023, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issued a Resolution and Order initiating this proceeding ("June 30 Resolution"). Through the June 30 Resolution, the Energy Bureau ordered a three-phase process to review rates and ordered LUMA Energy, LLC and LUMA Energy ServCo, LLC (jointly referred to as, "LUMA") to file on October 4, 2023, a report on the filing requirements for rate review ("Phase 1 Report").

On October 4, 2023, LUMA timely filed a document titled *Motion in Compliance with June 30, 2023, Resolution and Order*, ("October 4 Motion") in which LUMA included, as Exhibit 1, its 2023 Rate Review Phase I Report ("Phase I Report") as required through the June 30 Resolution.

On October 24, 2023, the Energy Bureau issued a Resolution and Order ("October 24 Order") with the first requirement of information ("1st ROIs") seeking clarifications from LUMA, GENERA PR, LLC ("Genera"), and the Puerto Rico Electric Power Authority ("PREPA") on the Phase 1 Report. The October 24 Order required LUMA, Genera and PREPA to file on or before November 3, 2023.

On November 3, 2023, LUMA submitted a document titled *Motion Submitting Responses to First Requirement of Information in Compliance with October 24th Resolution and Order* ("LUMA November 23 Motion"), in which LUMA presented as Exhibit 1 its responses to the motion with responses to the 1st ROIs. Exhibit 2 of the LUMA November 23 Motion includes Genera's responses to the 1st ROIs. LUMA included as Exhibit 3 of the LUMA November 23 Motion a document titled *Updated Phase I Report* ("Updated Revised Phase I Report") and included Exhibit 4 a Revised Appendix A, Phase II Filing Schedules.¹ As Exhibit 5 of the LUMA November 23 Motion, LUMA filed a redline that compares the Phase I Report filed on October 4, 2023 with the updated version of the Phase I Report.²

On November 3, 2023, PREPA filed a document titled *Notice of Appearance and Motion for Extension of Time to Comply with the October 24 Resolution and Order* ("PREPA November 3 Motion"), in which it informed that new legal counsel was recently hired and requested additional time to respond to the 1st ROIs.

On November 8, 2023, the Energy Bureau issued a Resolution and Order taking notice of PREPA's legal representatives and granting an extension until November 10, 2023.

On November 10, 2023, PREPA submitted a motion responding to the 1st ROIs.

On March 15, 2024, the Energy Bureau issued a Resolution and Order ("March 15 Order") guiding LUMA on the Phase 2 Rate Review and scheduling a technical conference on April 17, 2024 ("April 17 Technical Conference").

On April 9, 2024, the Energy Bureau issued a Resolution and Order cancelling the April 17 Technical Conference.

¹ LUMA November 23 Motion, p. 3, ¶ 9.

² LUMA November 23 Motion, p. 3, ¶ 10.

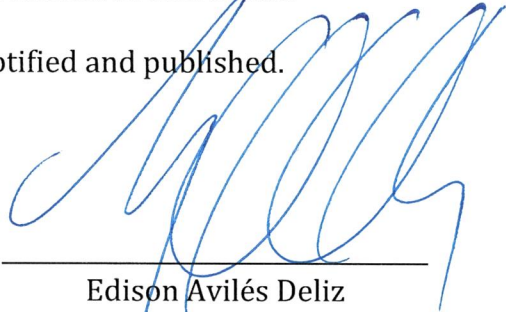


On April 12, 2024, the Energy Bureau issued a Resolution and Order (“April 12 Resolution”) setting aside the deadline and milestones for Phase II and Phase III until further notice from the Energy Bureau. The April 12 Resolution also ordered PREPA to provide notice to the Energy Bureau of any order of the Title III Court confirming or denying confirmation of the Amended Plan.

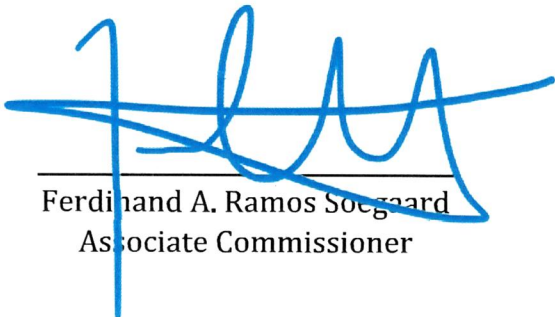
The Energy Bureau **DETERMINES** additional information is required for its review of LUMA’s rate review filing.

The Energy Bureau **ORDERS** LUMA to respond within ten (10) days of the notification of this Resolution and Order, the Requirements of Information (“ROIs”) set forth in **Attachment A** to this Resolution and Order.

Be it notified and published.



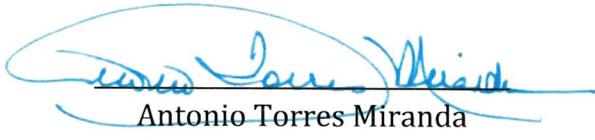
Edison Avilés Deliz
Chairman



Ferdinand A. Ramos Soegaard
Associate Commissioner



Sylvia B. Ugarte Araujo
Associate Commissioner




Antonio Torres Miranda
Associate Commissioner

CERTIFICATION

I certify that the majority of the members of the Puerto Rico Energy Bureau agreed on June 5, 2024. Associate Commissioner Lillian Mateo Santos did not intervene. Also certify that on June 5, 2024, I have proceeded with the filing of this Resolution and Order and was notified by email to mvalle@gmlex.net; arivera@gmlex.net; Yahaira.delarosa@us.dlapiper.com; margarita.mercado@us.dlapiper.com; jfr@sbgblaw.com; alopez@sbgblaw.com; regulatory@genera-pr.com; legal@genera-pr.com.

I sign in San Juan, Puerto Rico, today, June 5, 2024.


Sonia Seda Gaztambide
Clerk

Attachment A

PREB-LUMA-02-01

Does LUMA prepare monthly trial balances? If not explain fully why not.

PREB-LUMA-02-02

Does LUMA prepare quarterly or year-to-date trial balances? If not explain fully why not. If so, identify how frequently LUMA prepares trial balances and what information is included (e.g., current month, year-to-date, etc.).

PREB-LUMA-02-03

How long after month-end does it take LUMA to prepare the trial balance for that month?

PREB-LUMA-02-04

How long after quarter-end does it take LUMA to prepare the trial balance for that quarter?

PREB-LUMA-02-05

If the answer to either requests 1 or 2 is “yes” provide detailed trial balances for each of the following periods:

- a. Period ending 6/30/2023
- b. Period ending 12/31/2023
- c. As soon as it is available, for the period ending 3/31/2024