

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

NEPR Received: Jun 15, 2024 9:11 AM
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IN RE: REVIEW OF LUMA’S INITIAL BUDGETS | CASE NO.: NEPR-MI-2021-0004

SUBJECT: Informative Motion on LUMA’s Workpapers and Urgent Request for Extension

INFORMATIVE MOTION ON LUMA’S WORKPAPERS AND URGENT REQUEST FOR EXTENSION TO FILE LUMA’S RESPONSES TO REQUESTS FOR INFORMATION

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COME NOW LUMA Energy, LLC (“ManagementCo”), and **LUMA Energy ServCo, LLC** (“ServCo”), (jointly referred to as “LUMA”), and respectfully state and submit the following:

1. On May, 24, 2024, LUMA submitted to this Puerto Rico Energy Bureau (“Energy Bureau”), the proposed budget for the Transmission and Distribution System (“T&D Budgets”), developed by LUMA. *See Request for Approval of T&D Budgets and Submission of GenCo Budgets for FY2025 and Budget Allocations for the Electric Power System*, filed by LUMA (“FY2025 Budget Submission”). The FY2025 Budget Submission also included the budget proposal for the legacy thermal generation units (the “GenCo Budget”), developed by Genera PR, LLC (“Genera”) and the budget allocation approved by the Puerto Rico Public Private Partnerships Authority (“P3A”) for the hydroelectric generating units and the public irrigation facilities (“HydroCo Budget”), and the allocation for the Puerto Rico Electric Power Authority (“PREPA”) and its subsidiaries (“HoldCo Budget”).

2. More than two weeks later, on June 12, 2024, this Energy Bureau issued a Resolution and Order with the subject *Establishment of FY 2025 Budgets, Requirement of Information ("Rol"), and Procedural Calendar* (“June 12th Order”), whereby it set a Procedural

Calendar to consider the FY2025 Budget Submission. In what is relevant to this Motion, with the June 12th Order this Energy Bureau issued Requests for Information (“RFIs”) to LUMA and Genera. *See* June 12th Order, p. 4, and Attachment A. This Energy Bureau directed that responses to the RFIs are due on June 17, 2024, to wit, within three (3) business days. *See id.*, p. 4.

3. In the June 12th Order, this Energy Bureau also granted LUMA three (3) business days, until June 17, 2024, to submit the workpapers that support the proposed T&D Budgets. *See id.*

4. It is respectfully informed that LUMA submitted all supporting workpapers with the FY2025 Budget Submission. The public versions of LUMA’s workpapers are available in the public docket. Thus, LUMA requests that this Energy Bureau deem that it complied with that portion of the June 12th Order that required LUMA to file its workpapers.

5. Regarding the RFIs addressed to LUMA, it is respectfully informed that LUMA requires additional time to submit its responses.

6. As to LUMA, this Energy Bureau issued sixty-four (“64”) RFIs, several of which include multiple requests. The RFIs, in turn, involve several components of LUMA’s budgets and operations, including vegetation management, labor and non-labor costs, additional available funding, efficiencies, third-party attachments, bad debts, Advance Metering Infrastructure, shared services, and grid resiliency. *See* June 12th Order, Attachment A, p.p., 6-14.

7. Moreover, the RFIs include requests for LUMA to produce financial documentation that LUMA had not anticipated would be required for this Energy Bureau to review the proposed T&D Budgets for FY2025. For example, this Energy Bureau requested that LUMA prepare and submit documentation comparing the budget lines contained in the proposed T&D

Budgets for FY 2025 with the analogous budget lines approved in FY 2024 and the actuals for FY2023 and to fully explain and support each variance.

8. The Energy Bureau also requested detailed information that requires time to gather, validate, review and prepare for filing with this Energy Bureau, such as details on budget prioritization, milestones and targets for Improvement Programs, including comparisons between FY2024 and FY2025, with explanations on costs variances and differences regarding status and targets.

9. Upon receipt of the June 12th Order LUMA reassessed work plans and reprioritized operational activities to allow personnel from different areas of LUMA's operations to work on responses to the RFIs and prepare for the Technical Conference scheduled for June 20th. Given the breadth and scope of the information requested, and the limited time afforded for response, complying within the timeline awarded by the Energy Bureau impacts LUMA's operations.

10. In good faith, LUMA's personnel is working on LUMA's responses. Given that the Energy Bureau requested extensive information and particularly because several of the RFIs require that LUMA produce financial reports and analyses as well as detailed information on spending projections, prioritization, timelines and milestones, it is not possible to provide all of the responses within three (3) business days, by June 17, 2024.

11. LUMA currently understands that it may submit its responses to the RFI's issued in the June 12th Order, by June 19, 2024. If additional time is needed to respond to any of the RFIs of Attachment A to the June 12th Order, LUMA will advise this Energy Bureau without undue delay.

12. This request for an extension is made in good faith and without any intent to delay this Energy Bureau's review of the FY2025 T&D Budgets.

WHEREFORE, LUMA respectfully requests that the Energy Bureau **take notice** of the above, **deem** that LUMA already complied with that portion of the June 12th Order that required it to file the workpapers for the FY2025 T&D Budgets, **grant** this Request for Extension and, consequently, **extend** the time to file LUMA's responses to the RFIs issued in Attachment A of the June 12th Order up to and including June 19, 2024.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 15th day of June, 2024

I hereby certify that this motion was filed using the electronic filing system of this Energy Bureau. I also certify that a copy of this motion will be notified to the Puerto Rico Electric Power Authority, through its attorneys of record: Mirelis Valle-Cancel, mvalle@gmlex.net; Alexis G. Rivera Medina, arivera@gmlex.net; and to Genera PR LLC, through its counsel of record: Jorge Fernandez-Reboredo, jfr@sbgblaw.com, Alejandro López Rodríguez, alopez@sbgblaw.com and regulatory@genera-pr.com.



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