

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

IN RE: REVIEW OF THE PUERTO RICO
ELECTRIC POWER AUTHORITY'S
PHYSICAL SECURITY PLAN

CASE NO.: NEPR-MI-2020-0018

SUBJECT: Request of Information.

RESOLUTION AND ORDER

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Pursuant to Act 57-2014,¹ the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") has jurisdiction over the Puerto Rico Electric Power Authority ("PREPA") and all other electric service companies. Act 57-2014, states it is public policy that all consumers have the right to a reliable and stable electric service.² Act 17-2019³ broadened the Energy Bureau's authority and reinforced the foregoing public policy by declaring that, "(t)he electric power system should be reliable and accessible, promote industrial, commercial, and community development, improve the quality of life at just and reasonable cost, and promote the economic development of the Island."⁴

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On June 22, 2020, PREPA, the Puerto Rico Public-Private Partnerships Authority, LUMA ENERGY, LLC as ManagementCo, and LUMA ENERGY SERVCO, LLC as ServCo (collectively, "LUMA")⁵ entered into an Operation and Maintenance Agreement ("OMA") under which LUMA will manage PREPA's transmission and distribution system ("T&D System"). Further to the statutory requirements and the OMA, LUMA filed a Physical Data Security Plan ("Plan") before the Energy Bureau.

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As part of its monitoring of the Plan, the Energy Bureau **ORDERS LUMA to, within thirty (30) days of the notification of this Resolution and Order**, file its response to the Requests of Information included in **Attachment A** of this Resolution and Order.

The Energy Bureau **WARNS** LUMA that:

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- (i) noncompliance with this Resolution and Order, regulations and/or applicable laws may carry the imposition of fines and administrative sanctions of up to \$25,000 per day;
 - (ii) any person who intentionally violates Act 57-2014, as amended, by omitting, disregarding, or refusing to obey, observe, and comply with any rule or decision of the Energy Bureau shall be punished by a fine of not less than five hundred dollars (\$500) nor over five thousand dollars (\$5,000) at the discretion of the Energy Bureau; and
 - (iii) for any recurrence of non-compliance or violation, the established penalty shall increase to a fine of not less than ten thousand dollars (\$10,000) nor greater than twenty thousand dollars (\$20,000) at the discretion of the Energy Bureau.

Be it notified and published.

¹ Known as the *Puerto Rico Energy Transformation and RELIEF Act*, as amended.

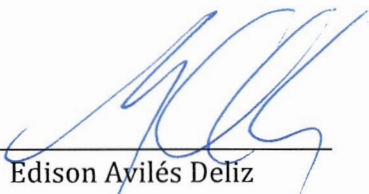
² *Id.*, Article 1.2(l).

³ Known as the *Puerto Rico Energy Public Policy Act*.


⁴ *Id.*, Statement of Motives, p.2.

⁵ See In re: Request for Certification LUMA ENERGY SERVCO, LLC, Case No. NEPR-CT-2020-0007 and In re: Request for Certification LUMA ENERGY, LLC, Case No. NEPR-CT-2020-0008.




Edison Avilés Deliz
Chairman


Lillian Mateo Santos
Associate Commissioner


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 has so agreed on November 8, 2024. I also certify that on November 8, 2024 , I have proceeded with the filing of the Resolution and Order issued by the Puerto Rico Energy Bureau, and a copy was notified by electronic mail to lionel.santa@prepa.pr.gov; margarita.mercado@us.dlapiper.com.

I sign this in San Juan, Puerto Rico, today November 8, 2024.




Sonia Seda Gaztambide
Clerk