

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

IN RE: REQUEST FOR CERTIFICATION
LIGUETO OPERATING PR SA LLC

CASE NO.: NEPR-CT-2024-0012

SUBJECT: Request for Certification as
Electric Service Company.

RESOLUTION

I. Introduction

On October 2, 2024, Ligueto Operating PR SA LLC (“Ligueto”) filed before the Energy Bureau of the Puerto Rico Public Service Regulatory Board (“Energy Bureau”) a Request for Certification as an Electric Power Service Company (“Application”).

On November 4, 2024, the Energy Bureau issued a Resolution and Order (“November 4 Resolution”) stating the Application was incomplete and granted Ligueto thirty (30) days from the notification of the November 4 Resolution to file additional information and documents required to complete the Application.

On November 19, 2024, Ligueto filed before the Energy Bureau a document titled *Motion in Response to November 4 Resolution and Order and Request for Confidential Treatment* (“November 19 Response”). In its November 19 Response, Ligueto provided additional information and documents to be included in the Application. The Application now includes the following documents:

1. Form NEPR-B01 (Personal Information) with supporting documentation:

- Certificate of Good Standing from Puerto Rico Secretary of State
- Certificate of Organization from Puerto Rico Secretary of State
- Certificate of Formation of a Limited Liability Company from the Puerto Rico
- Certificate of Legal Entity from Puerto Rico Secretary of State
- Evidence of \$100 payment for personal information fee

2. Form NEPR-B03 (Operational Report) with:

- Projection for percent of total demand intended to meet in Puerto Rico
- Information Regarding the charges and rates, and company efforts to guide and promote efficient electric energy consumption
- Projection of capital investments
- Contact information and credentials of the entity to be hired if system operation is contract
- Evidence of \$800 payment for operational report fee

3. Form NEPR-B04 (Request for Certification) with:

- Financial Resources Certification
- Human Resources Statement
- Evidence of payment for request for certification fee

4. November 19, 2024 Motion in Response to November 4 Resolution and Order and Request for Confidential Treatment



Ligueto seeks certification as an Electric Service Company, with the stated intention of installing rooftop solar photovoltaic panels and battery storage systems.

In the Application, Ligueto requested that the Energy Bureau (i) certify Ligueto as an Electric Service Company under Regulation No. 8701¹; and (ii) provide confidential designation and treatment to certain information filed with the Application.

II. Applicable Law and Analysis

Act No. 57-2014² requires all electric service companies³ to obtain a certification⁴ and to file certain information under the terms established by the Energy Bureau.

Sections 2.01 and 3.03 of Regulation 8701 describe the information that every electric service company seeking to offer services in Puerto Rico must submit with its Request for Certification.

Section 3.05 of Regulation 8701 empowers the Energy Bureau to issue a cease-and-desist order, revoke, and annul any decision, ruling or order issued in relation to the process of any Request for Certification, when an electric service company "... has failed to comply with its duty to provide or update the information required under Act 57-2014, or this Regulation."

The November 4 Resolution identified five items requiring completion. After reviewing Ligueto's November 19 Response, the Energy Bureau **DETERMINES** that:

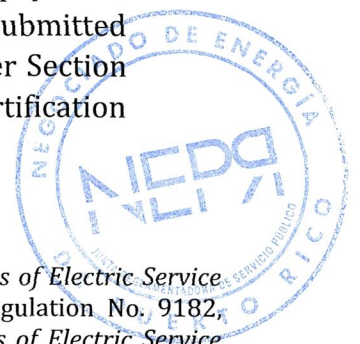
1. Affiliate entities documentation - Ligueto has clarified in its November 19 Response it has no affiliates, subsidiaries, or parent companies that are electric service companies providing services in Puerto Rico. This satisfies the requirement under Section 2.02(A)(1) of Regulation 8701.
2. Operational Report referral - Ligueto has complied with Section 2.02(E) of Regulation 8701 by submitting the complete, redacted Operational Report to CEPPPO for their review and comments.
3. Financial certification - The November 19 Response includes reference to the Energy Bureau's Clarifying Resolution issued on April 14, 2016, in docket CEPR-MI-2015-0006, which affirms that financial certification may be provided by a company's highest-ranking officer. Ligueto's certification was executed by its Chief Executive Officer, satisfying Section 3.03(A)(3).
4. Payment - On November 7, 2024, Ligueto submitted the remaining payment, completing the total required certification fee. Ligueto has further submitted evidence demonstrating that proper payment has been made under Section 3.07 of Regulation 8701, satisfying the payment requirements for certification application fees

¹ Amendment to Regulation No. 8618, on Certifications, Annual Fees and Operational Plans of Electric Service Providers in Puerto Rico, February 17, 2016 ("Regulation 8701"), as amended by Regulation No. 9182, Amendment to Regulation No. 8701, on Certifications, Annual Fees and Operational Plans of Electric Service Providers in Puerto Rico, June 24, 2020 ("Regulation 9182").

² Known as the *Puerto Rico Energy Transformation and RELIEF Act*, as amended, ("Act 57-2014").

³ Section 1.3(1) of Act 57-2014 defines the term 'Electric Power Company' or 'Electric Power Service' as follows: 'Shall mean any natural or juridical person or entity, energy cooperative, engaged in the provision of generation services, transmission and distribution services, billing, wheeling, grid services, energy storage, resale of electric power as well as any other electric power service as defined by the Bureau. The Electric Power Authority or its successor as well as any Contractor under a Partnership or Sales Contract executed in relation to PREPA Transactions conducted by virtue of Act No. 120-2018 shall be deemed Electric Power Service Companies for purposes of this Act'.

⁴ See Section 6.13 of Act 57-2014. See also Section 1.3(h) of Act 57-2014 which defines the term "Certified" as follows: "Shall mean every electric power service company that has been evaluated and authorized by the Energy [Bureau]."



5. Confidentiality - Ligueto has submitted a comprehensive table identifying documents for confidential treatment, with proper legal basis and justification for each item, complying with the August 31 Resolution⁵ and September 20 Resolution⁶ confidentiality requirements.

After evaluation of these submissions, the Energy Bureau **DETERMINES** that Ligueto has satisfactorily addressed all requirements identified in the November 4 Resolution.

III. Request for Confidential Designation

In its Application, Ligueto requested that certain documents be granted confidential treatment under Article 6.15 of Act 57-2014 and Section 1.15 of Regulation No. 8701.

Table 1 below details the information to which Ligueto requested confidential designation and treatment.

Document Name	Provided Designation	Cited Legal Basis	Justification Provided	Date Filed
Personal Information NEPR-B01	Sensitive Information	Act 57 -2014; Article 6.15; Regulation 8701 §1.15	Document has personal and private information not accessible to the public that could compromise privacy and security.	October 2, 2024
Evidence of Payment for Personal Information Form	Sensitive Information	Act 57 -2014; Article 6.15; Regulation 8701 §1.15	Document has sensitive financial information not able to the public.	October 2, 2024
Operational Report NEPR-B03	Sensitive Information	Act 57 -2014; Article 6.15; Regulation 8701 §1.15	Document has information that could put company and its interests at competitive disadvantage, as such information is not available to the public.	October 2, 2024
Evidence of Payment for Operational Report Form	Sensitive Information	Act 57 -2014; Article 6.15; Regulation 8701 §1.15	Document has sensitive financial information not able to the public.	October 2, 2024
Request for Certification NEPR-B04	Sensitive Information	Act 57 -2014; Article 6.15; Regulation 8701 §1.15	Document has information that could put company at competitive disadvantage.	October 2, 2024
Statement of Sufficient Human Resources	Sensitive Information	Act 57 -2014; Article 6.15; Regulation 8701 §1.15	Document has personal and private information not accessible to the public that could compromise privacy and security.	October 2, 2024
Financial Certification	Sensitive Information	Act 57 -2014; Article 6.15; Regulation 8701 §1.15	Document has sensitive financial information, not accessible to the public, that could put company at competitive disadvantage.	October 2, 2024

⁵ Resolution, *In re: Policy Management of Confidential Information in Procedures before the Commission*, Case No. CEPR-MI-2016-0009, August 31, 2016.

⁶ Resolution, *In re: Policy Management of Confidential Information in Procedures before the Commission*, Case No. CEPR-MI-2016-0009, September 26, 2016.

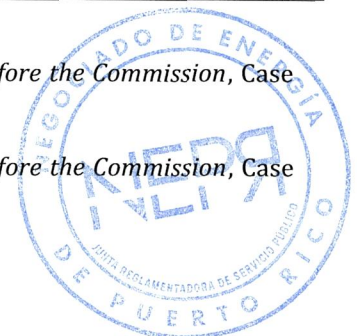


Table 1: Ligueto's Request for Confidential Information Designation and Treatment.

Ligueto provided justifications for each document's confidentiality request, citing Section 6.15 of Act 57 - 2014, and Section 1.15 of Regulation No. 8701. In compliance with the August 31 Resolution and September 26 Resolution, Ligueto has filed both redacted and unredacted versions of these documents. After review of its November 19 Response, Ligueto's confidentiality request meets these requirements.

Under Article 6.15 of Act 57-2014, the Energy Bureau **GRANTS** confidential designation and treatment to the documents identified in Table 1 herein.

IV. Conclusion

After reviewing Ligueto's November 19 Response, the Energy Bureau **DETERMINES** that the Application meets the requirements listed in Regulation 8701 and addresses all elements identified in the November 4 Resolution:

1. Ligueto has clarified that it has no affiliates, subsidiaries, or parent companies that are electric service companies providing services in Puerto Rico, satisfying Section 2.02(A)(1).
2. Ligueto has complied with Section 2.02(E) of Regulation 8701 by submitting the complete, redacted Operational Report to CEPPPO for their review and comments.
3. Ligueto has submitted evidence demonstrating that proper payment has been made under Section 3.07.
4. Ligueto has submitted a compliant confidentiality request that meets all requirements of the August 31 Resolution.

Considering the above, the Energy Bureau **CERTIFIES** Ligueto Operating PR SA LLC as an Electric Service Company.

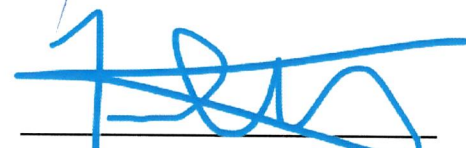
Be notified and published.




Edison Avilés Deliz
Chairman



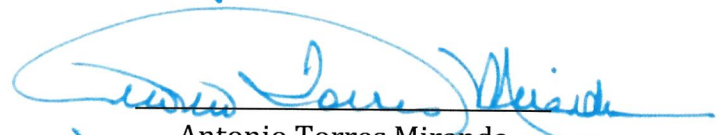
Lillian Mateo Santos
Associate Commissioner



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 December 19, 2024. I also certify that on December 19, 2024 a copy of this Resolution was notified by electronic mail to apc@mcvpr.com; derek.heckendorn@palmetto.com. I also certify that on December 19, 2024, I have proceeded with the filing of the Resolution issued by the Puerto Rico Energy Bureau.

I sign this in San Juan, Puerto Rico, on December 19, 2024.



Sonia Seda Gaztambide
Clerk

