

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

NEPR

Received:

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IN RE: REQUEST FOR CERTIFICATION
OF SUNRUN, INC.

CASE NO.: NEPR-CT-2019-0002

SUBJECT: 2025 Operational Report

**MOTION TO REQUEST CONFIDENTIAL TREATMENT OF
2025 OPERATIONAL REPORT**

TO THE HONORABLE ENERGY BUREAU:

COMES NOW, Sunrun Inc. ("Sunrun"), represented by the undersigned legal counsel, and respectfully submits the following:

1. Pursuant to Section 2.02 of the *Amendment to Regulation No. 8618 on Certification, Annual Fees, and Operational Plans for Electric Service Companies in Puerto Rico*, Regulation 8701, dated February 17, 2016, as amended ("Regulation 8701"), electric service companies are required to file annual operational reports containing certain prescribed information. In particular, companies that provide distributed generation services must include details on the projection of the energy demand it intends to meet, the rates and charges applied to their customers, initiatives aimed at educating clients and encouraging efficient energy consumption, projected capital investments, and information regarding any entities contracted to operate their systems.

2. Moreover, on February 12, 2019, the Energy Bureau issued an Order (the "2019 Order") requiring additional information that electric service companies must include in their operational reports, namely: total and net generation produced by a system during the period prior to filing the operational report, times of operation and capacity factor for the period prior to the filing of the

operational report, and information on scheduled and unscheduled outages occurred during the period prior to the filing of the operational report.

3. Sunrun hereby complies with Section 2.02 of Regulation 8701 and the 2019 Order by submitting its operational report and corresponding annex for the fiscal year 2024 (**Attachment 1**).

4. Furthermore, pursuant to Section 2.03 of Regulation 8701, companies that provide distributed generation services shall pay the Energy Bureau an eight-hundred-dollar (\$800.00) fee upon submission of the Operational Report.

5. Sunrun hereby complies with Section 2.03 of Regulation 8701 and submits evidence of payment in the amount of \$800 for the corresponding filing fee (**Attachment 2**).

6. Sunrun requests that confidential treatment be afforded to this motion and its corresponding attachments. Section 6.15 of Act No. 57 of May 17, 2014, as amended, 22 L.P.R.A. § 1054n, provides:

If any person who is required to submit information to the Energy [Bureau] believes that the information to be submitted has any confidentiality privilege, such person may request the [Bureau] to treat such information as such, subject to the following:

(a) If the Energy [Bureau], after the appropriate evaluation, believes such information should be protected, it shall grant such protection in a manner that least affects the public interest, transparency, and the rights of the parties involved in the administrative procedure in which the allegedly confidential document is submitted.

(b) To such purposes, the Energy [Bureau] shall provide access to the document or the privileged portion of the document only to the lawyers and external consultants involved in the administrative process after the execution of a confidentiality agreement.

(c) The Energy [Bureau] shall keep the documents submitted for its consideration out of public reach only in exceptional cases. In these cases, the information shall be duly safeguarded and delivered exclusively to the personnel of the Energy [Bureau] who needs to know such information under nondisclosure agreements. However, the Energy [Bureau] shall direct that a non-confidential copy be furnished for public review.

(d) The Energy [Bureau] shall swiftly act on any privilege and confidentiality claim made by a person subject to its jurisdiction by means of a resolution to such purposes before any allegedly confidential information is disclosed.

7. In turn, Section 1.15 of Regulation 8701 provides that when a person who is required to submit information to the Energy Bureau considers such information to be privileged or confidential, the person shall identify the information it deems privileged or confidential, request the Energy Bureau to protect such information, and present arguments supporting the privilege or confidentiality claim. The Energy Bureau shall evaluate the petition and, if it concludes the information merits protection, it shall proceed pursuant to Section 6.15 of Act No. 57.

8. Concomitantly, the Energy Bureau's Policy on Confidential Information details the procedures a party should follow to request that a document or portion thereof be afforded confidential treatment. In essence, the referenced Policy requires identifying confidential information and filing a memorandum of law explaining the legal basis and support for a request to file information confidentially. See CEPR-MI-2016-0009, Section A, as amended by the Resolution of September 21, 2016, CEPR-MI-2016-0009. The memorandum should also include a table that identifies the confidential information, a summary of the legal basis for the confidential designation, and why each claim or designation conforms to the applicable legal basis of confidentiality. *Id.* at ¶ 3. The party seeking confidential treatment of information filed with the

Energy Bureau must also file both “redacted” or “public version” and an “unredacted” or “confidential” version of the document that contains confidential information. *Id.* at ¶ 6.

9. Sunrun respectfully requests that all the information contained in this motion and the documents attached hereto be kept confidential in accordance with Section 1.15 of Regulation 8701 and Section 6.15 of Act No. 57. These documents have sensitive information, otherwise not available to the public, which Sunrun prefers not to disclose, that could place Sunrun at a competitive disadvantage with respect to other market participants and cause it economic harm. In compliance with the Energy Bureau’s Policy on Management of Confidential Information, CEPR-MI-2016-0009, below is a table summarizing the hallmarks of this request for confidential treatment.

Document Name	Pages in which Confidential Information is Found	Date Filed	Summary of Legal Basis for Confidentiality Protection	Discussion
Operational Report Form NEPR-B05 and Operational Report Annex (Attachment 1)	All pages for Attachment 1	3/28/25	<ul style="list-style-type: none">• Act No. 57-2014, § 6.15• Regulation 8701, § 1.15	<p>This document contains sensitive information which should not be available to the public. The disclosure of this information would place Sunrun at a competitive disadvantage with respect to other market participants and cause it economic harm.</p> <p>Sunrun’s information on the projection of the energy demand it intends to meet; information on the charges and rates it charges customers and</p>

Document Name	Pages in which Confidential Information is Found	Date Filed	Summary of Legal Basis for Confidentiality Protection	Discussion
				<p>company efforts to orient clients and promote efficient electric energy consumption; information on its projected capital investments; and information on entities it hires to operate its systems if such is the case if confidential, of sensitive nature, and not available to the public.</p> <p>Further, any information or circumstances regarding Sunrun's total and net generation data, regarding times of operation and capacity factor and regarding outages is also of sensitive nature or immaterial. Were such information be made public, specifically to industry competitors, Sunrun would suffer economic harm, as knowledge of Sunrun's business dealings, the prices it charges its customers, the investments it intends to make, its business projections, the identity of its industry partners, as well as technical and operational data on generation and the like</p>

Document Name	Pages in which Confidential Information is Found	Date Filed	Summary of Legal Basis for Confidentiality Protection	Discussion
				would put Sunrun in a position of disadvantage.
Operational Report Fee Payment (Attachment 2)	All pages for Attachment 2	3/28/25	<ul style="list-style-type: none"> Act No. 57-2014, § 6.15 Regulation 8701, § 1.15 	This document contains sensitive financial information which is not available to the general public and whose disclosure would cause economic harm.

10. Sunrun respectfully requests that the Energy Bureau only grant access to the information contained in the document attached hereto to internal Energy Bureau personnel, counsel, and consultants subject to the execution of a confidentiality agreement.

WHEREFORE, Sunrun Inc. respectfully requests that the Honorable Energy Bureau take notice of Sunrun's submission of its operational report for fiscal year 2024 and afford confidential treatment to this motion and its corresponding attachments.

Respectfully submitted, on this the March 28, 2025.

McCONNELL VALDÉS LLC

Counsel for Sunrun Inc.

PO Box 364225

San Juan, Puerto Rico 00936-4225

270 Muñoz Rivera Avenue

San Juan, Puerto Rico 00918

www.mcvpr.com



André J. Palerm Colón

PR Supreme Court ID No. 21,196

(787) 250-5636

apc@mcvpr.com

ATTACHMENT 1



GOVERNMENT OF PUERTO RICO

Public Service Regulatory Board

Puerto Rico Energy Bureau

FORM

OPERATIONAL REPORT ELECTRIC POWER COMPANIES

☒ New Report: Year _____

☐ Report Update: Year _____

Instructions:

- When filling out this Form, examine the provisions of Section 2.02 of Regulation No. 8701 and be sure to provide all the required information.
- Indicate N/A where the information is not applicable.
- Use Complementary Sheet (NEPR-Z01) if additional space is required.
- Include the required documents according to the Regulation No. 8701, enumerated in the Annexes section.
- When submitting this Form, be sure to include the evidence of payment of the corresponding filing fee.

A. Electric Power Company General Information

1. Company Name: Sunrun Inc. (NEPR-CT-2019-0002)

☐ Fossil fuel or renewable energy generation with aggregated capacity of one hundred (100) MW or less

☐ Fossil fuel or renewable energy generation with aggregated capacity of more than one hundred (100) MW

2. Type of Electric Service:

☒ Distributed Generators with aggregated capacity of one (1) MW or more

☐ Energy Storage

☐ Energy Resale

☐ Electric Power Billing

☐ Wheeling

B. Operational Report General Information

☒ This report **has been referred to** the Energy Public Policy Program of the Department of Economic Development and Commerce for review and comments prior to its filing before the Energy Bureau.

☐ This report **has not been referred to** the Energy Public Policy Program of the Department of Economic Development and Commerce for review and comments prior to its filing before the Energy Bureau. (Explain the reasons why it was not referred to the EPPP.)



Edificio World Plaza, 268 Ave. Muñoz Rivera, Suite 202 (Nivel Plaza), Hato Rey P.R. 00918

Tel. 787.523.6262 • www.energia.pr.gov

NEPR- B03 (Rev. February 2019) "Operational Report of Electric Power Companies"

Reference: Amendment to Regulation No. 8618, on Certification, Annual Fees, and Operational Plans for Electric Power Companies in Puerto Rico.

Annexes: (Mark the documents that are included with the Operational Report Form)

- Distributed Generators with aggregated capacity of one (1) MW or more, and fossil fuel or renewable energy generation with aggregated capacity of one hundred (100) MW or less:
 - ☒ Projection of the percent of the total demand that it intends to meet in Puerto Rico (Section 2.02 (A)(1)(a)).
 - ☒ Information regarding charges and rates, and the company efforts to orient clients and promote efficient electric energy consumption (Section 2.02 (A)(1)(b)).
 - ☒ Projection of capital investments for the next year after the submission of the Report (Section 2.02 (A)(1)(c)).
 - ☒ Contact information and credentials of the entity to be hired in case that the system operation is contracted (Section 2.02 (A)(1)(d)).
- Report on generation of energy:
 - ☒ Total Generation, in MWh, produced by the generation system during the period prior to the submission of the Operational Report.
 - ☒ Net Generation (Total Generation – Consumption), in MWh, produced by the generation system during the period prior to the submission of the Operational Report.
- Report on the availability of the power generation system:
 - ☒ Schedule of operation during the period prior to the submission of the Operational Report.
 - ☒ Capacity Factor the period prior to the submission of the Operational Report.
- Report on outages of the power generation system:
 - ☒ Scheduled Outages: should specify the date, hour, duration and purpose of the outages that have occurred on the company's electric equipment, during the period prior to the submission of the Operational Report.
 - ☒ Non-scheduled Outages: should specify the date, hour, duration and purpose of the outages that have occurred on the company's electric equipment, during the period prior to the submission of the Operational Report.
- Fossil fuel or renewable energy generation with aggregated capacity of more than one hundred (100) MW:
 - ☐ Information required in Section 2.02 (A)(2)(a).
 - ☐ Operational budget for the current fiscal year (Section 2.02 (A)(2)(b)).
 - ☐ Reports of the changes the company foresees, plans for, or envisages in its operational budget for the following three (3) years (Section 2.02 (A)(2)(c)).
 - ☐ Studies regarding the cost of electric services the company provides (Section 2.02 (A)(2)(d)).
 - ☐ Studies and reports about the average frequency (hertz) of the electric power system during the three (3) fiscal years prior to the submission of the Report (Section 2.02 (A)(2)(e)).
 - ☐ Reports regarding operation and maintenance during the three (3) fiscal years prior to the submission of the Report (Section 2.02 (A)(2)(f)).
 - ☐ Reports about the electric power outages, scheduled and non-scheduled that have occurred during the three (3) fiscal years prior to the submission of the Report (Section 2.02 (A)(2)(g)).
 - ☐ Reports regarding requests for wheeling (Section 2.02 (A)(2)(h)).
 - ☐ Contact information and credentials of the entity to be hired in case that the system operation is contracted (Section 2.02 (A)(2)(i)).
- Report on generation of energy:
 - ☐ Total Generation, in MWh, produced by the generation system during the period prior to the submission of the Operational Report.
 - ☐ Net Generation (Total Generation – Consumption), in MWh, produced by the generation system during the period prior to the submission of the Operational Report.
- Report on the availability of the power generation system:
 - ☐ Schedule of operation during the period prior to the submission of the Operational Report.
 - ☐ Capacity Factor the period prior to the submission of the Operational Report.

▪ **Energy Storage:**

- ☐ Projection of capital investments for the next three (3) years after the submission of the Report (Section 2.02 (A)(3)(a)).
- ☐ Reports regarding improvements on the electric power system behavior (Section 2.02 (A)(3)(b)).

▪ **Electric Power Billing or Resale:**

- ☐ Description of the service and an estimate of the quantity of clients to which the service will be provided (Section 2.02 (A)(4)(a)).
- ☐ Information regarding charges and rates of the company (Section 2.02 (A)(4)(b)).
- ☐ Contact information and credentials of the entity to be hired in case that the system operation is contracted (Section 2.02 (A)(4)(c)).

▪ **Wheeling:**

- ☐ Projection of the percent of the total demand that it intends to meet in Puerto Rico (Section 2.02 (A)(5)(a)).
- ☐ Projection of capital investments for the next three (3) years after the submission of the Report (Section 2.02 (A)(5)(b)).
- ☐ Reports regarding requests for energy transmission or wheeling (Section 2.02 (A)(5)(c)).

☐ Complementary Sheet (NEPR-Z01).

☒ Other: Operational Report Annex

I certify that the presented information on this form is correct and complete.

██████████

Deputy General Counsel

████████████████████

3/27/2025

Name of Designated Contact

Position

Signature

Date

CONFIDENTIAL TREATMENT REQUESTED

Requirement: Sec. 2.02(A)(1)(a) of Regulation 8701

Projection of the percent of total demand intended to meet in Puerto Rico.

[REDACTED]

[REDACTED]

Requirement: Sec. 2.02(A)(1)(b) of Regulation 8701

Information regarding the charges and rates, and company efforts to guide clients and promote efficient electric energy consumption.

Response: [REDACTED]

[REDACTED]

Requirement: Sec. 2.02(A)(1)(c) of Regulation 8701

Projection of capital investments for the next year after submission of operational report.

Response: [REDACTED]

CONFIDENTIAL TREATMENT REQUESTED

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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CONFIDENTIAL TREATMENT REQUESTED

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Requirement: Resolution and Order dated February 12, 2019 (CEPR-MI-2015-0006)

Total generation, in MWh, produced by the system during the period prior to the filing of the operational report.

Response: [REDACTED]

Requirement: Resolution and Order dated February 12, 2019 (CEPR-MI-2015-0006)

Net Generation (total generation minus consumption), in MWh, produced by the system during the period prior to the filing of the operational report.

Response: [REDACTED]
[REDACTED]
[REDACTED]

Requirement: Resolution and Order dated February 12, 2019 (CEPR-MI-2015-0006)

Hours of operation during the period prior to the filing of the operational report.

Response: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Requirement: Resolution and Order dated February 12, 2019 (CEPR-MI-2015-0006)

Capacity factor during the period prior to the filing of the operational report.

CONFIDENTIAL TREATMENT REQUESTED

Response: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Requirement: Resolution and Order dated February 12, 2019 (CEPR-MI-2015-0006)

Scheduled interruption (specifying date, time, duration, and purpose of interruptions of electrical equipment of the company) during the period prior to the filing of the operational report.

Response: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

Requirement: Resolution and Order dated February 12, 2019 (CEPR-MI-2015-0006)

Non-Scheduled interruptions (specifying date, time, duration, and purpose of interruptions of electrical equipment of the company) during the period prior to the filing of the operational report.

Response: [REDACTED]
[REDACTED]
[REDACTED]
[REDACTED]

ATTACHMENT 2

