

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

IN RE: REQUEST FOR CERTIFICATION
ORIANA ENERGY, LLC

CASE NO.: CEPR-CT-2016-0019

SUBJECT: Updated Personal Information, Operational Report, Gross Revenue Report, Financial Statements, and filing fee payment evidence.

RESOLUTION AND ORDER

I. Introduction

On February 28, 2025, Oriana Energy LLC ("ORIANA") filed¹ before the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") ("February 28 Motion") the following forms and documents required by Regulation 8701²:

1. *Personal Information Electric Power Companies* (Form NEPR-B01)³;
2. *Operational Report Electric Power Companies* (Form NEPR-B03)⁴;
3. *Gross Revenue and Financial Statements Electric Power Companies* (Form NEPR-B05); and
4. Evidence of electronically transferring eight hundred- fifty dollars (\$850), corresponding to the payment of the regulatory fees under Regulation 8701⁵, for the Updated Personal Information and the Operational Report.

On March 5, 2025, ORIANA filed a document titled *Oriana Energy LLC, Financial Statements Report, December 31, 2024, and 2023*, submitting its annual financial statements as required by Regulation 8701, Section 4.02.

II. Applicable Law and Analysis

Act 57-2014⁶ requires that every Electric Service Company⁷ obtain a certification⁸ to provide services in Puerto Rico, besides presenting specific information under the requirements

¹ Submitted as separate filings.

² *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").

³ Removing the secondary office information.

⁴ The Report indicates that it has been referred to the Energy Public Policy Program of the Department of Economic Development and Commerce. The Report includes a Complementary Sheet (Form NEPR-Z01) with the information selected as annexes of NEPR-B03).

⁵ Section 2.03(A)(1)(a) requires fifty dollars (\$50) for filing of the Update of Personal Information; and Section 2.03(A)(2)(a), requires eight hundred dollars (\$800) for the filing of the Operational Report.

⁶ Known as the *Puerto Rico Energy Transformation and RELIEF Act*, as amended ("Act 57-2014").

⁷ See Section 1.3(l) of Act 57-2014.

⁸ See Section 6.13 of Act 57-2014 and See also Section 1.3(h) of Act 57-2014



established by the Energy Bureau. Regulation 8701 establishes the requirements that any electric service company must comply to provide electric services in Puerto Rico.

A. Personal Information Electric Power Companies (Form NEPR-B01)

Section 2.01 of Regulation 8701 requires all electric service companies to submit certain information and certificates with its Request for Certification⁹. The Form established by the Energy Bureau for this information is the *Personal Information Electric Services Companies* (Form NEPR-B01) and an amended version must be filed when there are changes to the information previously submitted.

The Energy Bureau **DETERMINES** ORIANA has **COMPLIED** with Section 2.01 of Regulation 8701 submitting an amended Form NEPR-B01.

B. Operational Report Electric Power Companies (Form NEPR-B03)

Section 2.02 of Regulation 8701 requires that all electric service companies must submit an Operational Report¹⁰. The form established by the Energy Bureau for this information is the *Operational Report Electric Services Companies* (Form NEPR-B03). ORIANA marked in the annexes section of Form NEPR-B03 that it was including "Contact information and credentials of the entity to be hired in case that the system operations is contracted (Section 2.02(A)(1)(d))" but such information was not included with the February 28 Motion.

The Energy Bureau **DETERMINES** ORIANA has **NOT COMPLIED** with Regulation 8701 and must submit the information requested in Section 2.02(A)(1)(d):

In cases where all or part of the system's operation is to be contracted out to another entity, the company must provide the name, contact information, and credentials of the entity to be contracted.

C. Gross Revenue and Financial Statements Electric Power Companies (Form NEPR-B05).

Section 4.02 of Regulation 8701 requires that all electric service companies must inform their Annual Gross Revenue within sixty (60) days after the end of the preceding Natural Year. The Form established by the Energy Bureau for this information is the *Gross Revenue and Financial Statements Report Electric Services Companies* (Form NEPR-B05).

The Energy Bureau **DETERMINES** ORIANA has **COMPLIED** with Section 4.02 of Regulation 8701 submitting Form NEPR-B05.

D. Financial Statements Report

Section 4.02(F) requires Electrical Services Companies with gross income that is equal to or greater than three million dollars (\$3,000,000.00) to submit before the Energy Bureau a copy of the financial statements corresponding to the Natural Year, audited by a Certified Public Accountant (CPA) authorized to practice said profession in Puerto Rico, or in any jurisdiction of the United States of America.

ORIANA filed its Financial Statements for the years 2024 and 2023 certified by an authorized CPA company.

The Energy Bureau **DETERMINES** ORIANA **COMPLIED** with the requirements of Section 4.02(F) of Regulation 8701.

⁹ The form name is *Request for Certification Electric Power Companies* (Form NEPR-B04).

¹⁰ The operational report must be filed each year or each three years according to the type of company.



E. Evidence of Filing Fee Payments

Section 2.03(A)(1)(a) of Regulation 8701 requires the payment of a filing fee of fifty dollars (\$50) for the Update of Personal Information and Section 2.03(A)(2)(a) of Regulation 8701 requires the payment of eight hundred dollars (\$800) for the filing of the Operational Report.

The Energy Bureau **DETERMINES** ORIANA **COMPLIED** with Section 2.03(A)(1)(a) and 2.03(A)(2)(a) of Regulation 8701 submitting evidence of the payment of the corresponding filing fees as indicated.


III. Conclusion

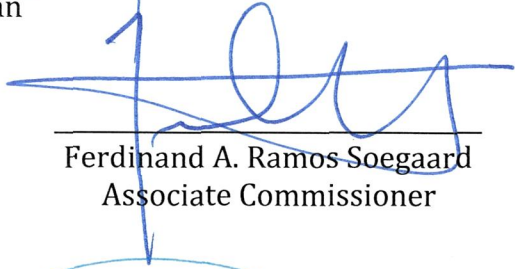
The Energy Bureau **TAKES NOTICE** of the forms and documents filed by ORIANA with the February 28 Motion and determines that it has complied with the corresponding regulatory requirements; except for the incomplete information in the Operational Report necessary for compliance with Section 2.02(A)(1)(d) of Regulation 8701.

The Energy Bureau **ORDERS** ORIANA, **within ten (10) days, from the notification date of this Resolution** to submit the information and documents required for FORM NEPR-B03, under Section 2.02(A)(1)(d), including the information and credentials of the company to be contracted for the partial or complete operation of the system.


Be it 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 agreed on April 24, 2025. Also certify that on April 24, 2025. I have proceeded with the filing of this Resolution and was notified by email to: leslie.hufstetler@infinigenrenewables.com; notices@infinigenrenewables.com; and oe@infinigenrenewables.com.

I sign this in San Juan, Puerto Rico, today, April 24, 2025.


Wanda I. Cordero Morales
Interim Clerk

