

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

**NEPR**

**Received:**

**May 9, 2025**

**4:55 PM**

**IN RE:** PUERTO RICO ELECTRIC  
POWER AUTHORITY RATE REVIEW

**CASE NO:** NEPR-AP-2023-0003

**SUBJECT:** Hearing Examiner's Request  
Re: Limited Off-Line Meetings

**LIMITED OBJECTION TO ORDER ON OFF-LINE MEETINGS**

**TO THE HONORABLE ENERGY BUREAU:**

**COMES NOW**, the Solar and Energy Storage Association of Puerto Rico ("SESA"), represented by the undersigned legal counsel, and respectfully submits the following:

On May 8, 2025, the Hearing Examiner issued an order (the "May 8 Order") titled *Hearing Examiner's Request that Participants Accommodate Limited Off-Line Meetings Between LUMA's and the Energy Bureau's Consultants*, outlining procedural parameters for off-line technical meetings between LUMA and the Energy Bureau's consultants in the context of rate design.

SESA appreciates the intent of the May 8 Order and shares the Hearing Examiner's commitment to advancing this proceeding in an efficient and informed manner, particularly in light of its tight procedural schedule. We recognize that limited, off-line technical exchanges between the Energy Bureau's consultants and LUMA may help clarify data availability, assess feasibility, and support the development of viable rate design alternatives.

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SESA does not object to the use of informal technical discussions and supports efforts to streamline the development of rate design alternatives. However, in the interest of safeguarding fairness, transparency, and procedural clarity, we respectfully submit the following modest clarifications for consideration:

1. *Clarification of Scope and Participants:* As currently drafted, the May 8 Order does not clearly indicate whether the subject-matter limitations on informal meetings apply to both sets of consultants or solely to the Energy Bureau's consultants. SESA respectfully recommends that the scope of the Order be explicitly clarified to ensure that the same subject-matter limitations (data availability, analytical feasibility, etc.) apply equally to all participants in the off-line discussions, including LUMA's representatives and consultants. This clarification would promote balance and ensure consistent parameters for all communications.
2. *Oversight of Documented Exchanges:* While the requirement for LUMA to file summaries and materials within 24 hours of each substantive exchange is welcome and appropriate, SESA respectfully recommends that the Energy Bureau's consultants be expressly required to review such filings for completeness and accuracy. Should any discrepancies, omissions or observations arise, they should be required to promptly notify the Hearing Examiner, who would then issue any necessary corrections or direct LUMA to supplement the record.

WHEREFORE, SESA respectfully requests that the May 8 Order be amended or clarified to reflect the above recommendations. We thank the Hearing Examiner for the

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opportunity to participate meaningfully in this critical phase of the proceeding and reaffirm our commitment to constructive and substantive engagement throughout.

Respectfully submitted, on May 9, 2025, in San Juan, Puerto Rico.

**WE HEREBY CERTIFY** that this motion was filed using the Energy Bureau's electronic filing system and that electronic copies of this motion will be notified to the Hearing Examiner. Scott Hempling, via [hempling@scotthemplinglaw.com](mailto:hempling@scotthemplinglaw.com); and to the attorneys of the parties of record. To wit, to the Puerto Rico Electric Power Authority through Mirelis Valle-Cancel, [mvalle@gmlex.net](mailto:mvalle@gmlex.net); Juan González, [jgonzalez@gmlex.net](mailto:jgonzalez@gmlex.net); and Alexis G. Rivera Medina, [arivera@gmlex.net](mailto:arivera@gmlex.net); and to Genera PR, LLC, through Jorge Fernández-Reboredo, [jfr@sbgblaw.com](mailto:jfr@sbgblaw.com); [regulatory@genera-pr.com](mailto:regulatory@genera-pr.com); and [legal@genera-pr.com](mailto:legal@genera-pr.com).

A courtesy copy of this motion will also be notified to the following:

[arivera@gmlex.net](mailto:arivera@gmlex.net); [jmartinez@gmlex.net](mailto:jmartinez@gmlex.net); [Yahaira.delarosa@us.dlapiper.com](mailto:Yahaira.delarosa@us.dlapiper.com);  
[margarita.mercado@us.dlapiper.com](mailto:margarita.mercado@us.dlapiper.com); [carolyn.clarkin@us.dlapiper.com](mailto:carolyn.clarkin@us.dlapiper.com);  
[andrea.chambers@us.dlapiper.com](mailto:andrea.chambers@us.dlapiper.com); [gcastrodad@sbgblaw.com](mailto:gcastrodad@sbgblaw.com);  
[jennalvarez@sbgblaw.com](mailto:jennalvarez@sbgblaw.com); [hrivera@jrsp.pr.gov](mailto:hrivera@jrsp.pr.gov); [contratistas@jrsp.pr.gov](mailto:contratistas@jrsp.pr.gov);  
[victorluisgonzalez@yahoo.com](mailto:victorluisgonzalez@yahoo.com); [nancy@emmanuelli.law](mailto:nancy@emmanuelli.law);  
[jrinconlopez@guidehouse.com](mailto:jrinconlopez@guidehouse.com); [Josh.Llamas@fticonsulting.com](mailto:Josh.Llamas@fticonsulting.com);  
[Anu.Sen@fticonsulting.com](mailto:Anu.Sen@fticonsulting.com); [Ellen.Smith@fticonsulting.com](mailto:Ellen.Smith@fticonsulting.com); [Intisarul.Islam@weil.com](mailto:Intisarul.Islam@weil.com);  
[kara.smith@weil.com](mailto:kara.smith@weil.com); [rafael.ortiz.mendoza@gmail.com](mailto:rafael.ortiz.mendoza@gmail.com); [rolando@emmanuelli.law](mailto:rolando@emmanuelli.law);  
[jan.albinolopez@us.dlapiper.com](mailto:jan.albinolopez@us.dlapiper.com); [Rachel.Albanese@us.dlapiper.com](mailto:Rachel.Albanese@us.dlapiper.com);

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[varoon.sachdev@whitecase.com](mailto:varoon.sachdev@whitecase.com); [epo@amgprlaw.com](mailto:epo@amgprlaw.com); [loliver@amgprlaw.com](mailto:loliver@amgprlaw.com);  
[acasellas@amgprlaw.com](mailto:acasellas@amgprlaw.com); [matt.barr@weil.com](mailto:matt.barr@weil.com); [Robert.berezin@weil.com](mailto:Robert.berezin@weil.com);  
[Gabriel.morgan@weil.com](mailto:Gabriel.morgan@weil.com); [corey.brady@weil.com](mailto:corey.brady@weil.com); [lramos@ramoscruzlegal.com](mailto:lramos@ramoscruzlegal.com);  
[tlauria@whitecase.com](mailto:tlauria@whitecase.com); [gkurtz@whitecase.com](mailto:gkurtz@whitecase.com); [ccolumbres@whitecase.com](mailto:ccolumbres@whitecase.com);  
[isaac.glassman@whitecase.com](mailto:isaac.glassman@whitecase.com); [tmacwright@whitecase.com](mailto:tmacwright@whitecase.com);  
[jcunningham@whitecase.com](mailto:jcunningham@whitecase.com); [mshepherd@whitecase.com](mailto:mshepherd@whitecase.com);  
[jgreen@whitecase.com](mailto:jgreen@whitecase.com); [hburgos@cabprlaw.com](mailto:hburgos@cabprlaw.com); [dperez@cabprlaw.com](mailto:dperez@cabprlaw.com);  
[howard.hawkins@cwt.com](mailto:howard.hawkins@cwt.com); [mark.ellenberg@cwt.com](mailto:mark.ellenberg@cwt.com); [casey.servais@cwt.com](mailto:casey.servais@cwt.com);  
[bill.natbony@cwt.com](mailto:bill.natbony@cwt.com); [thomas.curtin@cwt.com](mailto:thomas.curtin@cwt.com); [escalera@reichardescalera.com](mailto:escalera@reichardescalera.com);  
[riverac@reichardescalera.com](mailto:riverac@reichardescalera.com); [susheelkirpalani@quinnemanuel.com](mailto:susheelkirpalani@quinnemanuel.com);  
[erickay@quinnemanuel.com](mailto:erickay@quinnemanuel.com); [dmonserrate@msglawpr.com](mailto:dmonserrate@msglawpr.com); [fgierbolini@msglawpr.com](mailto:fgierbolini@msglawpr.com);  
[rschell@msglawpr.com](mailto:rschell@msglawpr.com); [eric.brunstad@dechert.com](mailto:eric.brunstad@dechert.com); [Stephen.zide@dechert.com](mailto:Stephen.zide@dechert.com);  
[David.herman@dechert.com](mailto:David.herman@dechert.com); [Julia@londoneconomics.com](mailto:Julia@londoneconomics.com);  
[Brian@londoneconomics.com](mailto:Brian@londoneconomics.com); [luke@londoneconomics.com](mailto:luke@londoneconomics.com);  
[juan@londoneconomics.com](mailto:juan@londoneconomics.com); [mmcgill@gibsondunn.com](mailto:mmcgill@gibsondunn.com); [LShelfer@gibsondunn.com](mailto:LShelfer@gibsondunn.com);  
[scasillas@cstlawpr.com](mailto:scasillas@cstlawpr.com); [jnieves@cstlawpr.com](mailto:jnieves@cstlawpr.com); [arrivera@nuenergypr.com](mailto:arrivera@nuenergypr.com);  
[rsmithla@aol.com](mailto:rsmithla@aol.com); [guy@maxetaenergy.com](mailto:guy@maxetaenergy.com); [jorge@maxetaenergy.com](mailto:jorge@maxetaenergy.com);  
[rafael@maxetaenergy.com](mailto:rafael@maxetaenergy.com); [dawn.bisdorf@gmail.com](mailto:dawn.bisdorf@gmail.com); [msdady@gmail.com](mailto:msdady@gmail.com);  
[mcranston29@gmail.com](mailto:mcranston29@gmail.com); [ahopkins@synapse-energy.com](mailto:ahopkins@synapse-energy.com); [clane@synapse-energy.com](mailto:clane@synapse-energy.com);  
[kbailey@acciongroup.com](mailto:kbailey@acciongroup.com); [hjudd@acciongroup.com](mailto:hjudd@acciongroup.com);  
[zachary.ming@ethree.com](mailto:zachary.ming@ethree.com); [PREBconsultants@acciongroup.com](mailto:PREBconsultants@acciongroup.com);  
[carl.pechman@keylogic.com](mailto:carl.pechman@keylogic.com); [bernard.neenan@keylogic.com](mailto:bernard.neenan@keylogic.com); [smithla@aol.com](mailto:smithla@aol.com);  
[guy@maxetaenergy.com](mailto:guy@maxetaenergy.com); [jorge@maxetaenergy.com](mailto:jorge@maxetaenergy.com); [rafael@maxetaenergy.com](mailto:rafael@maxetaenergy.com);

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**Page 5**

[dawn.bisdorf@gmail.com](mailto:dawn.bisdorf@gmail.com);      [msdady@gmail.com](mailto:msdady@gmail.com);      [mcranston29@gmail.com](mailto:mcranston29@gmail.com);  
[ahopkins@synapse-energy.com](mailto:ahopkins@synapse-energy.com);      [clane@synapse-energy.com](mailto:clane@synapse-energy.com);  
[kbailey@acciongroup.com](mailto:kbailey@acciongroup.com);      [hjudd@acciongroup.com](mailto:hjudd@acciongroup.com);      [zachary.ming@ethree.com](mailto:zachary.ming@ethree.com);  
[PREBconsultants@acciongroup.com](mailto:PREBconsultants@acciongroup.com);      [carl.pechman@keylogic.com](mailto:carl.pechman@keylogic.com);  
[bernard.neenan@keylogic.com](mailto:bernard.neenan@keylogic.com)

**McCONNELL VALDÉS LLC**

*Counsel for the Solar and Energy Storage  
Association of Puerto Rico*

PO Box 364225

San Juan, Puerto Rico 00936-4225

270 Muñoz Rivera Avenue

San Juan, Puerto Rico 00918

[www.mcvpr.com](http://www.mcvpr.com)

*s/Carlos J. Fernández Lugo*

Carlos J. Fernández Lugo

PR Supreme Court ID No.11033

[cfl@mcvpr.com](mailto:cfl@mcvpr.com)

(787) 250-5669

*s/André J. Palerm Colón*

André J. Palerm Colón

PR Supreme Court ID No. 21196

[apc@mcvpr.com](mailto:apc@mcvpr.com)

(787) 250-5636