

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

IN RE: REQUEST FOR CERTIFICATION SOL
ECOLUTION PUERTO RICO LLC

CASE NO.: NEPR-CT-2024-0013

SUBJECT: Request for Certification as an
Electric Service Company.

RESOLUTION AND ORDER

I. Introduction

On March 18, 2025, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issued a Resolution and Order ("March 18 Resolution"), regarding the request for certification as an electric service company filed by Sol Ecolution Puerto Rico LLC ("Sol Ecolution"), in which it granted Sol Ecolution thirty (30) days to:

1. Submit copies of any permits, authorizations, and/or endorsements related to the system issued in favor of Sol Ecolution Puerto.
2. Provide clarification about the statement regarding uninterruptible service in the operational report.
3. Describe if/how is Sol Ecolution billing customers associated with the installations in Appendix B of the Certification Request.

In response to the March 18 Resolution, on March 21, 2025, Sol Ecolution filed a document titled *Motion to Submit Additional Information and Documents Requested for Certification* ("March 21 Motion"), through which it submitted the following documents:

1. **Exhibit 1** – Permits, authorizations, and/or endorsements related to the system.

Sol Ecolution explains that its total energy production is generated at renewable energy solar systems installed in thirty-two (32) gasoline service stations. Notwithstanding, the documents included are only for nine (9) of these consumers¹. The documents include the following Puerto Rico Energy Power Authority ("PREPA") forms²:

- a. *Insurance Requirement Waiver Agreement (Corporations).*
- b. *Application for Evaluation of Generator Interconnection with the Electric Distribution System.*
- c. *Agreement to Interconnect Generators with PREPA's Electric Distribution System and Participate in Net Metering Programs (Individuals).*
- d. *Agreement to Interconnect Generators with PREPA's Electric Distribution System and Participate in Net Metering Programs (Corporations).*

2. **Exhibit 2** – Clarification about the statement regarding uninterruptible service in the Operational Report.

Sol Ecolution reports that its systems don't include energy storage, and they only provide energy during the hours of solar irradiance.

¹ See Annex 1 of this Resolution for a list of the documents and corresponding page numbers.

² Unofficial translation.



3. **Exhibit 3** – Description of how Sol Ecolution bills its customers for the energy produced.

Sol Ecolution explains its billing procedure in the following way:

“[Sol Ecolution] bills its customers for the electricity produced by the solar system in accordance with an agreed upon rate multiplied by the exact kWh generated by the system at its deliver/ point, (net of losses before the POI). Customers pay for the electricity produced by the system monthly in arrears. Immediately after the end of each calendar month, but no later than fifteen (15) business days after the end of each calendar month, [Sol Ecolution] provides customers with an invoice stating the amount of electricity produced by the System in that month, the applicable rate, and the total amount due.”

On April 22, 2025, Sol Ecolution filed a document titled *Motion to Submit Additional Information and Documents Requested for Certification* (“April 22 Motion”), whereby it submitted an amended Form NEPR-B03 and requested the certification as an electric service company. The amendments modify Part A(2), of the mentioned form, which relates to “Type of Electric Service” and are as follows: (i) changing the option from “Fossil fuel or renewable energy generation with aggregated capacity of one hundred (100) MW or less” to “Distributed Generators with aggregated capacity of one (1) MW or more” and (ii) removing the service of “Electric Power Billing”.

II. Applicable Law and Analysis

A. Request for Certification – Submitted on December 27, 2024

Act 57-2014³ requires all electric service companies⁴ to obtain a certification⁵ and to file certain information under the terms established by the Energy Bureau. Regulation 8701 establishes the requirements that any electric service company must comply to provide electric services in Puerto Rico. Section 2.01 of Regulation 8701 related to Personal Information⁶, Section 3.03 of Regulation 8701⁷ related to Request of Certification⁸, Section 2.02 and Section 3.03(A)(6) of Regulation 8701 related to Operational Report⁹, describes the information and documents that every electric service company requesting to provide energy services in Puerto Rico must submit with its Request for Certification.

³ Known as the *Puerto Rico Energy Transformation and RELIEF Act*, as amended (“Act 57-2014”).

⁴ Section 1.3(l) of Act 57-2014 defines the term “Electric Power Company” or “Electric Power Service Company” 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.”

⁵ 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.”

⁶ The form established by the Energy Bureau for this requirement is *Personal Information Electric Power Companies* (Form NEPR-B01).

⁷ Amendment to Regulation No. 8618, on Certifications, Annual Fees and Operational Plans of Electric Service Providers in Puerto Rico, February 17, 2016, as amended by Regulation No. 9182 (“Regulation 8701”), Amendment to Regulation No. 8701, on Certifications, Annual Fees and Operational Plans of Electric Service Providers in Puerto Rico, June 24, 2020 (“Regulation 9182”).

⁸ The form established by the Energy Bureau for this requirement is *Request for Certification Electric Power Companies* (Form NEPR-B04).

⁹ The form established by the Energy Bureau for this requirement is *Operational Report Electric Power Companies* (Form NEPR-B03).



After evaluating Sol Ecolution's Request for Certification, along with the additional documentation, as enumerated in Part I of this Resolution and Order, the Energy Bureau **DETERMINES** that Sol Ecolution complies with the applicable regulatory criteria to be certified as an electric service company.
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B. March 18 Resolution Requests

1. March 18 Resolution First Request - Submit copies of any permits, authorizations, and/or endorsements related to the system issued in favor of Sol Ecolution Puerto Rico LLC.

Section 3.03(A)(5) of Regulation 8701¹⁰ requires "copy of the permits, authorizations, and federal, state, and municipal endorsements the company has obtained in order to operate and do business in Puerto Rico and provide electric power service in Puerto Rico".

Sol Ecolution submitted the documentation for nine (9) of its thirty-two (32) installations on two separate occasions. The first time on December 27, 2024, with its *Request of Certification Electric Power Companies* (NEPR-B04) and the second time with the March 21 Motion. The Energy Bureau **CLARIFIES** that it is not necessary to submit such documents per installation. Sol Ecolution has the obligation to keep the Energy Bureau informed of the total number of installations and their respective locational information and generation capacity, as well as the total aggregated generation capacity that Sol Ecolution owns and/or is operating.

The Energy Bureau **DETERMINES** that Sol Ecolution **COMPLIED** with this portion of the March 18 Resolution.).

2. March 18 Resolution Second Request - Provide clarification about the statement regarding uninterruptible service in the operational report.

In Exhibit 2 of the March 21 Motion, Sol Ecolution clarified that the 24-hour, 365 days a year operation refers to its monitoring services.

The Energy Bureau **DETERMINES** that Sol Ecolution **COMPLIED** with this portion of the March 18 Resolution.

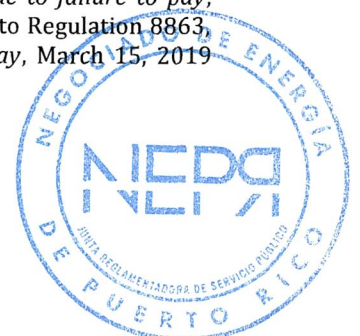
3. March 18 Resolution Third Request - Describe if/how is Sol Ecolution billing customers associated with the installations in Appendix B of the Certification Request.

In Exhibit 3 of the March 21 Motion, Sol Ecolution explained the procedure it uses to bill its clients monthly. Nevertheless, Regulation 8863¹¹ requires that electric power companies establish billing policies including an informal procedure for objecting to electric bills and the procedure for suspension of service.

Article 3 of Regulation 8863 about "Specific Billing Policies for Electric Service Companies" establishes in Section 3.01 and 3.02 the format and contents of electric bills that electric service companies must submit for the approval by the Energy Bureau. Article 2 of Regulation 8863 ("General Provisions Regarding the Informal Administrative Procedure for Objecting to Electric Bills") establishes in Section 2.01 and 2.02 the contents and publication of this procedure for client's access.

¹⁰ Amendment to Regulation No. 8618, on Certifications, Annual Fees and Operational Plans of Electric Service Providers in Puerto Rico, February 17, 2016, as amended by Regulation No. 9182 ("Regulation 8701"), Amendment to Regulation No. 8701, on Certifications, Annual Fees and Operational Plans of Electric Service Providers in Puerto Rico, June 24, 2020 ("Regulation 9182").

¹¹ Regulation 8863 on the procedure for bill review and suspension of electric service due to failure to pay, December 1, 2016 ("Regulation 8863"), as amended by Regulation 9076, Amendment to Regulation 8863, on the procedure for bill review and suspension of electric service due to failure to pay, March 15, 2019 ("Regulation 9076").



The Energy Bureau **DETERMINES** that Sol Ecolution **DID NOT COMPLY** with this portion of the March 18 Resolution. Sol Ecolution needs to meet all the requirements set forth in Regulation 8863. As such, Sol Ecolution **SHALL SUBMIT** the pertinent information and documents for approval by the Energy Bureau.

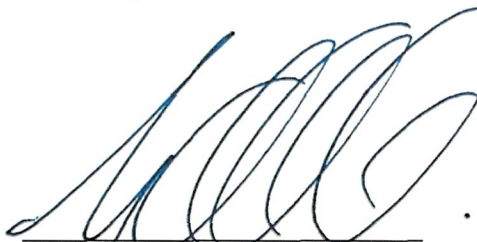
III. Conclusion

The Energy Bureau **GRANTS** Sol Ecolution Request of Certification. The Energy Bureau **ORDERS** Sol Ecolution to file within **fifteen (15) days** of the notification of this Resolution and Order, the pending information as explained in Part IIB of this Resolution and Order. Sol Ecolution shall submit, for the approval of the Energy Bureau, the requirements to comply with Regulation 8863, as specified above.

The Energy Bureau **WARNS** Sol Ecolution that, in accordance Art. 6.36 of Act 57-2014:¹²

- (i) noncompliance with this Resolution and Order, regulations and/or applicable laws may carry the imposition of fines and administrative sanctions of up to one hundred twenty-five thousand dollars (\$125,000) per day; and
- (ii) for any recurrence of non-compliance or violation, the established penalty shall increase to a fine of not less than fifteen thousand dollars (\$15,000) nor greater than two hundred fifty thousand dollars (\$250,000), at the discretion of the Energy Bureau.

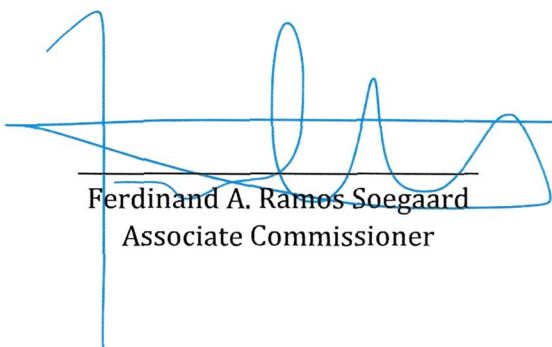
Be notified and published.



Edison Avilés Deliz
Chairman



Lillian Mateo Santos
Associate Commissioner



Ferdinand A. Ramos Soegaard
Associate Commissioner



Antonio Torres Miranda
Associate Commissioner



¹² Known as the Puerto Rico Energy Transformation and RELIEF Act, as amended ("Act 57-2014").

CERTIFICATION

I hereby certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on May 9, 2025. I also certify that on May 9, 2025, a copy of this Resolution was notified by electronic mail to info@solecolution.com; abner.hiraldo@solpetroleum.com; Nannette.berrios@solpetroleum.com, and 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 May 9, 2025.



Sonia Seda Gaztambide
Clerk

