

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

NEPR

Received:

May 30, 2025

12:00 PM

IN RE: Request for certification of EnFin,
Corp.

CASE NO.: NEPR-CT-2025-00__

SUBJECT: Request for Certification as
Electric Service Company under
Regulation 8701

INFORMATIVE MOTION

TO THE HONORABLE ENERGY BUREAU:

COMES NOW EnFin, Corp. (“EnFin”), through the undersigned counsel, and respectfully states and informs as follows:

I. Procedural Background

On March 31, 2025, EnFin filed its *Motion Requesting Certification as an Electric Service Company* (the “March 31 Request”).

On May 12, 2025, EnFin provided supplemental information this Bureau requested regarding certain provisions of Regulation 8701 (the “May 12 Addendum”).

The only remaining matter regarding EnFin’s certification is the payment of the filing fees as established in section 2.03(A)(1), 2.03(A)(2)(a), and 3.07(a) and (c) of Regulation 8701. EnFin hereby informs that the required payment was completed via ACH transfer on May 29, 2025.¹

The justification for the amount paid is detailed in the table attached as Attachment II. The calculation was made using the most conservative criteria possible **even though it may result in EnFin making an overpayment** in order to cover any lack of specificity in Regulation 8701.

For example, EnFin projects that during its first year of operations, it will reach the total installed capacity (in MW) reported in the Operational Report previously filed with

¹ Evidenced in Attachment I.

the Bureau. That total projected capacity may be subject either to power purchase agreements (PPAs) or to lease agreements. However, for the purposes of calculating the fee under section 3.07(a), EnFin assumed that all installed capacity would be under PPAs—*i.e.*, 0 MW under lease agreements. The same approach was used to calculate the variable fee under section 3.07(c).

We highlight this assumption to clarify that, by paying the amount detailed in the attachments to this motion, EnFin is not asserting that the entire projected capacity will be subject to PPAs.

II. Request for Confidential Treatment

The information herein provided in Attachments I and II contains confidential information of EnFin. Article 6.15 of Act 57-2014 provides that “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 Commission to treat such information as such.” The Bureau adopted its *Policy on Management of Confidential Information Procedures Before the [Bureau]* under Case No. CEPR-MI-2016-0009, which in its pertinent part establishes:

Any document designated by the [Bureau] as Validated Confidential Information on the grounds that it is a trade secret pursuant to Act 80-2011 may only be accessed by the Producing Party and the [Bureau], unless otherwise set forth by the [Bureau] or any competent court.

Act 80-2011, the *Industrial and Trade Secret Protection Act of Puerto Rico*, deems industrial or trade secrets as any information “(a) that has a present or a potential independent financial value or that provides a business advantage, insofar as such information is not common knowledge of readily accessible through proper means by persons who could make a monetary profit from the use or disclosure of such information, and (b) for which reasonable security measures have been taken, as circumstances dictate, to maintain its confidentiality.” 10 LPRA § 4131. Protected trade secrets include financial and commercial information, third-party proprietary data,

processes, methods, mechanisms, and others. The statute's definition of trade secret information is not limited to strict categories.

The basis for confidentiality is the same that has been raised in previous filings. More specifically, the information pertains to the projected installed capacity, which is in turn tied to projections of capital investments. Therefore, it also ties to the confidentiality of EnFin's Business Plans. *See* March 31 Request and the May 12 Addendum.

The public version of this document is also filed.

III. Conclusion

For all the foregoing reasons, EnFin, Corp. respectfully requests that the Honorable Puerto Rico Energy Bureau take notice of the foregoing and finds the payment evidenced to be sufficient under the terms of Regulation 8701.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, on May 30, 2025.

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ATTACHMENT I

Payment Evidence

(filed under seal)

ATTACHMENT II

Calculations of Fees

(filed under seal)