

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

IN RE: REQUEST FOR CERTIFICATION
SUNNOVA ENERGY CORPORATION

CASE NO.: CEPR-CT-2016-0002

SUBJECT: Filing of Operational Report for FY2024; Request for Extension of Time to Submit Financial Statements; and Request for Demand Response Aggregator Certification Renewal.

RESOLUTION AND ORDER

I. Introduction

On April 7, 2025, Sunnova Energy Corporation ("SUNNOVA"), filed before the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") a document titled *Motion to Request Confidential Treatment of Operational Report for FY2024* ("April 7 Motion"), accompanied by the following:

1. Unredacted version of the April 7 Motion, including the unredacted *Operational Report Electric Power Companies* (Form NEPR-B03).
2. Redacted version of the April 7 Motion, including the redacted Form NEPR-B03.
3. Evidence of payment for the filing of Form NEPR-B03.

SUNNOVA submitted both redacted and unredacted versions of the April 7 Motion and Form NEPR-B03 in compliance with: (i) Section 6.15 of Act 57-2014;¹ (ii) Section 1.15 of Regulation 8701; and (iii) *In Re: Policy on Management of Confidential Information in Procedures before the Commission*, Case No.: CEPR-MI-2016-0009, Resolution and Order issued on August 31, 2016 ("Confidential Treatment Resolution"). In the April 7 Motion SUNNOVA requested confidential designation and treatment of the motion, and all documents attached thereto.

On April 30, 2025, SUNNOVA filed before the Energy Bureau a document titled *Motion to Request Extension of Time* ("April 30 Motion"), whereby it requested until June 20, 2025 to submit its financial statements for Fiscal Year 2024. SUNNOVA reports that the reasons for the request are: (i) the heightened workload and overlapping responsibilities of its certified public accountant ("CPA") during the tax busy season; and (ii) certain extraordinary internal circumstances.

On May 30, 2025, SUNNOVA filed before the Energy Bureau a document titled *Request to Renew Demand Response Aggregator Certification* ("May 30 Motion").

II. Applicable Laws and Regulations

A. Operational Report

Pursuant to Section 2.02 of Regulation 8701² all electric service companies must submit an operational report with the frequency corresponding to their classification.³

¹ Known as the *Puerto Rico Energy Transformation and RELIEF Act*, as amended ("Act 57-2014").

² *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").

³ Each year for companies defined in Section 2.02(A)(1) and (A)(2). Each three (3) years for companies defined in Section 2.02(A)(4), (A)(3) and (2(A)(5).



The required format for such reports is the Operation Report for Electric Power Companies (Form NEPR-B03), as established by the Energy Bureau.

In addition, Section 2.03(A)(2) of Regulation 8701 mandates that all electric service companies submitting an operational report must pay the applicable fee.

B. Financial Statements

Section 4.02 (E) and (F) of Regulation 8701 establishes that electric service companies must submit their financial statements within one hundred and twenty (120) days after the end of their Fiscal Year. The financial statements must be certified by a CPA authorized to practice said profession in Puerto Rico, or in any jurisdiction of the United States of America.⁴ For the 2024 Fiscal Year the due date for financial statements of companies with Fiscal Year from January 1 to December 31, was April 30, 2025.⁵

C. Demand Response Aggregators

Through a Resolution and Order by the Energy Bureau on March 26, 2024 in the instant docket, the Energy Bureau certified SUNNOVA as a Demand Response Aggregator ("DR Aggregator") under the special circumstances of the Transition Period Plan ("TPP") and LUMA's Emergency DR Program. The Energy Bureau warned SUNNOVA that its DR Aggregator Certification would expire on June 30, 2025⁶ and that certification could be renewed upon request, at least thirty (30) days before the Expiration Date.

III. Conclusion

Upon reviewing the unredacted version of the April 7 Motion and its arguments, the Energy Bureau **TAKES NOTICE** of the information presented and **GRANTS** confidential treatment to the unredacted version of the April 7 Motion and the attached unredacted version of the Operational Report (Form NEPR-B03) and its annexes, pursuant to Act 57-2014 and Regulation 8701. The Energy Bureau **DETERMINES** SUNNOVA complied with Section 4.02 of Regulation 8701 by filing Form NEPR-B03 and with Section 2.02(A)(2) by submitting evidence of payment of the applicable filing fee.

The Energy Bureau **TAKES NOTICE** of the information submitted by SUNNOVA in the April 30 Motion and **GRANTS** until **June 20, 2025**, to submit a copy of its financial statements corresponding to the Fiscal Year 2024.

As addressed in a Resolution and Order issued by the Energy Bureau on April 3, 2025,⁷ to align Energy Efficiency ("EE") and Demand Response ("DR") programs on a common timeframe with the Customer Battery Energy Sharing ("CBES") program and to enable comprehensive review of the second Three-Year EE and DR Plan, the Energy Bureau determined that the first Three Year EE and DR Plan shall cover only two years: July 1, 2026 through June 30, 2028 (2026-2028 EE and DR Plan). Additionally, the Energy Bureau extended the Transition Period Plan ("TPP") until June 30, 2026. As a result, the Energy Bureau **GRANTS** SUNNOVA's request to renew certification as a DR Aggregator. SUNNOVA's DR Aggregator Certification is extended through **June 30, 2028**. Certification could be

⁴ The financial statements must be audited or compiled according to the amount of gross revenue established in Regulation 8701, as amended. Section 4.02(E) requires compiled financial statements for electric service companies with three million dollars (\$3,000,000) or less in annual gross revenue. Section 4.02(F) of Regulation 8701, as amended, requires audited financial statements for electric service companies with more than three million dollars (\$3,000,000) in annual gross revenue. The financial statements must be signed by the CPA to attest the authority of the certification. Section 4.02(G), with additional requirements, applies to the Puerto Rico Energy Power Authority (PREPA).

⁵ SUNNOVA's fiscal year is from January 1 to December 31.

⁶ See *In Re: Energy Efficiency and Demand Response Transition Period Plan*, Case No.: NEPR-MI-2022-0001, Resolution and Order issued on November 29, 2023 (Extension of TPP and DR Aggregator Deadline).

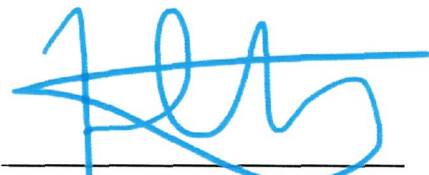
⁷ See *In Re: Energy Efficiency and Demand Response Transition Period Plan*, Case No.: NEPR-MI-2022-0001.




renewed upon request of SUNNOVA. Renewal requests shall be filed, at least, **thirty (30) days** before the Expiration Date (June 30, 2028).

Be it notified and published.


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 has so agreed on June 4 2025. Chairman Edison Avilés Deliz did not intervene. I also certify that on June 4 2025 a copy of this Resolution and Order was notified by electronic mail to tax@sunnova.com, mqs@mcvpr.com, cfl@mcvpr.com, and I have proceeded with the filing of the Resolution and Order issued by the Puerto Rico Energy Bureau.

I sign this in San Juan, Puerto Rico, on June 4 2025.




Sonia Seda Gaztambide
Clerk