

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

IN RE: PUERTO RICO ELECTRIC POWER
AUTHORITY RATE REVIEW

CASE NO.: NEPR-AP-2023-0003

SUBJECT: Hearing Examiner's Order
Adjusting Rate Design Filing Requirements

Hearing Examiner's Order Adjusting Rate Design Filing Requirements

The rate design filing requirements issued by the Energy Bureau in its Resolution and Order dated May 29, 2025, contained, among other things, these items:

Schedule P-1 shall explain why the current customer class definitions remain reasonable in light of changes since 2017 in fact affecting Puerto Rico's electricity system.

Schedule P-2 shall identify any situation where a consolidation of existing customer classes might assist customers by reducing complexity, increasing efficiency, or otherwise.

Schedule P-3 shall identify any advantages or disadvantages of placing net-metering customers into their own class.

Schedule P-4 shall identify any advantages or disadvantages of recovering the costs associated with any one or more of the subsidy categories through the fixed customer charge rather than through the current volumetric charge.

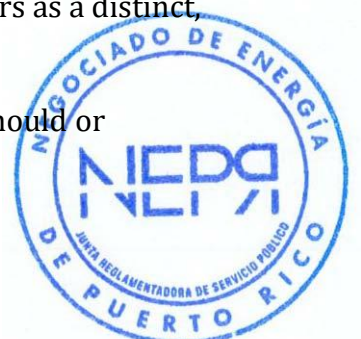
Referring to those items, LUMA's submission dated May 23, 2025, offered this comment:

[T]he four items are worthy of further discussion that is typical of a rate design proceeding. LUMA submits, however, that these items appear more as topics for discussion through testimony rather than items of data to be included in the filing requirements.

I agree with LUMA. Unless it is inconvenient to LUMA given the late date, LUMA should address these four items through prefiled testimony. For purposes of complying with the filing requirements, LUMA should simply reference at Schedules P-1, P-2, P-3, and P-4 the relevant portions of the prefiled testimony. All parties are free of course to comment on the same items through their testimony.


On June 10, 2025, the Solar and Energy Storage Association of Puerto Rico (SESA) submitted a "Request for Rationale for and Reconsideration of the 'Net-Metering Customer Class' Filing Requirement Despite Stakeholder Agreement to the Contrary." For the benefit of SESA—and for the benefit of anyone who might have read SESA's submission and wondered about its sourcing:

- Neither the filing requirements nor any other Energy Bureau issuance has established a net-metering customer class. Nor has the Energy Bureau established any requirement to "include[] Net Metered Customers as a distinct, stand-alone class in LUMA's upcoming rate design filing."
- There has been no "stakeholder agreement" on whether there should or should not be a net-metering customer class.



- The statement that “stakeholders agreed not to proceed with such a category or classification” has no factual basis.
- There has been no “stakeholder agreement” or “consensus” that the Energy Bureau should not seek comments on this issue—or on any other issue about which the Honorable Commissioners wish to learn more.

Be notified and published.

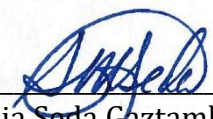


Scott Hempling
Hearing Examiner

CERTIFICATION

I certify that the Hearing Examiner, Scott Hempling, has so established on June 11, 2025. I also certify that on June 11, 2025, a copy of this Order was notified by electronic mail to mvalle@gmlex.net; arivera@gmlex.net; jmartinez@gmlex.net; jgonzalez@gmlex.net; katuska.bolanos-lugo@us.dlapiper.com; Yahaira.delarosa@us.dlapiper.com; margarita.mercado@us.dlapiper.com; carolyn.clarkin@us.dlapiper.com; andrea.chambers@us.dlapiper.com; sromero@sbgblaw.com; gcastrodad@sbgblaw.com; jennalvarez@sbgblaw.com; jfr@sbgblaw.com; regulatory@genera-pr.com; legal@genera-pr.com; hrivera@jrsp.pr.gov; contratistas@jrsp.pr.gov; victorluisgonzalez@yahoo.com; Cfl@mcvpr.com; nancy@emmanuelli.law; jrinconlopez@guidehouse.com; Josh.Llamas@fticonsulting.com; Anu.Sen@fticonsulting.com; Ellen.Smith@fticonsulting.com; Intisarul.Islam@weil.com; kara.smith@weil.com; rafael.ortiz.mendoza@gmail.com; rolando@emmanuelli.law; jan.albinolopez@us.dlapiper.com; Rachel.Albanese@us.dlapiper.com; varoon.sachdev@whitecase.com; epo@amgprlaw.com; loliver@amgprlaw.com; acasellas@amgprlaw.com; matt.barr@weil.com; Robert.berezin@weil.com; Gabriel.morgan@weil.com; corey.brady@weil.com; lramos@ramoscruzlegal.com; tlauria@whitecase.com; gkurtz@whitecase.com; ccolumbres@whitecase.com; isaac.glassman@whitecase.com; tmacwright@whitecase.com; jcunningham@whitecase.com; mshepherd@whitecase.com; jgreen@whitecase.com; hburgos@cabprlaw.com; dperez@cabprlaw.com; howard.hawkins@cwt.com; mark.ellenberg@cwt.com; casey.servais@cwt.com; bill.natbony@cwt.com; thomas.curtin@cwt.com; escalera@reichardescalera.com; riverac@reichardescalera.com; susheelkirpalani@quinnemanuel.com; erickay@quinnemanuel.com; dmonserrate@msglawpr.com; fgierbolini@msglawpr.com; rschell@msglawpr.com; eric.brunstad@dechert.com; Stephen.zide@dechert.com; David.herman@dechert.com; Julia@londoneconomics.com; Brian@londoneconomics.com; luke@londoneconomics.com; juan@londoneconomics.com; mmcgill@gibsondunn.com; LShelfer@gibsondunn.com; jnieves@cstlawpr.com; arrivera@nuenergypr.com; apc@mcvpr.com. I also certify that on June 11, 2025, I have proceeded with the filing of the Order issued by the Puerto Rico Energy Bureau.

I sign this in San Juan, Puerto Rico, on June 11, 2025.



Sonia Seda Gaztambide
Clerk