

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

NEPR

Received:

Jun 19, 2025

5:03 PM

In Re: Request for Certification
Sunnova Energy Corporation

Case no. CEPR-CT-2016-0002

Subject: Financial Statements FY2024

**MOTION TO REQUEST CONFIDENTIAL TREATMENT OF
FINANCIAL STATEMENTS**

TO THE HONORABLE ENERGY BUREAU:

COMES NOW, Sunnova Energy Corporation ("Sunnova"), represented by the undersigned legal counsel, and respectfully submits the following:

1. Section 4.02(F) of the *Amendment to Regulation No. 8618 on Certification, Annual Fees, and Operational Plans for Electric Service Companies in Puerto Rico, Regulation 8701 of the 17th of February 2016*, as amended ("Regulation 8701"), requires electrical service companies whose gross revenue for a given fiscal is exceed three million dollars (\$3,000,000.00) to submit audited financial statements within 120 days of the end of the company's fiscal year.
2. On April 30, 2025, Sunnova submitted its *Motion to Request Extension of Time*, whereby Sunnova requested an extension until June 20th, 2025 due to the heightened workload and overlapping responsibilities of its certified public accountant during the tax busy season, as well as confronting severe financial difficulties and liquidity challenges.
3. Sunnova hereby complies with Section 4.02 of Regulation 8701 and respectfully submits its audited financial statements for fiscal year 2024 (**Attachment 1**).

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4. Sunnova requests that confidential treatment be afforded to this motion and its corresponding attachment. Section 6.15 of Act No. 57 of May 17, 2014, as amended, 22 L.P.R.A. § 1054n, (“Act 57-2014”) provides:

If 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 [Bureau] to treat such information as such, subject to the following:

(a) If the Energy [Bureau], after the appropriate evaluation, believes such information should be protected, it shall grant such protection in a manner that least affects the public interest, transparency, and the rights of the parties involved in the administrative procedure in which the allegedly confidential document is submitted.

(b) To such purposes, the Energy [Bureau] shall provide access to the document or the privileged portion of the document only to the lawyers and external consultants involved in the administrative process after the execution of a confidentiality agreement.

(c) The Energy [Bureau] shall keep the documents submitted for its consideration out of public reach only in exceptional cases. In these cases, the information shall be duly safeguarded and delivered exclusively to the personnel of the Energy [Bureau] who needs to know such information under nondisclosure agreements. However, the Energy [Bureau] shall direct that a non-confidential copy be furnished for public review.

(d) The Energy [Bureau] shall swiftly act on any privilege and confidentiality claim made by a person subject to its jurisdiction by means of a resolution to such purposes before any allegedly confidential information is disclosed.

5. In turn, Section 1.15 of Regulation 8701 provides that when a person who is required to submit information to the Energy Bureau considers such information to be

privileged or confidential, the person shall identify the information it deems privileged or confidential, request the Energy Bureau to protect such information, and present arguments supporting the privilege or confidentiality claim. The Energy Bureau shall evaluate the petition and, if it concludes the information merits protection, it shall proceed pursuant to Section 6.15 of Act 57-2014.

6. Sunnova respectfully requests that all the information contained in the attachment hereto be kept confidential in accordance with Section 1.15 of Regulation 8701. In compliance with the process to designate confidential information, Sunnova hereby includes redacted and unredacted versions of the document for which confidential treatment is sought.

Document Name	Page	Date	Legal Basis	Discussion
Financial Statements (Attachment 1)	Attachment 1	6/19/25	<ul style="list-style-type: none">• Act No. 57-2014, § 6.15• Regulation 8701, § 1.15	This document contains sensitive information which should not be available to the public. The disclosure of this information would place Sunnova at a competitive disadvantage with respect to other market participants and cause it economic harm.

7. Sunnova respectfully requests that this Honorable Energy Bureau only grant access to said information to internal Energy Bureau personnel, counsel, and consultants subject to the execution of a confidentiality agreement.

WHEREFORE, we respectfully request that this Honorable Energy Bureau take notice of Sunnova's submission, deem it in compliance with Section 4.02 of Regulation 8701, and afford confidential treatment to this motion and its accompanying attachment.

Respectfully submitted, on June 19, 2025, in San Juan, Puerto Rico.

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ATTACHMENT 1

