

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

NEPR

Received:

Jul 11, 2025

5:32 PM

IN RE: Request for Certification

Case no. CEPR-CT-2016-0014

SunEdison Puerto Rico, LLC

Subject: Resolution and Order

MOTION TO COMPLY WITH PREB RESOLUTION AND ORDER

TO THE HONORABLE ENERGY BUREAU:

COMES NOW SunEdison Puerto Rico, LLC (“SunEdison”) represented by the undersigned legal counsel, and very respectfully prays and requests:

1. On June 26, 2025, the Honorable Energy Bureau issued a Resolution and Order (“*June 26th Resolution and Order*”) wherein it ordered SunEdison to, on or before fifteen (15) days from the notification of the *June 26th Resolution and Order* to (1) submit the credentials of the entity contracted to operate its system, as required under Section 2.02 (A)(1)(d) of Regulation 8701 and detailed above, and (2) submit its Financial Statements for Fiscal Year 2024, which were due April 30, 2025.
2. First, SunEdison respectfully clarifies that, although information was provided in the section designated for the operator entity, the same contact information submitted corresponds to the individual identified as the principal point of contact before the Energy Bureau¹. We regret any confusion this may have caused. At this time, the system is not operational, and no third-party operator has been contracted nor is one

¹ See Attachment 1 with Personal Information Form.

currently being considered. Accordingly, we submit that the requirement to provide operator credentials does not apply under the current circumstances.

3. With regards to the requirement to submit Financial Statements for Fiscal Year 2024, SunEdison reiterates that the system is not operational and, therefore, is not generating any revenue.² This fact was previously communicated to the Energy Bureau. Given the absence of income-generating activity, we respectfully understand that the requirement to file financial statements should not apply, as any such report would likely reflect only operating losses, not meaningful financial data.

4. SunEdison requests that the information contained in the attachments and this motion be kept confidential. Section 6.15 of Act No. 57 of May 17, 2014, as amended, provides:

If a person having the obligation to submit information to the Energy Commission understands the information to be submitted is privileged or confidential, [such person] may request said Commission to give [privileged or confidential] treatment subject to the following:

(a) if the Energy Commission, after due evaluation, understands the information should be protected, it shall find a way to grant this protection in the manner that impacts less the public, transparency and the rights of the parties involved in the administrative proceeding under which the alleged confidential document is being filed.

(b) To such effects, the Energy Commission may grant access to the document, or to portions of the document that are privileged, only to counsel and external consultants involved in the administrative proceeding after execution of a confidentiality agreement.

(c) The Energy Commission shall keep documents presented before it completely out of public scrutiny only in exceptional cases. In such cases, the information shall be duly safeguarded and delivered exclusively to Energy Commission personnel on a need-to-know basis,

² See Attachment 2 with this year's Gross Revenue filing.

under non-disclosure rules. However, the Energy Commission shall order that a non-confidential version for public review be submitted.

(d) Any claim of privileged or confidential information by a person under the jurisdiction of the Energy Commission must be ruled in an expedited manner by the Commission through a resolution to such effects, before any confidential information alleged by a party is disclosed.

5. In turn, Section 1.15 of the Regulation No. 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 No. 57.

1. SunEdison is a privately held company, and its financial information, contained in this motion and attachments, is confidential, of sensitive nature, and not available to the public. The disclosure of SunEdison financial and contact information would place it at a competitive disadvantage with respect to other market participants and cause it economic harm.

6. In compliance with Section 6.15 of Act 57-2014, Section 1.15 of Regulation 8701 and the In Re: Policy on Management of Confidential Information in Procedures Before the Commission, CEPR-MI-2016-0009, August 31-2016, Resolution (“Confidential Treatment Resolution”), SunEdison is filing a redacted and unredacted version of the information and documents for which it is requesting Confidential Treatment.

WHEREFORE, SunEdison Puerto Rico, LLC respectfully requests that the Honorable Energy Bureau take notice of its submission in response to the June 26th Resolution and Order, and consider that, given the system is not operational, no third-party operator has been contracted or designated, and no revenues have been generated during Fiscal Year 2024, the requirements to submit operator credentials and financial statements should not apply under the current circumstances.

Respectfully submitted, on June 11, 2025, in San Juan, Puerto Rico.

McCONNELL VALDÉS LLC
Counsel for SunEdison Puerto Rico, LLC
PO Box 364225
San Juan, Puerto Rico 00936-4225
270 Muñoz Rivera Avenue
San Juan, Puerto Rico 00918
Phone Numbers: (787) 250-5669, (787) 250-5623
Fax Number: (787) 759-9225
www.mcvpr.com



By: _____
Manuel G. Quintana Soler
PR Supreme Court ID no. 23,364
mqs@mcvpr.com

Attachment 1



GOVERNMENT OF PUERTO RICO

Public Service Regulatory Board
Puerto Rico Energy Bureau

NEPR

Received:

Feb 28, 2023

5:40 PM

FORM

PERSONAL INFORMATION ELECTRIC POWER COMPANIES

☐ New Information

☒ Information Update

Instructions:

- When filling out this form, examine the provisions of Section 2.01 of Regulation No. 8701 and be sure to provide all the required information.
- Indicate N/A where the information is not applicable.
- Provide a Complementary Sheet for Affiliate and Subsidiary Entities (NEPR-B02) for each affiliated and subsidiary entity it possesses.
- Use Complementary Sheet (NEPR-Z01) if additional space is required.
- Include the required documents according to the Regulation No. 8701, enumerated in the Annexes section.
- Present a copy of the payment evidence when submitting this Form.

A. Electric Power Company General Information

1. Company Name: SunEdison Puerto Rico LLC
2. Organizational Form: ☐ Corporation ☒ Limited Liability Company
☐ Society ☐ Other: _____
3. Jurisdiction where it was organized: _____
4. Fiscal Year Start Date: _____
5. Fiscal Year End Date: _____

B. Information of Offices in Puerto Rico

1. Principal Office

a. Physical
Address: _____

b. Postal
Address: _____

2. Secondary Office

a. Physical
Address: _____



Edificio World Plaza, 268 Ave. Muñoz Rivera, Suite 202 (Nivel Plaza), Hato Rey P.R. 00918

Tel. 787.523.6262 • www.energia.pr.gov

NEPR-B01 (Rev. January 2019) "Personal Information of Electric Power Companies"

Reference: Amendment to Regulation No. 8618, on Certification, Annual Fees, and Operational Plans for Electric Power Companies in Puerto Rico.

b. Postal
Address:

Secondary Office

a. Physical
Address:

b. Postal
Address:

Secondary Office

a. Physical
Address:

b. Postal
Address:

C. Addresses for Receipt of Notifications

(Indicate the addresses where notifications of matters before the Energy Bureau are to be received.)

1. Physical
Address:

2. Authorized person to receive notifications personally:

3. Postal Address:

4. E-mail:

D. Information for Designated Contact before the Energy Bureau

1. Name:

2. Position:

3. Physical Work
Address:

4. Postal Work
Address:

5. Office Phone:

6. Mobile Phone:

7. E-mail:

E. Information of the Company's Resident Agent

1. Name:

2. Physical
Address:

3. Postal Address:

4. Office Phone: _____ 5. Mobile Phone: _____
6. E-mail: _____

F. Information of Members of the Board of Directors or Governing Body and Executive Principals

1. Name: _____ Position: _____

Physical Address: _____

Postal Address: _____

Office Phone: _____ Mobile Phone: _____

E-mail: _____

2. Name: _____ Position: _____

Physical Address: _____

Postal Address: _____

Office Phone: _____ Mobile Phone: _____

E-mail: _____

3. Name: _____ Position: _____

Physical Address: _____

Postal Address: _____

Office Phone: _____ Mobile Phone: _____

E-mail: _____

4. Name: _____ Position: _____

Physical Address: _____

Postal Address: _____

Office Phone: _____ Mobile Phone: _____

E-mail: _____

5. Name: _____ Position: _____

Physical Address:

Postal Address:


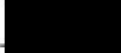
Office Phone:

Mobile Phone:

E-mail:

G. Information of Shareholders or Owners of the Company

(Indicate the required information if the participation percent is equal or greater than thirty-five percent (35%).)

- | | | | |
|----------|---|-----------|--|
| 1. Name: |  | Position: |  |
| 2. Name: | | Position: | |
| 3. Name: | | Position: | |
| 4. Name: | | Position: | |
| 5. Name: | | Position: | |

Annexes: (Mark the documents included with the Personal Information Form)

- ☐ Copy of the Company's Incorporation and Register Certificate.
- ☐ Copy of the Good Standing Certificate issued by the Puerto Rico State Department.
- ☐ Copy of the Authorization Certificate to do business in Puerto Rico.
- ☐ Complementary Sheet (NEPR-Z01).
- ☐ Complementary Sheet for Affiliate or Subsidiary Entities Information (NEPR-B02).
- ☐ Other: _____

I certify that the presented information on this form is correct and complete.

Name of Designated Contact

Position

Signature

Date

Attachment 2



GOVERNMENT OF PUERTO RICO

Public Service Regulatory Board

Puerto Rico Energy Bureau

FORM

GROSS REVENUE AND FINANCIAL STATEMENTS REPORT ELECTRIC POWER COMPANIES

Instructions:

- When filling out this form, examine the provisions of Section 4.02 of Regulation No. 8701 and be sure to provide all the required information.
- Indicate N/A where the information is not applicable.
- Use Complementary Sheet (NEPR-Z01) if additional space is required.
- Include the required documents according to the Regulation No. 8701, enumerated in the Annexes section.

Electric Power Company General Information

1. Company Name: SunEdison Puerto Rico, LLC; CEPR-CT-2016-0014
2. Fiscal Year of presented information: Fiscal year ended November 30, 2024

Information of Gross Revenue of the Electric Power Company

1. Gross Revenue generated during the last fiscal year: [REDACTED] (Confidential treatment requested)
2. Identify the portion of the revenue corresponding to subsidiaries of the parent company, that are electric power companies:
Not applicable. No affiliated companies that are electric service companies in Puerto Rico

Annexes: (Mark the documents included with the Gross Revenue and Financial Statements Form)

- ☐ Compiled financial statements (Section 4.02 (D)).
- ☐ Audited financial statements (Section 4.02 (E)).
- ☐ Complementary Sheet (NEPR-Z01).
- ☐ Other: _____

I certify that the presented information on this form is correct and complete.

Nancy Johnson

VP Asset Management

3/03/2025

Name of Designated Contact

Position

Date



Edificio World Plaza, 268 Ave. Muñoz Rivera, Suite 202 (Nivel Plaza), Hato Rey P.R. 00918

Tel. 787.523.6262 • www.energia.pr.gov

NEPR- B05 (Rev. January 2019) "Gross Revenue and Financial Statements Report"

Reference: Amendment to Regulation No. 8618, on Certification, Annual Fees, and Operational Plans for Electric Power Companies in Puerto Rico.

OFFICIAL USE ONLY

Gross Revenue: _____

Annual Fee: _____

Observations:

This image shows a single sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

Name _____

Position

Signature

Date