

**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 on
LUMA's Emergency Request for Extension

Hearing Examiner's Order on LUMA's Emergency Request for Extension

Late afternoon on July 18, 2025, I issued my Order on LUMA's Objections to ROI #PREPA-of-LUMA-8. The Order denied some of PREPA's questions but required LUMA to answer the majority. That evening, LUMA filed an Emergency Request, asking permission to submit the answers by Friday, July 25, 2025, rather than by the current deadline for provisional-rate questions, July 22, 2025. As justification, LUMA cites the more-than-40 other ROIs, many with subparts (and many from the Energy Bureau's consultants) that it must answer by July 22.

LUMA has ample justification for its request for extension. The problem is that the request singles out PREPA's questions. What makes LUMA unable to meet the July 22 deadline is not PREPA's questions; it is the sum of all parties' questions. What breaks the camel's back is not "the last straw" but the sum of all the straws.

I grant the extension with two modifications. First, counsel for PREPA may notify LUMA of any priority items that LUMA should try, using best efforts, to answer sooner than July 25. Second, since PREPA will be receiving its full discovery on July 25 rather than July 22, PREPA may have until noon, Monday, July 28, 2025, to file any comments on the provisional rates. To ensure fairness among the parties, PREPA's July 28 comments may not take into account other parties' comments filed on July 25.

I urge PREPA to consider carefully whether filing any comments opposing the proposed provisional rates is permitted by the T&D OMA. It is one thing to ask LUMA questions. It is another thing to oppose a LUMA rate request. It is not my job to enforce the T&D OMA. It is PREPA's job to heed it. On that subject, I will have more to say in a separate order.



LUMA says that it “reserves all rights in connection with the Order’s ruling on the “Threshold Issue.” That is of course appropriate. LUMA also says that the issue “had not been fully briefed.” LUMA presented the issue on pages 1-4 of its July 15 Objections—three pages that I assume LUMA intended for me to address. As always, LUMA is free to appeal my rulings to the Energy Bureau.

Be notified and published.



Scott Hempling
Hearing Examiner



CERTIFICATION

I certify that the Hearing Examiner, Scott Hempling, has so established on July 21, 2025. I also certify that on July 21, 2025, a copy of this Order was notified by electronic mail to mvalle@gmlex.net; arivera@gmlex.net; jmartinez@gmlex.net; jgonzalez@gmlex.net; katiuska.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; gcastro@sbglaw.com; jennalvarez@sbglaw.com; jfr@sbglaw.com; regulatory@genera-pr.com; legal@genera-pr.com; hriviera@jrsp.pr.gov; contratistas@jrsp.pr.gov; victorluisgonzalez@yahoo.com; Cfl@mcvpr.com; nancy@emmanuelli.law; jrinconlopez@guidhouse.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; jdiaz@sbglaw.com; javrua@sesapr.org; Brett.ingerman@us.dlapiper.com; agraitfe@agraitlawpr.com; jpouroman@outlook.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;

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jnieves@cstlawpr.com; arrivera@nuenergypr.com; apc@mcvpr.com. I also certify that on July 21,
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 July 21, 2025.




Sonia Seda Gaztambide
Clerk