

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

NEPR

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IN RE: *PLAN PRIORITARIO PARA LA ESTABILIZACIÓN DE LA RED ELÉCTRICA*

CASE NO.: NEPR-MI-2024-0005

**MOTION IN COMPLIANCE WITH THE AUGUST 1, 2025 RESOLUTION AND
ORDER REGARDING THE FUEL-SECURITY CONTINGENCY PLAN**

TO THE HONORABLE ENERGY BUREAU,

COMES NOW the Puerto Rico Electric Power Authority (hereinafter, PREPA) through its undersigned legal representation and, very respectfully, informs and requests as follows:

1. On July 16, 2025, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issued a Resolution and Order ("July 16 Order") directing PREPA to include a comprehensive Fuel-Security Contingency Plan ("Plan") in its next PSP monthly report. Subsequently, on July 29, 2025, LUMA Energy, LLC and LUMA Energy ServCo, LLC (collectively, "LUMA") filed a Motion to Submit the June 2025 Monthly Collaborative Report ("July 29 Motion"). As noted in Section 4 of that report, PREPA transmitted the draft Plan to Genera PR LLC ("Genera") on July 21, 2025, for its review and comments.

2. On August 1, 2025, the Energy Bureau issued a Resolution and Order ("August 1 Order") directing PREPA to submit the Plan on or before August 8, 2025. The Order reaffirmed that PREPA bears the filing obligation, while also recognizing

the essential collaborative role that Genera, as the operator of PREPA's legacy generation fleet under the Puerto Rico Thermal Generation Facilities Operation and Maintenance Agreement ("Generation OMA"), must play in the formulation of the Plan.

3. PREPA provided a draft Plan to Genera on July 21, 2025, as noted in LUMA's July 29 motion. On August 6, 2025, the parties met to discuss the Energy Bureau's directives. Subsequently, Genera filed two motions with the Energy Bureau: (1) an *Informative Motion Regarding Partial Compliance and Request for Brief Extension of Time*, filed on August 6, 2025, and (2) a *Motion in Compliance with the Order of August 1, 2025*, filed on August 7, 2025.

4. In its first filing, Genera explained that additional time was required to finalize its position on the draft Plan and requested a 24-hour extension. In its second motion, Genera rejected PREPA's draft and submitted its own proposed Fuel-Security Contingency Plan. That filing included a detailed document outlining procedures, infrastructure enhancements, emergency protocols, and supplier coordination mechanisms related to fuel procurement and system reliability.

5. PREPA takes notice of Genera's submission and emphasizes that, under the Generation OMA, Genera is the entity contractually responsible for managing PREPA's legacy generation assets, including fuel supply operations. Moreover, Genera currently possesses the subject-matter expertise and operational control

necessary to develop and implement a fuel-security strategy aligned with its operations.

6. Accordingly, PREPA respectfully submits that Genera's filing and the plan attached thereto fulfill the requirements of the August 1 Order.

WHEREFORE, for the reasons stated above, PREPA respectfully requests that the Energy Bureau take **NOTICE** of the present Motion.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 8th day of August 2025.

CERTIFICATE OF SERVICE: We hereby certify that this document was filed with the Office of the Clerk of the Energy Bureau using its Electronic Filing System at <https://radicacion.energia.pr.gov/login>, and courtesy copies were sent via e-mail to LUMA Energy, LLC through its counsels of record at margarita.mercado@us.dlapiper.com, laura.rozas@dlapiper.com, yahaira.delarosa@us.dlapiper.com and to Genera PR, LLC through its counsels of record at jfr@sbgblaw.com.

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