

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

NEPR

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IN RE:

PUERTO RICO ELECTRIC POWER
AUTHORITY'S EMERGENCY
RESPONSE PLAN

CASE NO.: NEPR-MI-2019-0006

SUBJECT: Motion to Inform Activation of
Emergency Operation Center.

MOTION TO INFORM ACTIVATION OF EMERGENCY OPERATION CENTER

COMES NOW GENERA PR LLC (“Genera”), as agent of the Puerto Rico Electric Power Authority (“PREPA”),¹ through its counsels of record, and respectfully submits and prays as follows:

1. On June 20, 2025, the Energy Bureau issued a Resolution and Order approving Genera's 2025 revision of its Emergency Response and Action Plan (“ERAP”).

2. In the ERAP “[a]n **Emergency** is defined as any unplanned event that could cause death or significant injuries to employees or the public, or that can shut down or disrupt operations, cause physical damage to equipment, environmental damage, or threaten the Facility’s financial standing or public image”. *See* ERAP 2025, § 1.0.

3. When an Emergency occurs, Genera evaluates the impact of the incident and promptly undertakes the necessary measures to restore community lifelines, thereby reducing the effect on the people of Puerto Rico. For significant incidents, and to guide its

¹ Pursuant to the *Puerto Rico Thermal Generation Facilities Operation and Maintenance Agreement* (“LGA OMA”), dated January 24, 2023, executed by and among PREPA, Genera, and the Puerto Rico Public-Private Partnerships Authority (“P3 Authority”), Genera is the sole operator and administrator of the Legacy Generation Assets (as defined in the LGA OMA) and the sole entity authorized to represent PREPA before the Energy Bureau with respect to any matter related to the performance of any of the O&M Services provided by Genera under the LGA OMA.

response efforts, Genera relies on the Event Classification Types outlined in the approved ERAP. *See ERAP 2025*, § 7.1.

4. Accordingly, once an Emergency is declared in accordance with the ERAP, Genera determines the appropriate Emergency Operation Center Activation Level and Event Classification Type. This determination is based on the nature of the outage, the resources required, and the potential consequences of the event. *See ERAP 2025*, §§ 7.2, 7.2.1.

5. Between August 16 and August 17, 2025, Puerto Rico experienced the close passage of Hurricane Erin, a storm that had the potential to cause catastrophic damage. In light of the heavy rains, thunderstorms, and the risks associated with a possible change in the storm's trajectory, Genera classified the event as an Emergency Type 4. This classification is defined in the ERAP as follows:

These events typically include system events that impact one or more PG facilities. Type 4 events may be due to thunderstorms, high winds, frequent and/or severe lightning, unplanned outages, forced outages, or other unanticipated events. Type 4 events may require coordination with other PG producers and the T&D Operator, but they do not threaten system-wide stability. Restoration events classified as a heightened alert involve response and restoration activities that are completed within a reasonable time frame and do not affect the power supply, the power reserve, or the stability of the electrical grid. Accordingly, a heightened level of situational awareness and monitoring is implemented, with more frequent communication taking place among decision-makers. The Operator may choose, but is not required, to partially activate necessary positions, such as the Public Information Officer, Emergency Management Officer, and Liaison Officer. Internal conference calls may also be scheduled to prepare for an upcoming weather event. This classification can also apply to isolated, non-weather incidents occurring at a Genera PR facility or other property. *See ERAP*, § 7.3.2.

6. Additionally, Section 5.13 of the LGA OMA requires Genera to notify the Energy Bureau “in writing of all Emergencies related to the Legacy Generation Assets upon receiving knowledge thereof”. *See LGA OMA*, § 5.13(b). This section further provides that:

[I]f at any time Operator determines in good faith that an Emergency Event exists with respect to the Legacy Generation Assets such that immediate action must be taken to (i) protect the safety of the public, Owner's employees and Operator's employees, (ii) protect the safety or integrity of the Legacy Generation Assets or prevent or limit environmental harm or (iii) mitigate the immediate consequences of such Emergency Event, Operator shall take all such action that it deems in good faith to be reasonable and appropriate under the circumstances in accordance with the Legacy Generation Emergency Response Plan. As promptly thereafter as is reasonable, Operator shall notify Administrator, PREB and any other person listed under the Legacy Generation Emergency Response Plan in writing of Operator's response to such Emergency Event. *Id.*

7. In compliance with the above-mentioned section of the OMA and the EARP approved by this Energy Bureau, Genera respectfully notifies the Energy Bureau that, in preparation for and to manage any emergency caused by Hurricane Erin's close passage to Puerto Rico, Genera activated its Emergency Operation Center from August 14 to August 20, 2025, under a Type 4 classification, thereby ensuring continuous monitoring, coordinated response efforts, and the protection of Puerto Rico's electrical generation assets.

WHEREFORE, Genera respectfully requests that the Energy Bureau **take notice** of the foregoing for all relevant purposes.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 20th day of August 2025.

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CERTIFICATE OF SERVICE

We hereby certify that a true and accurate copy of this motion was filed with the Office of the Clerk of the Energy Bureau using its Electronic Filing System and that we will send an electronic copy of this motion to arivera@gmlex.net; mvalle@gmlex.net; margarita.mercado@us.dlapiper.com; laura.rozas@us.dlapiper.com; Yahaira.delarosa@us.dlapiper.com; emmanuel.porrogonzalez@us.dlapiper.com; and nzayas@gmlex.net.

In San Juan, Puerto Rico, this 20th day of August 2025.

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