

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

NEPR

Received:

Aug 22, 2025

5:20 PM

IN RE: Request for certification of EnFin,
Corp.

CASE NO. NEPR-CT-2025-0002

SUBJECT: Request for Certification as
Demand Response Aggregator under
Regulation 9246

MOTION IN COMPLIANCE WITH THE AUGUST 7 RESOLUTION AND ORDER

TO THE HONORABLE ENERGY BUREAU:

COMES NOW EnFin, Corp. ("EnFin"), through the undersigned counsel, and respectfully states and informs as follows:

On August 7, 2025, the Bureau issued a Resolution and Order ("August 7 Resolution") in which it addressed multiple EnFin filings: the *Request for Extension of Time to File Model Customer Bill* of June 25, 2025, the *Motion Filing Model Customer Bill* of July 1, 2025, and the *Informative Motion* of July 22, 2025 ("July 22 Motion").

Regarding the July 22 Motion and pertinent to this motion, the August 7 Resolution ordered EnFin to:

[W]ithin **fifteen (15) days**, inform: (i) if the reported changes require an updated *Personal Information Electric Power Companies* (Form NEPR-B01) and, in that case, **SHALL** submit Form NEPR-B01 together with evidence of the corresponding filing fee; and (ii) if the reported changes require an updated *Operational Report for Electric Power Companies* (Form NEPR-B03) and, in that case, **SHALL** submit Form NEPR-B03 and evidence of the corresponding filing fee.

August 7 Resolution, at p. 3.

This motion is presented in compliance with the August 7 Resolution. It is EnFin's position that no further amendment is required under Regulation 8701.

I. Forms NEPR-B01 and NEPR-B03

Forms NEPR-B01 and NEPR-B03 cover the pertinent information to comply with Sections 2.01 and 2.02 of Regulation 8701, respectively.

Section 2.01 specifies the content of a certification request regarding all the facts pertaining to the electric service company (ESC) in terms of identifying it. For example, the regulation requires disclosure of the name of the company, good standing certificates, dates on which the company's fiscal year starts, the ESC's addresses, etc.

Section 2.02 provides further details regarding the actual electric service provided such as the projection of energy sales, charges and rates, energy efficiency orientation for customers, capital investment projections, disclosure of contracts with other ESCs, among others.

EnFin's July 22 Motion clarified the structure with its partners and provided supplemental information regarding its business model. *See* July 22 Motion, at p. 3 ("As established by our *Request for Certification* **and the filing fees paid by EnFin**, the corporation plans on being a seller of energy through power purchase agreements".) (Emphasis added.) However, there is **no new information or changes disclosed** as established under Sections 2.01 and 2.02.

For example, the July 22 Motion does not disclose new investment plans as the ones disclosed in Annex 3-B of our *Request for Certification* (dated March 31, 2025), there are no changes in contact information, no changes in authorized personnel, etc. There are also no changes in terms of the operation of EnFin's assets or adding/reducing capacity as the one projected in our *Request for Certification*.

Additionally, EnFin's commercial relationships are not governed by Section 3.02(A)(2) given that EnFin's partners are not ESCs as the term is defined under Section 1.08(c)(i) of Regulation 8701. *See* July 22 Motion, at pp. 3-4.

As previously stated, we highlight that EnFin has suffered no "changes" in its structure as the PREB asserts in the August 7 Resolution. *See* August 7 Resolution, at pp. 1 and 3. EnFin acknowledges its obligation regarding disclosure of actual changes, but

the information disclosed in the July 22 Motion can only be reasonably construed as supplemental, not as structural or operational changes under Sections 2.01 and 2.02.

For these reasons, it is requested that the Bureau find this motion to be **partially** compliant with its August 7 Resolution with respect to its order to inform whether Forms NEPR-B01 and NEPR-B03 should be amended given the filing of the July 22 Motion.

WHEREFORE, EnFin respectfully requests that the Energy Bureau find that EnFin, Corp. has complied with its duty to inform as required by the August 7, 2025 Resolution and Order, and that no further amendments to Forms NEPR-B01 or NEPR-B03 are necessary.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, on August 22, 2025.

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