

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

NEPR

Received:

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IN RE:

REVIEW OF THE PUERTO RICO
ELECTRIC POWER AUTHORITY'S 10-
YEAR INFRASTRUCTURE PLAN-
DECEMBER 2020

CASE NO. NEPR-MI-2021-0002

**SUBJECT: Motion in Compliance with Resolution
and Order of October 3, 2025**

**MOTION IN COMPLIANCE WITH
RESOLUTION AND ORDER OF OCTOBER 3, 2025**

TO THE PUERTO RICO ENERGY BUREAU:

COME NOW LUMA Energy, LLC, and LUMA Energy ServCo, LLC, (jointly referred to as “LUMA”), through the undersigned legal counsel and respectfully submit the following:

1. On March 26, 2021, this Honorable Puerto Rico Energy Bureau (“Energy Bureau”) issued a Resolution and Order in the instant proceeding, ordering, in pertinent part, that the Puerto Rico Electric Power Authority (“PREPA”) submit to the Energy Bureau the specific projects to be funded with Federal Emergency Management Agency (“FEMA”) funds or any other federal funds at least thirty (30) calendar days prior to submitting these projects to the Puerto Rico Central Office for Recovery, Reconstruction and Resiliency (“COR3”), FEMA or any other federal agency (“March 26th Order”). It also directed PREPA to continue reporting to the Energy Bureau and FEMA within the next five years, the progress of all ongoing efforts related to the approval of the submitted projects not yet approved by the Energy Bureau. This Energy Bureau thereafter determined that this directive applied to PREPA and LUMA. *See* Resolution and Order of August 20, 2021.

2. Consequently, LUMA has submitted several Transmission and Distribution projects to this Energy Bureau beginning on July 8, 2021. LUMA has submitted 265 initial scopes

of work (“SOW”) and one Area Plan to date. The Energy Bureau has approved all the SOWs submitted by LUMA as of March 14, 2025.

3. On August 14, 2025, the Energy Bureau issued a Resolution and Order instructing LUMA to submit a detailed report, in both PDF and Excel formats, using the Excel template included as Attachment A, that includes information for all projects associated with the specific indicated pending reimbursements. Furthermore, the Energy Bureau instructed PREPA, LUMA, and Genera PR, LLC to submit updated information regarding their use of the Energy Grid Rehabilitation and Reconstruction Cost Share Program (“ER1 Program”) funds, which are administered by the Puerto Rico Department of Housing (“PRDOH”), in Attachment B. In addition, the Energy Bureau ordered a description of any challenges currently impacting the disbursement of the non-federal cost share or the timely execution of the ER1 Program, particularly those related to Global Project Worksheets, including Architecture & Engineering (“A&E”) work and Long-Lead Materials & Equipment and identify any other delays or issues with PRDOH that may be affecting the ability to advance program implementation (“August 14th Order”).

4. On September 12, 2025, LUMA filed a *Motion in Compliance with Resolution and Order of August 14, 2025*. Therein, LUMA presented information on all projects associated with pending reimbursements and updated information on their use of ER1 Program funds. In addition, LUMA also submitted the description of any challenges currently impacting the disbursement of the non-federal cost share or the timely execution of the ER1 Program, particularly those related to Global Project Worksheets, including A&E work and Long-Lead Materials & Equipment, and identified any other delays or issues with PRDOH that may be affecting the ability to advance program implementation.

5. On October 3, 2025, the Energy Bureau entered a Resolution and Order directing LUMA to resubmit the information required in Attachment A of the August 14th Order, using the required Excel template, and all the information required in Attachment B of the August 14th Order, using the required Excel template, within the next ten (10) calendar days (“October 3rd Order”). Moreover, it ordered LUMA, Genera PR, LLC, and PREPA to file, separately, a Comprehensive Consolidated List in the provided Excel format.

6. On October 8, 2025, LUMA personnel met informally with a consultant for the Energy Bureau to discuss the information requested in the October 3rd Order, specifically that stated in the templates provided for Attachments A and B.

7. In compliance with the October 3rd Order, and following guidance provided by the Energy Bureau consultants, LUMA hereby submits Attachments A and B in the Excel format template with all information required by the Energy Bureau as Exhibit 1 to this Motion.

8. Furthermore, LUMA submits the Comprehensive Consolidated List in the provided Excel format, as Exhibit 2 to this Motion. The information is organized in the accompanying exhibit across multiple tabs, categorized based on each project's specific history and status within the FAASt process. The “LUMA Consolidated List” tab includes those PREB approved projects which were included in the consolidated project list submitted by PREPA (LUMA tier 1 projects). Th “LUMA’s Inactive Projects” tab includes Those PREB approved projects which were adversely impacted as a direct result of PREPA’s submission of the consolidated project list after July 31, 2025, and withdrawn by FEMA in the grants management system inactivating the FAAST numbers against LUMA’s request.

9. Moreover, the information included by LUMA in the tab titled “Additional Inactive Projects” includes PREB-approved projects that had matured and advanced to the point of receiving FEMA FAAST numbers but were inactivated at other points in time in advance of the consolidated project list submittal. Additionally, LUMA notes that engineering work and procurement of long-lead materials had been initiated for other PREB-approved T&D projects that had not yet reached the FAAST number stage. These efforts have also been adversely impacted by the process changes implemented by FEMA following PREPA’s submission of the consolidated project list. LUMA considers its involvement critical on the development and optimization of the energy infrastructure portfolio. As such, LUMA welcomes the opportunity to share its insights and knowledge with the Energy Bureau and other stakeholders.

WHEREFORE, LUMA respectfully requests that the Energy Bureau **take notice** of the aforementioned, and **deem** complied with the October 3rd Order.

RESPECTFULLY SUBMITTED.

We hereby certify that we filed this Motion using the electronic filing system of this Energy Bureau. We will send an electronic copy of this Motion to counsel for PREPA Alexis Rivera, arivera@gmlex.net, and to Genera PR LLC, through its counsel of record, Jorge Fernández-Reboredo, jfr@sbglaw.com, Jennise M. Álvarez González, jennalvarez@sgblaw.com, and Francisco Santos, francisco-santos@genera-pr.com.

In San Juan, Puerto Rico, on the 14th of October, 2025.



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Exhibit 1

(to be submitted also via email in Excel format)

Exhibit 2

(to be submitted also via email in Excel format)