

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

NEPR

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IN RE:

PUERTO RICO ELECTRIC POWER
AUTHORITY RATE REVIEW

CASE NO.: NEPR-AP-2023-0003

**SUBJECT: Joint Motion on Agreements to
Revise Testimonies on Solar Issues**

**JOINT MOTION ON AGREEMENTS TO REVISE TESTIMONIES ON SOLAR ISSUES
TO THE HONORABLE PURERTO RICO ENERGY BUREAU AND ITS HEARING
EXAMINER:**

COME NOW, Solar and Energy Storage Association of Puerto Rico (“SESA”), Solar United Neighbors (“SUN”), Luma Energy, LLC (“ManagementCo”), and Luma Energy ServCo, LLC (“ServCo;” collectively with ManagementCo, “LUMA”) (SESA, SUN, and LUMA, hereafter and jointly, the “Parties”) respectfully move to modify the expert testimonies and request as follows:

1. On September 8, 2025, SESA filed its *Motion to Submit the Direct Testimony of E. Kyle Datta* (“Datta Testimony”).
2. On September 8, 2025, SUN filed its *Motion Submitting Expert Testimony of Dr. Ahamad Faruqui* (“Faruqui Testimony”).
3. On July 3, 2025, LUMA filed the testimonies of Sam Shannon, LUMA Exhibit 20.0 (“Shannon Testimony”), Ed Balbis, LUMA Exhibit 3.0 (“Balbis Testimony”), and Andrew Smith, LUMA Exhibit 2.0 (“Smith Testimony”).
4. On September 29, 2025, the Hearing Examiner issued an Order Establishing (a) Agenda for the September 29 Conference, and (b) Certain Procedures for the Evidentiary Hearing (the “September 29th Order”). Included in that September 29th Order was Appendix D, which

delineated the Hearing Examiner's views on the role of solar-related issues in the Rate Case. Informed by Appendix D, the Parties agreed during the September 29 Conference to discuss whether certain portions of the written testimony of their expert witnesses should be withdrawn.

5. The Parties have since engaged in productive discussions and agreed to modify the testimonies of their experts as presented in the following paragraphs.

6. SUN agrees to modify the Faruqui Testimony as follows:

- a. Withdraw page 3, lines 51 through 58;
- b. Withdraw page 4, lines 69 through page 7, line 117; and
- c. Modification to the Faruqui Testimony on Question 27, withdrawing line 279, starting at "This will go a long way..." through line 289

7. SESA agrees to modify the Datta Testimony as follows:

- a. Withdraw page 6, line 20 through page 7, line 8;
- b. Withdraw page 7, line 8 through page 8, line 8;
- c. Withdraw page 8, line 14 through line 27 at "ratepayers", as well as associated footnote;
- d. Withdraw page 11 line 3 through page 12, line 7;
- e. Withdraw page 13, line 7 (starting after footnote 22) through page 15, line 9;
- f. Withdraw page 15, line 10 through page 20, line 25;
- g. Withdraw page 21, line 7 through page 23, line 20;
- h. Withdraw page 29, line 7 through page 33, line 2;
- i. Withdraw page 34, lines 17 through 19;
- j. Withdraw page 36, lines 9 through 14;
- k. Withdraw page 39, lines 1 through 22;

- l. Withdraw page 40, line 4 through line 42, line 16;
 - m. Withdraw page 42, line 17 through page 43, line 2; and
 - n. Withdraw page 43, line 11 through page 44, line 5.
8. LUMA agrees to modify the Shannon Testimony as follows:
 - a. Withdraw lines 500 through 509;
 - b. Withdraw lines 597 through 598;
 - c. Withdraw lines 678 (from “Another...”) through 683;
 - d. Withdraw lines 742 through 747;
 - e. Withdraw lines 773 through 776; and
 - f. Withdraw lines 796 through 797.
9. LUMA agrees to modify the Balbis Testimony as follows:
 - a. Withdraw last sentence of Page ii;
 - b. Withdraw page 5, line 145 beginning with “Finally,” through line 148;
 - c. Deletion of word “generous” from page 21, line 468; and
 - d. Withdraw page 22, line 483 beginning with “Therefore,” through page 24, line 527, as well as associated footnote 10.
10. LUMA agrees to modify the Smith Testimony as follows:
 - a. Withdraw lines 225 through 242.
11. The Parties have further agreed to resubmit the redlined written testimony of the foregoing experts to show the above modifications.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 21st day of October, 2025.

WE HEREBY CERTIFY that this Motion was filed using the electronic filing system of this Energy Bureau and that electronic copies of this Notice will be notified to Hearing Examiner,

Scott Hempling, shempling@scotthemplinglaw.com; and to the attorneys of the parties of record. To wit, to the **Puerto Rico Electric Power Authority**, through: Mirelis Valle-Cancel, mvalle@gmlex.net; Juan González, jgonzalez@gmlex.net; Alexis G. Rivera Medina, arivera@gmlex.net; Juan Martínez, jmartinez@gmlex.net; and Natalia Zayas Godoy, nzayas@gmlex.net; and to **Genera PR, LLC**, through: Jorge Fernández-Reboredo, jfr@sbgblaw.com; Giuliano Vilanova-Feliberti, gvilanova@vvlawpr.com; Maraliz Vázquez-Marrero, mvazquez@vvlawpr.com; ratecase@genera-pr.com; regulatory@genera-pr.com; and legal@genera-pr.com; **Co-counsel for Oficina Independiente de Protección al Consumidor**, hrivera@jrsp.pr.gov; contratistas@jrsp.pr.gov; pvazquez.oipc@avlawpr.com; **Co-counsel for Instituto de Competitividad y Sustentabilidad Económica**, jpouroman@outlook.com; agraitfe@agraitlawpr.com; **Co-counsel for National Public Finance Guarantee Corporation**, 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; alexis.ramsey@weil.com; **Co-counsel for GoldenTree Asset Management LP**, lramos@ramoscruzlegal.com; tlauria@whitecase.com; gkurtz@whitecase.com; ccolumbres@whitecase.com; iglassman@whitecase.com; tmacwright@whitecase.com; jcunningham@whitecase.com; mshepherd@whitecase.com; jgreen@whitecase.com; **Co-counsel for Assured Guaranty, Inc.**, hburgos@cabprlaw.com; dperez@cabprlaw.com; mmcgill@gibsondunn.com; lshelfer@gibsondunn.com; howard.hawkins@cwt.com; mark.ellenberg@cwt.com; casey.servais@cwt.com; bill.natbony@cwt.com; thomas.curtin@cwt.com; **Co-counsel for Syncora Guarantee, Inc.**, escalera@reichardescalera.com; arizmendis@reichardescalera.com; riverac@reichardescalera.com; susheelkirpalani@quinnemanuel.com; erickay@quinnemanuel.com; **Co-Counsel for the PREPA Ad Hoc Group**, dmonserrate@msglawpr.com; fgierbolini@msglawpr.com; rschell@msglawpr.com; eric.brunstad@dechert.com; Stephen.zide@dechert.com; david.herman@dechert.com; michael.doluisio@dechert.com; stuart.steinberg@dechert.com; **Sistema de Retiro de los Empleados de la Autoridad de Energía Eléctrica**, nancy@emmanuelli.law; rafael.ortiz.mendoza@gmail.com; rolando@emmanuelli.law; monica@emmanuelli.law; cristian@emmanuelli.law; lgnq2021@gmail.com; **Official Committee of Unsecured Creditors of PREPA**, jcasillas@cstlawpr.com; jnieves@cstlawpr.com; **Solar and Energy Storage Association of Puerto Rico**, Cfl@mcvpr.com; apc@mcvpr.com; javrua@sesapr.org; mrrios@arroyorioslaw.com; ccordero@arroyorioslaw.com; **Wal-Mart Puerto Rico, Inc.**, Cfl@mcvpr.com; apc@mcvpr.com; **Solar United Neighbors**, ramonluisnieves@rlnlegal.com; **Mr. Victor González**, victorluisgonzalez@yahoo.com; and **the Energy Bureau's Consultants**, Josh.Llamas@fticonsulting.com; Anu.Sen@fticonsulting.com; Ellen.Smith@fticonsulting.com; Intisarul.Islam@weil.com; jorge@maxetaenergy.com; rafael@maxetaenergy.com; RSmithLA@aol.com; msdady@gmail.com; mcranston29@gmail.com; dawn.bisdorf@gmail.com; ahopkins@synapse-energy.com; clane@synapse-energy.com; guy@maxetaenergy.com; Julia@londoneconomics.com; Brian@londoneconomics.com; luke@londoneconomics.com; kbailey@acciongroup.com; hjudd@acciongroup.com; zachary.ming@ethree.com; PREBconsultants@acciongroup.com; carl.pechman@keylogic.com; bernard.neenan@keylogic.com; tara.hamilton@ethree.com; aryeh.goldparker@ethree.com; roger@maxetaenergy.com; Shadi@acciongroup.com; Gerard.Gil@ankura.com;

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