

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

IN RE: PUERTO RICO ELECTRIC POWER
AUTHORITY RATE REVIEW

CASE NO.: NEPR-AP-2023-0003

SUBJECT: Hearing Examiner's Order
Requiring Information on PREPA Irrigation,
Genera's TM2500 Units, and Costs Associated
with Negligence Liability

**Hearing Examiner's Order Requiring Information on PREPA Irrigation,
Genera's TM2500 Units, and Costs Associated with Negligence Liability**

This Order contains informational requirements for each of the three utilities. By close of hearing on Thursday, December 11, 2025, each utility should inform me of when they can submit the required information. Submitters should get guidance from Kate Bailey as to where to place the responses on the Accion platform. Each respondent shall also email the responses to all parties.

PREPA¹

Identification of dual-purpose HydroCo employees: It is my understanding that HydroCo and PREPA's Irrigation business share infrastructure and employees.

- a. State whether this understanding is correct or incorrect, and explain.
- b. Describe and quantify all costs, whether asset costs or employee costs, subject to such sharing.
- c. Provide all data necessary to allocate those costs between the two businesses, for each of the three rate years, and propose an allocation.
- d. Identify what portion of these costs resides within PREPA's proposed Optimal and Constrained budgets.
- e. Quantify all operations and repair costs associated with fleet vehicles and heavy machinery assigned to or used by Irrigation but organizationally located under or

¹ For any clarification on these questions to PREPA, contact PREB consultant Jorge Camacho, jorge@maxetaenergy.com

owned by HydroCo. State whether these costs are included within PREPA's proposed Optimal and Constrained budgets.

HydroCo Labor Costs: Refer to PC Exhibit 823.3 (ROI #LUMA-of-PREPA-NONPHYS_OPS-109). PREPA is requesting an additional 67 HydroCo employees, on top of the 164 employees budgeted for FY2025 (PC Exhibit 823).

- a. What was the average available generating capacity provided by the hydroelectric units during FY2025?
- b. To what extent is the available hydroelectric capacity limited by water availability?
- c. Given limits on water availability, what is the resource's effective firm capacity?
- d. Explain why PREPA requires 164 HydroCo employees to support this level of generation capacity. Explain why PREPA considers the ratio of employees to MW capacity to be reasonable.

Genera

How many employees are required to operate and maintain one TM2500 generation unit?. What is the capacity of that unit?

LUMA. Genera, PREPA re Puerto Rico Supreme Court decision on negligence liability

Each utility shall provide, no later than **noon Thursday December 18**, its best estimates, and associated explanation and documentation, of all expected new costs, including but not limited to costs in these areas:

- claims processing
- insurance
- litigation
- compensation to complaining individuals
- administrative costs
- other costs

Be notified and published.



Scott Hempling
Hearing Examiner

CERTIFICATION

I certify that the Hearing Examiner, Scott Hempling, has so established on December 10, 2025. I also certify that on December 10, 2025, I have proceeded with the filing of the Order, and a copy was notified by electronic mail to: mvalle@gmlex.net; alexis.rivera@prepa.pr.gov; jmartinez@gmlex.net; jgonzalez@gmlex.net; nzayas@gmlex.net; Gerard.Gil@ankura.com; Jorge.SanMiguel@ankura.com; Lucas.Porter@ankura.com; mdiconza@omm.com; golivera@omm.com; pfriedman@omm.com; msyassin@omm.com; katiuska.bolanos-lugo@us.dlapiper.com; Yahaira.delarosa@us.dlapiper.com; margarita.mercado@us.dlapiper.com; carolyn.clarkin@us.dlapiper.com; andrea.chambers@us.dlapiper.com; regulatory@genera-pr.com; legal@genera-pr.com; mvazquez@vvlawpr.com; gvilanova@vvlawpr.com; dbilloch@vvlawpr.com; ratecase@genera-pr.com; jfr@sbgblaw.com; hriviera@jrsp.pr.gov; gerardo_cosme@solartekpr.net; contratistas@jrsp.pr.gov; victorluisgonzalez@yahoo.com; Cfl@mcvpr.com; nancy@emmanuelli.law; jrinconlopez@guidhouse.com; Josh.Llamas@fticonsulting.com; Anu.Sen@fticonsulting.com; Ellen.Smith@fticonsulting.com; Intisarul.Islam@weil.com; alexis.ramsey@weil.com; kara.smith@weil.com; rafael.ortiz.mendoza@gmail.com; rolando@emmanuelli.law; monica@emmanuelli.law; cristian@emmanuelli.law; luis@emmanuelli.law; jan.albinolopez@us.dlapiper.com; Rachel.Albanese@us.dlapiper.com; varoon.sachdev@whitecase.com; javrua@sesapr.org; Brett.ingerman@us.dlapiper.com; brett.solberg@us.dlapiper.com; agraitfe@agraitlawpr.com; jpouroman@outlook.com;

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; lindsay.greenbaum@analysisgroup.com;
 harrison.holtz@analysisgroup.com; charles.wu@analysisgroup.com;
 Brian.Gorin@analysisgroup.com; Bhumika.Sharma@analysisgroup.com;
 Rachel.Anderson@analysisgroup.com; lramos@ramoscruzlegal.com;
 tlauria@whitecase.com; gkurtz@whitecase.com; ccolumbres@whitecase.com;
 isaac.glassman@whitecase.com; tmacwright@whitecase.com;
 jcunningham@whitecase.com; mshepherd@whitecase.com; jgreen@whitecase.com;
 hburgos@cabprlaw.com; dperez@cabprlaw.com; howard.hawkins@cwt.com;
 mark.ellenberg@cwt.com; casey.servais@cwt.com; bill.natbony@cwt.com;
 zack.schrieber@cwt.com; thomas.curtin@cwt.com; escalera@reichardescalera.com;
 riverac@reichardescalera.com; susheelkirpalani@quinnemanuel.com;
 erickay@quinnemanuel.com; dmonserrate@msglawpr.com; fgierbolini@msglawpr.com;
 rschell@msglawpr.com; eric.brunstad@dechert.com; Stephen.zide@dechert.com;
 David.herman@dechert.com; Isaac.Stevens@dechert.com; James.Moser@dechert.com;
 michael.doluisio@dechert.com; Kayla.Yoon@dechert.com; mfb@tcm.law; lft@tcm.law;
 arosenberg@paulweiss.com; pbrachman@paulweiss.com; swintner@paulweiss.com;
 tfurchtgott@paulweiss.com; kzeituni@paulweiss.com; Julia@londoneconomics.com;
 Brian@londoneconomics.com; luke@londoneconomics.com; juan@londoneconomics.com;
 mmcgill@gibsondunn.com; LShelfer@gibsondunn.com; jcasillas@cstlawpr.com;
 jnieves@cstlawpr.com; pedrojimenez@paulhastings.com; ericstolze@paulhastings.com;
 arrivera@nuenergypr.com; apc@mcvpr.com; ramonluisnieves@rlnlegal.com;
 kbailey@acciongroup.com.

I sign this in San Juan, Puerto Rico, on December 10, 2025.




 Sonia Seda Gaztambide
 Clerk