

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

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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 Submitting LUMA's  
Implementation Plan in Compliance with  
Resolutions and Orders of February 5 and  
February 11, 2026**

**MOTION SUBMITTING LUMA'S IMPLEMENTATION PLAN IN  
COMPLIANCE WITH RESOLUTIONS AND ORDERS OF  
FEBRUARY 5 AND FEBRUARY 11, 2026**

**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 February 5, 2026, this Honorable Puerto Rico Energy Bureau ("Energy Bureau") issued a Resolution and Order ("February 5<sup>th</sup> Order") addressing the Consolidated FEMA Accelerated Award Strategy ("FAASt") Project Plan ("Consolidated List") submitted by the Puerto Rico Electric Power Authority ("PREPA"), LUMA and Genera PR, LLC ("Genera").<sup>1</sup> The Energy Bureau found that LUMA's portfolio was materially impacted by the Consolidated List, which reduced active transmission and distribution ("T&D") projects from 571 to 282, leaving 289 projects designated as inactive. Accordingly, the Energy Bureau identified a subset of inactive projects included in Attachment A of the order that must be resubmitted for reactivation using the reserved federal funding identified in the Consolidated List. Thus, the Energy Bureau established an Updated Allocation Framework to reallocate funding and reactivate priority T&D projects. *See*, February 5<sup>th</sup> Order, p. 4.

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<sup>1</sup> *See Informative Motion to Submit the Consolidated Project Plan* filed on August 8, 2025.

2. The February 5<sup>th</sup> Order also instructed LUMA to file an implementation plan within fifteen (15) calendar days identifying: (1) the specific estimated amount of funds that LUMA proposes to reconcile through the identification of duplication of funding between child projects and equipment and materials PWs cost overlaps, as well as any Section 406 mitigation-related adjustments (as applicable), (ii) confirmation that there are no additional T&D projects with identified or potential damages beyond those included in the inactive project list, and (iii) the estimated timeline required to complete such reconciliation actions in order to support the inclusion of priority inactive T&D projects consistent with the Updated Allocation Framework. *Id.*, pp. 4-5.

3. On February 11, 2026, the Energy Bureau issued another Resolution and Order (“February 11<sup>th</sup> Order”). After further evaluation of the projects identified in Attachment A of the February 5<sup>th</sup> Order, the Energy Bureau determined that modifying the Attachment A project list was appropriate to prioritize projects with higher incurred costs. Therefore, the Energy Bureau ordered PREPA to amend the Consolidated Project List to incorporate the projects identified in the revised Attachment A within ten (10) calendar days of the notification of the February 11<sup>th</sup> Order.

4. On February 17, 2026, LUMA filed a *Motion Requesting Extension of Time to Comply with Resolutions and Orders of February 5 and February 11, 2026* (“February 17<sup>th</sup> Motion”). Therein, LUMA requested the Energy Bureau to grant a ten (10) day extension, until March 2, 2026, to file the implementation plan in compliance with the aforementioned orders.

5. On February 19, 2026, the Energy Bureau issued a Resolution and Order (“February 19<sup>th</sup> Order”) granting LUMA’s request for extension, until March 2, 2026, to comply with the February 5<sup>th</sup> and February 11<sup>th</sup> Orders.

6. In compliance with both the February 5<sup>th</sup> Order and the February 11<sup>th</sup> Order, LUMA hereby submits, as **Exhibit 1**, LUMA’s Reconciliation Timeline & Incremental Projects. **Exhibit 1** provides relevant details on the reconciliation timeline and support context for LUMA’s responses to the Energy Bureau—specifically addressing the information required by the February 5<sup>th</sup> Order—including the structure, sequencing, and documentation basis for the required reconciliation activities.

7. LUMA also submits, as **Exhibit 2**, its FEMA Project Reconciliation. **Exhibit 2** contains two tabs with detailed expected costs for both the Consolidated List projects and the Attachment A projects, reflecting cost duplication, overlaps, and Section 406-related adjustments. It also includes the estimated timeline to complete the reconciliation process for each project.

8. Moreover, as **Exhibit 3**, LUMA submits its Urgent Incremental Priority Projects List, which presents the list of projects identified beyond those included in the active list. **Exhibit 3** is divided into two tabs: highest-priority projects, vegetation projects.

9. Finally, as **Exhibit 4**, LUMA submits the Incremental Priority Projects List, which presents the full set of incremental projects that LUMA would seek to execute if funding is available.

**WHEREFORE**, LUMA respectfully requests that the Energy Bureau **take notice** of the aforementioned and **deem** LUMA in compliance with both the February 5<sup>th</sup> Order and February 11<sup>th</sup> 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 PREPA via Alexis Rivera, [alexis.rivera@prepa.pr.gov](mailto:alexis.rivera@prepa.pr.gov), and through its counsel of record, Natalia Zayas Godoy,

[nzayas@gmlex.net](mailto:nzayas@gmlex.net), Richard Cruz Franqui, [rcruzfranqui@gmlex.net](mailto:rcruzfranqui@gmlex.net), and Mirelis Valle Cancel, [mvalle@gmlex.net](mailto:mvalle@gmlex.net), to Genera PR LLC, through its counsel of record, Jorge Fernández-Reboredo, [jfr@sbgblaw.com](mailto:jfr@sbgblaw.com), José J. Díaz Alonso, [jdiaz@sbgblaw.com](mailto:jdiaz@sbgblaw.com), and Francisco Santos, [francisco-santos@genera-pr.com](mailto:francisco-santos@genera-pr.com).

In Guaynabo, Puerto Rico, on the 2<sup>nd</sup> of March 2026.



**DLA Piper (Puerto Rico) LLC**

B-7 Tabonuco St.

Suite 1501

Guaynabo, PR 00968

Tel. 787-945-9132

Fax 939-697-6102

*/s/ Yahaira De la Rosa Algarín*

Yahaira De la Rosa Algarín

RUA NÚM. 18,061

[yahaira.delarosa@us.dlapiper.com](mailto:yahaira.delarosa@us.dlapiper.com)

*/s/ Emmanuel Porro González*

Emmanuel Porro González

RUA NÚM. 23, 704

[emmanuel.porrogonzalez@us.dlapiper.com](mailto:emmanuel.porrogonzalez@us.dlapiper.com)

**Exhibit 1**

*LUMA's Reconciliation Timeline & Incremental Projects*

# LUMA's Reconciliation Timeline & Incremental Projects

NEPR-MI-2021-0002

March 2, 2026



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# LUMA's Reconciliation Timeline and Incremental Projects

## 1.0 Introduction

In accordance with the Resolution and Order (R&O) dated February 5, 2026 ("February 5th Resolution"), issued by the Puerto Rico Energy Bureau (Energy Bureau) in Case No.: NEPR-MI-2021-0002, as modified by the R&O issued on February 11, 2026 ("February 11th Resolution"), LUMA is required to address the three directives established under the February 5th Resolution, which generally require the Parties to provide reconciliation plans, validation updates, confirmation of system damages, and implementation schedules intended to support activation of priority projects. The purpose of this response is to support the Energy Bureau's oversight responsibilities and to facilitate coordinated execution with the Puerto Rico Electric Power Authority (PREPA), the Federal Emergency Management Agency (FEMA), and the Central Office for Recovery, Reconstruction, and Resiliency (COR3).

This document provides LUMA's reconciliation posture and describes the steps needed to confirm potential duplication of funding, to reconcile mitigation components, and to confirm that additional transmission and distribution (T&D) damages exist beyond the inactive project inventory referenced in the February 5th Resolution. Additionally, it presents an implementation timeline designed to support the Energy Bureau's Updated Allocation Framework and the orderly resubmission of priority projects to FEMA for eligibility review and potential reactivation. Execution remains subject to the established FEMA review processes, including evaluation of eligibility, scope, cost reasonableness, and allowability.

All amounts, quantities, durations, and status characterizations included in this response reflect LUMA's current planning information and are provided to assist the Energy Bureau in evaluating implementation sequencing. These values remain subject to FEMA and COR3 reconciliation and review procedures. They do not represent final determinations and are not effective for funding purposes unless and until FEMA issues obligations through the applicable Public Assistance (PA) mechanisms.

## 2.0 Terms and Control Basis

For purposes of this response, the term "child projects" refers to project-level FEMA PA project worksheets (PWs) and associated scopes that capture discrete construction or installation activities. These may include costs for equipment and materials that overlap with costs obligated and/or procured through the global equipment-and-materials PW.

"Equipment and Materials PW" or "E&M PW" refers to FEMA PA PW used to procure or obligate equipment and materials intended for installation across one or more construction scopes.

"Transmission and Distribution" or "T&D" refers collectively to transmission and distribution assets and related work categories within the FEMA PA portfolio.

"Inactive project list" refers to the defined inventory used for reactivation planning and prioritization, including the project set reflected in the Energy Bureau's revised Attachment A posture as adopted in the February 5th and February 11th Resolutions.

"Detailed Scope of Work" or "DSOW" refers to the detailed scope document prepared to support the FEMA PA submission package and federal review. "Reconciliation" refers to the identification and resolution of duplication of funding risk and associated cost placement corrections, supported by traceable documentation, and resolved through the appropriate administrative mechanism, including amendments, documentation corrections, and applicable FEMA/COR3 review cycles where required.

## LUMA's Reconciliation Timeline and Incremental Projects

The controlling reconciliation support for this filing is reflected in LUMA's reconciliation workpaper and project-level tracking, referenced herein as **Exhibit 2**. The reconciliation of totals and supporting detail presented in the narrative is intended to reconcile to **Exhibit 2**. Items that are pending because documentation must be compiled, design maturity is required to support an amendment package, or federal review is necessary to finalize treatment remain within the reconciliation universe and are managed through defined closure pathways rather than excluded from the reconciliation posture.

### 3.0 Submission Pathway and COR3 Validation

Implementation of the updated allocation framework and associated reactivation sequencing necessarily occurs within the FEMA Accelerated Awards Strategy (FAAST) submission pathway administered through the Subrecipient, COR3. Within that structure, LUMA prepares and transmits submission packages consistent with the FEMA-4339-DR-PR Post-Fixed Cost Estimate Obligation Part C – Submissions Checklist (the "Part C Checklist"). The Part C Checklist identifies the baseline submission elements used for review of scope, facility information, codes and standards, and cost estimate and supporting documentation, including procurement and related contract records where applicable. The Part C Checklist also confirms that a Section 406 hazard mitigation proposal is not required as part of the baseline submission package.

For planning and forecasting purposes, LUMA uses a two-week validation and review window for standard COR3 project cycles. This forecast assumes completion of the review within that period unless project specific complexities arise. In practice, COR3 review cycles have not consistently met the two-week expectation and have extended materially longer, including instances approaching two months and, for certain workstreams, approximately three months. Recent examples include extended validation periods for Hato Rey Work Completed and Physical Security Groups 1 and 3, which lasted approximately three months.

LUMA routinely responds to COR3 validation requests and provides supplemental documentation to maintain an administratively complete record. Validation cycles may require iterative resubmissions or documentation requests that exceed the baseline Part C Checklist or reflect expectations more aligned with traditional Public Assistance processing rather than the streamlined Accelerated Awards Strategy. These expanded requirements can delay transmission to FEMA even when the submission package is otherwise ready.

This response acknowledges these practical conditions within the submission pathway. The implementation timelines and sequencing described below reflect both LUMA's completion posture for DSOW development and the dependency on COR3 validation and transmission processes prior to FEMA obligation. This includes recognition of variability in review duration beyond the two-week forecast and the likelihood of supplemental documentation requests during validation. LUMA will continue to support the COR3 review through timely submissions, prompt responses to validation comments, and the provision of additional documentation when reasonably required to maintain a compliant administrative record. LUMA will also maintain visibility on how validation duration and documentation requirements influence overall project cadence under the Energy Bureau reactivation framework.

# LUMA's Reconciliation Timeline and Incremental Projects

## 4.0 Response to Order 2(i)

### Specific Estimated Amount Proposed for Reconciliation and Related Alignment Actions

The Energy Bureau's Directive 2(i) is addressed through a defined reconciliation workstream that identifies, quantifies, and resolves funding duplication between child projects and E&M PWs, and captures any related alignment actions that must be reflected consistently with the then-current documentation posture and applicable FEMA/COR3 treatment. The duplication addressed arises from identifiable overlap scenarios in which equipment and materials were obligated and procured through E&M PWs, and the same cost elements later appear, in whole or in part, within obligated child project scopes governing installation or reconstruction activities. The objective of the reconciliation is to prevent duplication across PWs while maintaining a traceable record showing how each overlap instance is treated, what documentation supports the treatment, and what mechanism closes the reconciliation entry.

The specific estimated reconciliation amount proposed as a response to Directive 2(i) is tied to the controlling reconciliation workpaper identified as **Exhibit 2**. The estimate is supported by procurement documentation, invoices, receiving records, and project cost ledger traceability, sufficient to connect obligated scope to cost placement. The reconciliation estimate is governed by allocation rules applied consistently across overlap scenarios, so that duplicated cost elements are assigned to the appropriate PW in accordance with obligated scope and the available documentary record.

Where mitigation-related alignment actions under FEMA PA Section 406 hazard mitigation (Section 406) are implicated within the reconciliation posture, those entries are treated as alignment actions anchored to the documentation and determinations reflected in the supporting record. These items are presented as current-state alignment actions capable of refinement through ordinary amendment processing and the applicable review cycle, rather than as speculative future proposals. Where any reconciliation items remain pending validation at the time of filing, those items are managed through an exception-handling approach that identifies the basis for the pending status, the intended closure mechanism, and the anticipated closure window. Any variance between prior summaries, amendment narratives, and the controlling workpaper will be resolved prior to filing, or, if it cannot be resolved by the filing date, disclosed as a discrete exception supported by a defined closure action and a target milestone reflected in the implementation timeline.

Section 406 alignment items are tracked separately in **Exhibit 2**, totaling \$1,992,807,300.46, comprised of \$86,913,238.74 categorized as Distribution, \$20,171,868.96 as Grid Automation, \$236,436,918.24 as Substation, \$588,728,624.21 as Telecommunications, \$379,647,410.66 as Transmission, \$41,974,167.68 as Buildings, and \$638,792,777.82 as Vegetation. Obligations have been granted for 406 Hazard Mitigation projects totaling \$1,508,560,848.50. Unobligated projects with 406 Hazard Mitigation estimate total \$484,246,451.96.

## 5.0 Response to Order 2(ii)

### Confirmation Regarding Additional T&D Damages Beyond the Inactive Project List

Additional or incremental projects identified through ongoing validation activities or field verification are compiled in **Exhibit 3 and Exhibit 4**. The exhibits are provided for reference to distinguish those items from the inactive project inventory used for the Energy Bureau Attachment A prioritization and to support

## LUMA's Reconciliation Timeline and Incremental Projects

coordination on any next steps that may be warranted through the applicable FEMA and COR3 submission pathway. **Exhibit 3** outlines LUMA's highest-priority projects, while **Exhibit 4** presents the full set of incremental projects that LUMA would seek to execute if funding becomes available.

### 6.0 Response to Order 2(iii)

#### Estimated Timeline to Complete Reconciliation Actions Supporting Inclusion of Priority Inactive Projects

The Energy Bureau's Directive 2(iii) is addressed through a milestone-based implementation timeline that reflects the critical path activities required to complete reconciliation and to support the inclusion of priority inactive transmission and distribution projects consistent with the framework established by the Energy Bureau and the revised Attachment A posture adopted by the February 11th Resolution. The timeline describes the sequencing of reconciliation tasks based on execution realities, including the time required to compile and validate procurement and receiving records that support allocation decisions, the level of design maturity needed to prepare amendment-ready packages, internal quality control and exception resolution cycles, and the duration of FEMA and COR3 reviews where applicable.

The proposed timeline is constructed to enable steady progress while reconciliation activities continue in parallel. It is not intended to serve as a gating structure that requires every reconciliation action to be closed before advancement can occur. The estimated completion windows and sequencing logic are reflected in **Exhibit 2**, which will present the milestone structure, task dependencies, responsible parties, and anticipated completion windows for reconciliation closure and any required amendment submissions. This structure aligns with the revised Attachment A project set identified in the February 11th Resolution and is supported by a crosswalk in **Exhibit 2** that links each revised Attachment A project to DSOW status and any reconciliation dependencies that may influence sequencing. This approach enables feasibility and timing to be assessed on a project-by-project basis and provides visibility into how reconciliation activities affect overall implementation cadence.

### 7.0 Vegetation Portfolio

#### Request to Replace Six Vegetation Projects Included in Attachment A

LUMA has evaluated the vegetation clearing needs across the system and has determined that the priority for all federally supported vegetation activities must remain focused on Transmission and Distribution assets. Consistent with that prioritization, LUMA does not intend to submit the six vegetation projects associated with Substation and Telecommunication sites that appear in Attachment A. The vegetation clearing required at these Substation and Telecommunication locations is limited in scope and cost and is already being addressed through LUMA Operations and Maintenance activities. This approach ensures that all available federal funding and program resources remain directed to Transmission and Distribution vegetation clearing, where customer impact and system reliability benefits are maximized.

The Substation and Telecommunication vegetation projects that LUMA does not intend to advance for FEMA submission are as follows:

- 741097 Region 1 San Juan Substation and Telecom Vegetation
- 741098 Region 3 Bayamon Substation and Telecom Vegetation

## LUMA's Reconciliation Timeline and Incremental Projects

- 741102 Region 5 Mayaguez Substation and Telecom Vegetation
- 741101 Region 2 Arecibo Substation and Telecom Vegetation
- 741104 Region 6 Ponce Substation and Telecom Vegetation
- 741100 Region 4 Caguas Substation and Telecom Vegetation

In place of these six projects, LUMA proposes six regional Distribution vegetation-clearing projects in environmentally sensitive areas. These are not new projects. Each project has been part of the vegetation program portfolio since the beginning of program development and FEMA project formulation. These projects represent the remaining Distribution vegetation clearing activities required to complete the full set of Distribution submissions to FEMA.

These environmentally sensitive Distribution vegetation projects require a more detailed Environmental and Historic Preservation review to identify potential impacts and appropriate mitigation measures. The extensive review requirements are expected to extend obligation timelines relative to environmentally non-sensitive areas. Because of this, LUMA, in coordination with FEMA, intentionally staged these projects to ensure that early submissions focused on environmentally non-sensitive Distribution areas where obligations could proceed more rapidly, and clearing activities could move directly into execution. With the environmentally non-sensitive Distribution projects already submitted and progressing through the obligation process, the environmentally sensitive regional Distribution projects are now the appropriate next set to advance.

Selection of these six projects, therefore, reflects a deliberate strategy to maximize near term reliability benefits for customers, to maintain alignment with the federal funding approach for Transmission and Distribution vegetation clearing, and to advance the remaining components of the Distribution vegetation portfolio that require FEMA review. LUMA respectfully requests that these six environmentally sensitive Distribution vegetation projects be accepted in place of the six Substation and Telecommunication vegetation projects originally included in Attachment A.

**Exhibit 2**

*LUMA's FEMA Project Reconciliation*

*[Excel spreadsheet to be submitted via email]*

**Exhibit 3**

*LUMA's Urgent Incremental Priority Projects List*

*[Excel spreadsheet to be submitted via email]*

***Exhibit 4***

*LUMA's Incremental Priority Projects List*

*[Excel spreadsheet to be submitted via email]*