

Confidential Treatment Requested

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

NEPR

Received:

Mar 5, 2026

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IN RE: REQUEST FOR CERTIFICATION OF
SUNRUN, INC.

CASE NO.: NEPR-CT-2019-0002

SUBJECT: DR Aggregator Request for
Certification

**MOTION TO REQUEST CERTIFICATION AS A DR AGGREGATOR
AND REQUEST FOR CONFIDENTIAL TREATMENT**

TO THE HONORABLE ENERGY BUREAU:

COMES NOW, Sunrun Inc. ("Sunrun"), represented by the undersigned legal counsel, and respectfully submits the following:

1. On December 10, 2020, the Bureau adopted the *Regulation for Demand Response*, Regulation 9246 ("Regulation 9246"). Among other things, Regulation 9246 required the Puerto Rico Electric Power Authority ("PREPA") or its successor, LUMA Energy, LLC and LUMA Energy ServCo, LLC (jointly, "LUMA"), to file a three-year Demand Response ("DR") Plan within six months of the effective date of the Regulation and to develop a demand response program to provide cost effective DR resources under its DR Plan.
2. On February 1, 2022, the Energy Bureau issued a Resolution and Order which, among other things, required that LUMA file the DR Transition Period Plan ("TPP"). Thereafter, on June 21, 2022, LUMA submitted its Proposed TPP to the Honorable Energy Bureau. As part of the TPP, and in compliance with its Regulation 9246 mandate, LUMA launched an Emergency DR program.
3. Pursuant to Section 2.02 of Regulation 9246, DR Aggregators must, in addition to meeting the requirements of Regulation 8701, provide the following information in their request for

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certification: (a) describe the type of DR resources it seeks to develop and aggregate; (b) identify the DR program or programs offered by PREPA that it intends to utilize on behalf of its customers; (c) provide its privacy and data security policy; and (d) if the DR Aggregator intends to serve residential or small commercial customers, provide the standard form letter or electronic communication and agreement to be submitted to each customer explaining the terms and conditions of participating in the DR service as required by Section 2.03(A)(1) of the Regulation.

4. In compliance with Section 2.02 of Regulation 9246 and the applicable requirements of Regulation 8701, Sunrun, which is already certified as an electric service company under the processes established in Regulation 8701, hereby respectfully requests that this Honorable Energy Bureau take notice of its intent to utilize LUMA's BEDPR on behalf of its customers.
5. Sunrun is committed to developing and aggregating DR resources through its PowerOn Puerto Rico Program. The PowerOn Puerto Rico Program provides customers under an existing agreement with Sunrun (for solar + storage) with the opportunity to participate in LUMA's CBES and CBES+ Programs. Under CBES and CBES+ and the PowerOn Puerto Rico Program, participants receive compensation for making their behind-the-meter batteries available for dispatch during times when all generation resources are in use, and LUMA determines that it will not be able to meet the forecast energy requirements ("CBES Events") (See **Attachment 1**). During CEBS Events, Sunrun will dispatch customer's battery energy storage systems ("BESS"), which can be monitored and operated during the PowerOn Puerto Rico Program by Sunrun's network operations center, on behalf of LUMA, to signal the BESS to optimally charge and discharge working with the appropriate energy storage providers. Importantly, Sunrun maintains discretion over the participation of devices in CBES Events, prioritizing concerns such as grid resiliency and potential grid failures. This approach ensures

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that while contributing to the stabilization of the grid, the program also considers the safety and reliability needs of the participants.

6. Sunrun hereby provides this Honorable Energy Bureau with copies of its Privacy and Data Security Policy (**Attachment 2**) and the standard electronic communications (**Attachment 3**) submitted to its customers regarding the CBES Program and Sunrun Virtual Power Plant Rewards Program.
7. Sunrun hereby respectfully requests that confidential treatment be afforded to this motion and its corresponding attachments. Section 6.15 of Act 57-2014 provides:

If a person having the obligation to submit information to the Energy [Bureau] understands the information to be submitted is privileged or confidential, [such person] may request said [Bureau] to give [privileged or confidential] treatment subject to the following:

(a) if the Energy [Bureau], after due evaluation, understands the information should be protected, it shall find a way to grant this protection in the manner that impacts less the public, transparency and the rights of the parties involved in the administrative proceeding under which the alleged confidential document is being filed.

(b) To such effects, the Energy [Bureau] may grant access to the document, or to portions of the document that are privileged, only to counsel and external consultants involved in the administrative proceeding after execution of a confidentiality agreement.

(c) The Energy [Bureau] shall keep documents presented before it completely out of public scrutiny only in exceptional cases. In such cases, the information shall be duly safeguarded and delivered exclusively to Energy [Bureau] personnel on a need-to-know basis, under non-disclosure rules. However, the Energy [Bureau] shall order that a non-confidential version for public review be submitted.

(d) Any claim of privileged or confidential information by a person under the jurisdiction of the Energy [Bureau] must be ruled in an expedited manner by the [Bureau] through a resolution to such effects, before any confidential information alleged by a party is disclosed.

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8. In turn, Section 1.15 of Regulation 8701 provides that when a person who is required to submit information to the Energy Bureau considers such information to be privileged or confidential, the person shall identify the information it deems privileged or confidential, request the Energy Bureau to protect such information, and present arguments supporting the privilege or confidentiality claim. The Energy Bureau shall evaluate the petition and, if it concludes the information merits protection, it shall proceed pursuant to Section 6.15 of Act 57-2014.
9. Sunrun respectfully requests that all the information contained in this motion and attached hereto be kept confidential in accordance with Section 1.15 of Regulation 8701. These documents have sensitive information, otherwise not available to the public, which Sunrun prefers not to disclose and that could place Sunrun at a competitive disadvantage.

Document Name	Page	Date	Legal Basis	Discussion
Terms and Conditions (Attachment 1)	Pages 1-11	3/5/26	<ul style="list-style-type: none">• Act No. 57-2014, § 6.15• Regulation 8701, § 1.15	This document contains sensitive information which should not be available to the public. The disclosure of this information would place Sunrun at a competitive disadvantage with respect to other market participants and cause it economic harm.
Privacy Policy (attachment 2)	Totality of Attachment 2	3/5/26	<ul style="list-style-type: none">• Act No. 57-2014, § 6.15• Regulation 8701, § 1.15•	This document contains sensitive information which should not be available to the public. The disclosure of this information would place Sunrun at a

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				competitive disadvantage with respect to other market participants and cause it economic harm.
Standard Electronic Communications (Attachment 3)	Totality of Attachment 3	3/5/26	<ul style="list-style-type: none">• Act No. 57-2014, § 6.15• Regulation 8701, § 1.15•	This document contains sensitive information which should not be available to the public. The disclosure of this information would place Sunrun at a competitive disadvantage with respect to other market participants and cause it economic harm.

10. Sunrun respectfully requests that this Honorable Energy Bureau only grant access to said information to internal Energy Bureau personnel, counsel, and consultants subject to the execution of a confidentiality agreement.

WHEREFORE, Sunrun respectfully requests that the Honorable Bureau take notice of this Motion to Request Certification as a DR Aggregator and Request for Confidential Treatment, declare Sunrun a certified DR Aggregator, and afford confidential treatment to this motion and its corresponding attachments.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, on March 4, 2026.

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ATTACHMENT 1

Customer Complaint Procedure

How to File a Complaint

You may submit a complaint to Sunrun using any of the following methods:

- Email: grid@sunrun.com
- Phone: 844-210-9168
- Mail: Sunrun. Attn: Grid Services - 600 California St., Suite 1800, San Francisco, CA 94108

Your complaint should include: (a) your name and address; (b) a description of the issue; (c) the date(s) the issue occurred; and (d) your requested resolution.

Timeframe for Submitting Complaints

You must submit any complaint within sixty (60) days of the event giving rise to the complaint, or within sixty (60) days of the date you discovered the issue, whichever is later.

Sunrun's Review and Response

Sunrun will acknowledge receipt of your complaint within five (5) business days. Sunrun will investigate and provide you with a written determination within thirty (30) days. If additional time is required, Sunrun will notify you of the expected timeline.

Request for Reconsideration

If you are dissatisfied with Sunrun's initial determination, you may request reconsideration within fifteen (15) days of receiving the determination. Your request must explain the basis for your disagreement and include any additional supporting information. Sunrun will issue a final determination within fifteen (15) days of receiving your reconsideration request.

Complaints Regarding Disclosure of Private or Proprietary Information

If your complaint concerns the sale or unauthorized disclosure by Sunrun of your private or proprietary information for the purpose of marketing services or product offerings, Sunrun will conduct a formal investigation. Sunrun will acknowledge receipt within five (5) business days and will provide you with a written determination within sixty (60) days. If additional time is required, Sunrun will notify you of the expected timeline and the reasons for the extension.

Regulatory Contacts

You may contact the following agencies for assistance:

Independent Consumer Protection Office (OIPC) The OIPC educates, guides, assists, and represents energy consumers in Puerto Rico.

- Phone: (787) 523-6962
- Email: info@oipc.pr.gov
- Address: World Plaza Building, 268 Avenida Muñoz Rivera, San Juan, PR 00918

- Website: www.oipc.pr.gov

Puerto Rico Energy Bureau (PREB)

- Phone: (787) 523-6262
- Email: nepr@jrsp.pr.gov
- Address: World Plaza Building, 268 Muñoz Rivera Ave., San Juan, PR 00918
- Website: www.energia.pr.gov

Right to File a Complaint with the Energy Bureau

If you are dissatisfied with Sunrun's final determination regarding your complaint or grievance, you may file a complaint with the Puerto Rico Energy Bureau for review of such determination pursuant to Regulation 8543, known as the Regulation on Adjudicative, Notice of Noncompliance, Rate Review and Investigation Procedures. Regulation 8543 is available at <https://energia.pr.gov/wp-content/uploads/sites/7/2015/09/RE-8543-EN1.pdf> (English) or <https://energia.pr.gov/wp-content/uploads/sites/7/2015/09/RE-8543-ES.pdf> (Spanish).

ATTACHMENT 2

ATTACHMENT 3

