

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

NEPR Received: Mar 19, 2026 9:55 AM
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IN RE: REVIEW OF THE PUERTO RICO
ELECTRIC POWER AUTHORITY
INTEGRATED RESOURCE PLAN

CASE NO. NEPR-AP-2023-0004

SUBJECT: Motion to Intervene

MOTION TO INTERVENE

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COMES NOW Caribbean Transmission Development Co., LLC (“CTDC”), through the undersigned counsels, and respectfully states, alleges and requests:

I. Introduction

1. On February 13, 2026, the Energy Bureau of the Puerto Rico Public Service Regulatory Board (“Energy Bureau”) issued a Resolution and Order in the above-captioned case in which it deemed “*LUMA’s 2025 IRP filing complete for the purpose of meeting Regulation 9021 requirements.*”
2. On February 27, 2026, the Energy Bureau issued a Resolution and Order in the above-captioned case providing all interested parties until March 30, 2026, to file a petition to intervene.
3. Section 3.03 of the Regulation of the Integrated Resource Plan of the Puerto Rico Electric Power Authority, Regulation No. 9021, establishes that “*any person may submit a request to intervene in the IRP procedure within thirty (30) days from the date the Commission determines that the IRP proposal is complete.*”

4. Section 3.5 of the Government of Puerto Rico Uniform Administrative Procedure Act, Act No. 38 of June 30, 2017, as amended, establishes the criteria a government agency should follow in allowing a motion to intervene. It establishes that:

Any person having a legitimate interest in an adjudicative proceeding before an agency may file a written, duly supported petition for intervention or participation in said proceeding. The agency may grant or deny the petition at its discretion taking into consideration, among others, the following factors:

- a) Whether the petitioner has an interest that may be adversely affected by the adjudicative proceeding.*
- b) Whether the petitioner's interests can be adequately protected by other legal means.*
- c) Whether the petitioner's interests are already adequately represented by existing parties to the proceeding.*
- d) Whether the petitioner's participation may reasonably be expected to assist in developing a sound record of the proceeding.*
- e) Whether the petitioner's participation may excessively broaden the issues or delay the proceedings.*
- f) Whether the petitioner represents or is the spokesperson for other community groups or entities.*
- g) Whether the petitioner may contribute information, expertise, specialized knowledge, or technical advice that otherwise would not be available in the proceeding.*

The agency shall apply the above criteria liberally and may require the presentation of additional evidence in order to rule on the petition for intervention.

5. Furthermore, Section 5.05 of the Regulation of Adjudicative Procedures, Notices of Non-Compliance, Rate Review and Investigations, Regulation No. 8543, establishes that any person who has a legitimate interest in a case before the Energy Bureau may submit a duly substantiated petition to be allowed to intervene in the case.

II. Basis for CTDC's Intervention

CTDC has an interest that may be adversely affected by the adjudicative proceeding

6. CTDC is a limited liability company organized under the laws of Puerto Rico, and is the owner and developer of Project Hostos, a proposed 700-megawatt (MW) bi-directional

HVDC subsea transmission system designed to supply electricity to the electrical grid of Puerto Rico with dedicated generation located in the Dominican Republic.

7. On February 4, 2026, the United States Department of Energy issued the Presidential Permit No. PP-502, granting permission to CTDC to operate and maintain the electric transmission facilities to be developed by Project Hostos between Puerto Rico and Dominican Republic.
8. Project Hostos is included in the analysis made by LUMA, included as “Scenario 15 resulting in Resource Plan K”, submitted before the Energy Bureau through *Motion Submitting Supplemental Scenarios, Request for Confidential Treatment, and Memorandum in Support of Confidentiality* dated December 19, 2025. In its analysis, LUMA relied on assumptions that do not accurately consider and reflect certain technical criteria of Project Hostos, such as CTDC’s intention to provide a capacity of 700MW instead of the 500MW capacity evaluated by LUMA. CTDC has requested LUMA to update the interconnection study to reflect the 700MW size of the project. Project Hostos updated development schedule, technical information and other insights would be provided by CTDC as an intervenor to this case, to address any knowledge voids that LUMA may still have, as per LUMA’s recent assertions.
9. LUMA’s averment that the Scenario including Project Hostos is not the preferred Scenario may adversely affect the public and financial markets perception of Project Hostos, and may hinder its development.

CTDC’s interests cannot be adequately protected by other legal means

10. According to Regulation No. 9021, through the Integrated Resources Plan (“IRP”), the Energy Bureau should “*consider all reasonable resources to satisfy the demand for*

electric energy services during a planning term of twenty (20) years.” Regulation No. 9021 also states that the IRP should “serve as an adequate and useful tool to guarantee the orderly and integrated development of Puerto Rico's electric energy system, and improve the reliability, resilience, efficiency and transparency of the system.”

11. CTDC’s Project Hostos directly addresses these mandates, helping to satisfy the demand for electric energy of the Island while improving its reliability, resilience, efficiency, diversification and transparency.
12. There is no other procedure available at the time for CTDC’s interests and contributions to Puerto Rico’s electric energy system to be protected.

CTDC’s interests are not adequately represented by existing parties to the proceeding

13. Project Hostos is the first project of its kind in Puerto Rico, with its own set of benefits, technology and characteristics, which are dissimilar to those of the other parties in the proceeding. Therefore, none of the existing parties in the proceeding are able to adequately represent CTDC’s interests.

CTDC’s participation may reasonably be expected to assist in developing a sound record of the proceeding

14. As previously discussed, CTDC is the owner and developer of the proposed subsea transmission system designed to supply electricity to the electrical grid of Puerto Rico, with dedicated generation located in the Dominican Republic, which is included in the analysis made by LUMA as “Scenario 15 resulting in Resource Plan K.”
15. Therefore, CTDC is in a better position than any other party to assist the Energy Bureau in developing a sound record of the proceeding in relation to all matters related to Project

Hostos and Scenario 15 resulting in Resource Plan K, as well as how it will benefit Puerto Rico and its electric energy system.

CTDC's participation will not excessively broaden the issues or delay the proceedings

16. CTDC's participation will be directly related to the subsea transmission system included in Scenario 15 of LUMA's analysis. Since the subsea transmission system is under the consideration of the Energy Bureau, CTDC's participation will not excessively broaden the issues before the Energy Bureau or delay the proceedings.

CTDC does not represent or is the spokesperson for other community groups or entities

17. Since Project Hostos is a novel project in Puerto Rico, no other entity or group is represented by CTDC, although CTDC has conducted several public scoping meetings as part of the process to obtain its Presidential Permit. Nevertheless, CTDC's participation and the development of Project Hostos will result in greater benefits for Puerto Rico and its communities.

CTDC may contribute information, expertise, specialized knowledge, or technical advice that otherwise would not be available in the proceeding

18. As previously discussed, CTDC is in a better position than any other party to assist the Energy Bureau in developing a sound record of the proceeding, including by providing information, expertise, specialized knowledge, and technical advice in relation to all matters related to Project Hostos, which is included in LUMA's analysis as "Scenario 15 resulting in Resource Plan K".

WHEREFORE, CTDC respectfully requests that intervention status be granted so that full rights as an intervening party are accorded to CTDC, and that all notices, correspondence and orders regarding this docket be notified to the undersigned and to: info@caribbeantransmission.com.

RESPECTFULLY submitted this 19th day of March 2026.

WE HEREBY CERTIFY that this Motion was filed using the electronic filing system of this Energy Bureau and that electronic copies of this Motion will be notified by electronic email to alexis.rivera@prepa.pr.gov; nzayas@gmlex.net; rcruzfranqui@gmlex.net; mvalle@gmlex.net; regulatory@genera-pr.com; lrm@roman-negron.com; RegulatoryPREBOrders@lumapr.com; margarita.mercado@us.dlapiper.com; yahaira.delarosa@us.dlapiper.com; cfl@mcvpr.com; mqs@mcvpr.com; creyes@ecoelectrica.com; rodrigo.zavala@ecoelectrica.com.

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