

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

IN RE: REQUEST FOR CERTIFICATION
SunE XVI Lessor, LLC

CASE NO.: NEPR-CT-2024-0006

SUBJECT: Resolution and Order regarding *Motion to Request Confidential Treatment of Operational Report and Request for Cancellation of Certification as an Electric Service Company* filed by SunE XVI Lessor, LLC.

RESOLUTION AND ORDER

On March 18, 2025, the Puerto Rico Public Service Regulatory Board (“Energy Bureau”) issued a Resolution and Order granting SunE XVI Lessor, LLC (“SunE XVI”) request of Certification as an electric service company.

On March 31, 2026, SunE XVI filed a document titled *Motion to Request Confidential Treatment of Operational Report and Request for Cancellation of Certification as an Electric Service Company* (“March 31 Motion”) with attached documents.

SunE XVI requested confidential treatment of the March 31 Motion and the documents attached to it. SunE XVI submitted redacted and unredacted versions of the March 31 Motion and attachment documents in compliance with: (i) Section 6.15 of Act 57-2014¹; (ii) Section 1.15 of Regulation 8701²; and (iii) *In Re: Policy on Management of Confidential Information in Procedures before the Commission*, Case No.: CEPR-MI-2016-0009, Resolution and Order issued on August 31, 2016 (“Confidential Treatment Resolution”).

In the March 31 Motion SunE XVI requested the cancellation of its certification as an electric service company. SunE XVI reports that it has ceased operations and is no longer providing electric services in Puerto Rico.

II. Applicable Laws and Regulations

Section 2.02 of Regulation 8701 requires electric service companies to submit the following operational information³:

A) Pursuant to the provisions of this Section, the following electric service companies must file before the Energy Bureau an Operational Report that includes the information required below:

- 1) Persons who offer electric power generation services for sale in Puerto Rico through distributed generators that are interconnected to PREPA’s power grid with an aggregate capacity of one megawatt (1 MW) or more, regardless of whether or not said distributed generators or the customers to whom the electric power is sold are participants of PREPA’s Net Metering Program;

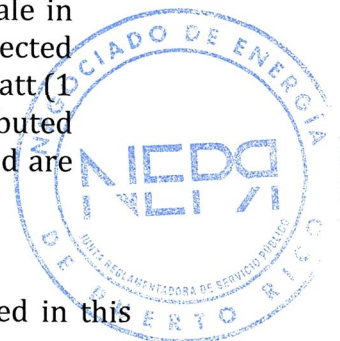
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The Operational Report of the electric service companies identified in this Subsection (A)(1) shall include:

¹ Known as the *Puerto Rico Energy Transformation and RELIEF Act*, (“Act 57-2014, as amended”).

² Amendment to Regulation No. 8618, *on Certifications, Annual Fees and Operational Plans of Electric Service Providers in Puerto Rico*, February 17, 2016 (“Regulation 8701”), as amended by Regulation No. 9182, Amendment to Regulation No. 8701, *on Certifications, Annual Fees and Operational Plans of Electric Service Providers in Puerto Rico*, June 24, 2020 (“Regulation 9182”).

³ The capacity reported and certified for of Calibrant is one megawatt (1 MW) or more,



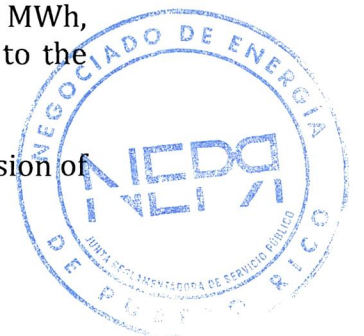
- 2014
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- A. A projection of the percentage of the total demand of electric power service the company proposes to satisfy in Puerto Rico. Where it is a company that offers electric power generation services through distributed generation for sale in Puerto Rico, the Report must also include the amount of installed systems and customers the company serves per electric service region in Puerto Rico, as these have been established by PREPA, as well as an estimate of the amount of new customers to whom the company will offer service during the year that follows the filing of the Operational Report;
 - B. In cases where companies offer electric power generation services for sale in Puerto Rico by way of distributed generators, the Operational Report must:
 - a) Specify (i) the charges and rates it charges customers who purchase electric power and (ii) what each of those charges and rates represents;
 - b) Identify and explain all the efforts that the company is carrying out to (i) inform its customers of the benefits of conservation and efficiency in their electric power service consumption and (ii) foster the efficient consumption of electric power service on the part of its customers;
 - c) A projection of the capital investments it will make within a one (1) year time horizon, including investments for the acquisition or use of equipment, technologies, systems, and facilities;
 - d) In cases where all or part of the system's operation is to be contracted out to another entity, the company must provide the name, contact information, and credentials of the entity to be contracted; and
 - e) Any other information required in the appropriate form provided by the Energy Bureau.

Section 2.02(G) of Regulation 8701 establishes the following:

The Energy Bureau may require by way of an order for the production of information in addition to that required in the Operational Report that the Energy Bureau deems necessary for the full performance of its duties and responsibilities.

In the February 12, 2019, Resolution and Order, *In Re: Operational Reports of Electric Service Companies*, Case No. CEPR-MI-2015-0006, the Energy Bureau determined that electric service companies must file the following information in its operational reports:

- AM
1. Power Generation Report on Generation of Energy:
 - a. Total Generation, in MWh, produced by the generation system during the period preceding the submission of the Operational Report.
 - b. Net Generation (Total Generation - Consumption), in MWh, produced by the generation system during the period prior to the submission of the Operational Report.
 2. Report on the availability of the power generation system:
 - a. Schedule of operation during the period prior to the submission of the Operational Report.



- b. Capacity Factor during the period prior to the submission of the Operational Report.
3. Report on outages of the power generation system:
- a. Scheduled Outages: Should specify the date, hour, duration, and purpose of the outages that occurred in the company's electrical equipment, during the period prior to the submission of the Operational Report.
- b. Unplanned Outages: Should specify the date, hour, duration, and purpose of the outages that occurred in the company's electrical equipment, during the period prior to the submission of the Operational Report.

III. Conclusion

The Energy Bureau **DENIES** SunE XVI's confidentiality request as it pertains to the following information in Attachment 1 (Operational Report annex):

1. The information in compliance with Section 2.02(A)(1)(a); (A)(1)(b); and 2.02(A)(1)(d) of Regulation 8701.
2. The information required by February 12, 2019, Resolution and Order, *In Re: Operational Reports of Electric Service Companies*, Case No. CEPR-MI-2015-0006.

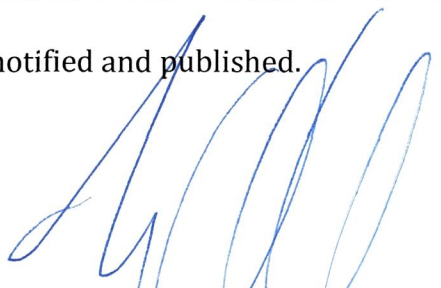
The information required by Section 2.02(A) of Regulation 8701 is used to determine essential metrics for the Puerto Rico electric grid, for customers services and in the public interest of the regulatory process. Only certain proprietary information may qualify for confidentiality treatment when properly justified; the described information itself does not meet the criteria for confidential designation.

The Energy Bureau **GRANTS** confidentiality treatment to the following documents:


The Energy Bureau **GRANTS** SunE XVI **twenty (20) days** to submit an updated version of the redacted motion, in accordance with this confidentiality ruling.

The Energy Bureau **GRANTS** SunE XVI **days (20) days** to submit: (i) a detailed explanation why the Energy Bureau should proceed to cancel their certification and (ii) evidence that their customers and other relevant parties have been notified about SunE XVI request of cancellation of their certification as an Electric Service Company.


Be it notified and published.




Edison Avilés-Deliz
Chairman



Ferdinand A. Ramos Soegaard
Associate Commissioner



Sylvia B. Ugarte Araujo
Associate Commissioner



Antonio Torres Miranda
Associate Commissioner



CERTIFICATION

I certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on April 21, 2026. Commissioner Lillian Mateo Santos did not intervene. I also certify that on April 28, 2026 a copy of this Resolution was notified by electronic mail to legal@luminace.com; cfl@mcvpr.com; apc@mcvpr.com y mqs@mcvpr.com. I also certify that on April 28, 2026, I have proceeded with the filing of the Resolution and Order issued by the Puerto Rico Energy Bureau.

I sign this in San Juan, Puerto Rico, on April 28, 2026.



Sonia Seda Gaztambide
Clerk