

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

NEPR
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IN RE: REQUEST FOR CERTIFICATION
OF SUNE SOLAR XVI LESSOR,
LLC

CASE NO.: NEPR-CT-2024-0006

SUBJECT: FY2025 Financial
Statements

**MOTION TO REQUEST CONFIDENTIAL TREATMENT OF
FY2025 FINANCIAL STATEMENTS**

TO THE HONORABLE ENERGY BUREAU:

COMES NOW, SunE Solar XVI Lessor, LLC ("SunE XVI"), represented by the undersigned legal counsel, and respectfully submits the following:

1. Section 4.02(E) of the Amendment to Regulation No. 8618 on Certification, Annual Fees, and Operational Plans for Electric Service Companies in Puerto Rico, Regulation 8701 of the 17th of February 2016, as amended ("Regulation 8701") mandates all electrical service companies whose gross revenue for a given fiscal is equal to or less than three million dollars (\$3,000,000.00) to submit compiled financial statements within a period of 120 days following the conclusion of their fiscal year.
2. As of December 31st, 2025, SunE XVI concluded its fiscal year for 2025 ("FY2025"). SunE XVI hereby complies with Section 4.02(E) of Regulation 8701 and submits its compiled financial statements for FY2025 (**Attachment 1**).
3. SunE XVI requests that confidential treatment be afforded to this motion and its corresponding attachment. Section 6.15 of Act No. 57 of May 17, 2014, as amended, 22 L.P.R.A. § 1054n, provides:

If any person who is required to submit information to the Energy [Bureau] believes that the information to be submitted has any confidentiality privilege, such person

Confidential Treatment Requested

may request the [Bureau] to treat such information as such, subject to the following:

(a) If the Energy [Bureau], after the appropriate evaluation, believes such information should be protected, it shall grant such protection in a manner that least affects the public interest, transparency, and the rights of the parties involved in the administrative procedure in which the allegedly confidential document is submitted.

(b) To such purposes, the Energy [Bureau] shall provide access to the document or the privileged portion of the document only to the lawyers and external consultants involved in the administrative process after the execution of a confidentiality agreement.

(c) The Energy [Bureau] shall keep the documents submitted for its consideration out of public reach only in exceptional cases. In these cases, the information shall be duly safeguarded and delivered exclusively to the personnel of the Energy [Bureau] who needs to know such information under nondisclosure agreements. However, the Energy [Bureau] shall direct that a non-confidential copy be furnished for public review.

(d) The Energy [Bureau] shall swiftly act on any privilege and confidentiality claim made by a person subject to its jurisdiction by means of a resolution to such purposes before any allegedly confidential information is disclosed.

4. In turn, Section 1.15 of the Regulation No. 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 No. 57.
5. SunE XVI 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. In compliance with the process to designate confidential information, SunE XVI hereby submits, under

Confidential Treatment Requested

separate cover, a redacted version of the documents for which confidential treatment is sought. These documents have sensitive information, otherwise not available to the public, which SunE XVI prefers not to disclose and that could place SunE XVI at a competitive disadvantage. Moreover, Table 1 below contains a list of all the documents including information for which confidential treatment is requested.

Table 1				
Document Name	Pages	Date	Legal Basis	Discussion
Financial Statements (Attachment 1)	Totality of Attachment 1	4/30/26	<ul style="list-style-type: none">Act No. 57-2014, § 6.15Regulation 8701, § 1.15	This document contains sensitive information which should not be available to the public. The disclosure of this information would place SunE XVI at a competitive disadvantage with respect to other market participants and cause it economic harm.

- SunE XVI respectfully requests that the Energy Bureau only grant access to the information contained in the document attached hereto to internal Energy Bureau personnel, counsel, and consultants subject to the execution of a confidentiality agreement.

WHEREFORE, SunE Solar XVI Lessor, LLC respectfully requests that the Honorable Energy Bureau take notice of its compiled financial statements for fiscal year 2025 and that confidential treatment be afforded to this motion and its corresponding attachments.

Respectfully submitted, April 30, 2026.

McCONNELL VALDÉS LLC
Counsel for SunE Solar XVI Lessor, LLC
PO Box 364225
San Juan, Puerto Rico 00936-4225
270 Muñoz Rivera Avenue
San Juan, Puerto Rico 00918
www.mcvpr.com

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André J. Palerm Colón
PR Supreme Court ID No. 21196
Tel. (787) 250-5636
apc@mcvpr.com

ATTACHMENT 1

