

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

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**IN RE: Puerto Rico Electric Power
Authority Rate Review**

**CASE NO. NEPR-AP-2023-0003
SUBJECT: LUMA’s Renewed
Request for Reconsideration**

**ICSE’S MOTION TO EXCLUDE LUMA’S UNAUTHORIZED
FILING FROM THE RECORD OR FOR LEAVE TO RESPOND**

TO THE HONORABLE ENERGY BUREAU:

Comes now the **Institute of Competitiveness and Economic Sustainability (“ICSE” as its Spanish acronym)**, represented by the undersigned, respectfully states and prays:

On May 18, 2026, the Energy Bureau issued a Resolution and Order taking under advisement various Motions for Reconsideration¹ and determining that it would not accept or consider “additional filings, replies, joinders, or submissions [...] unless otherwise authorized by the Energy Bureau.” Resolution and Order, at p. 2.

¹ *LUMA’s Motion for Reconsideration of Final Rate Order* dated May 5, 2026; *PREPA’s Motion for Reconsideration of Final Resolution and Order on Electricity Rated* dated May 5, 2026; *Joint SESA-SUN Motion for Reconsideration of the April 15, 2026, Final Resolution and Order on Electricity Rated* dated May 5, 2026; and *ICSE’s Motion for Partial Reconsideration* dated May 5, 2026.

On June 10, 2026, without seeking leave to do so, LUMA filed its *Request for Relief and Stay of Portions of Final Rate Order Pending Resolution of LUMA's Motion for Reconsideration*.

A significant portion of LUMA's June 10 submission can only be described as a renewed motion for reconsideration. Consistent with the May 18 Resolution and Order, those arguments should not be considered as part of the record. *See* Part III.B., at pp. 7-8, which substantially restates LUMA's Motion for Reconsideration, at pp. 28-30.

Part III.A. of LUMA's Motion also substantially restates arguments included in its Motion for Reconsideration, while requesting a stay of the \$750 per hour cap on external legal services for FY2026. LUMA claims it will be unable to address what it describes as "complex ongoing matters" due to the effectiveness of the Final Rate Order.

ICSE respectfully requests that the Energy Bureau exclude from the record LUMA's unauthorized June 10 renewed request for reconsideration.

In the alternative, if the Energy Bureau is inclined to take LUMA's June 10 submission under advisement, ICSE respectfully requests leave to file an opposition addressing, among other matters:

1. LUMA's failure to establish that legal costs for which it seeks ratepayer recovery are incurred for the benefit of its principal, PREPA, and/or in furtherance of the T&D System and ratepayers;
2. Similarly, LUMA's failure to state that the interests defended in the relevant litigations are not contrary to PREPA's interests and/or the interests of the T&D System and ratepayers, including whether LUMA may have an actual or potential conflict of interest; and

3. LUMA's failure to identify specific procedural obligations in pending matters that would remain unattended absent the requested stay.

WHEREFORE, ICSE respectfully requests that the Energy Bureau exclude from the record LUMA's June 10, 2026 unauthorized submission to the extent it constitutes a renewed request for reconsideration; or, in the alternative, if the Energy Bureau is inclined to consider LUMA's June 10 submission, grant ICSE leave to file an opposition addressing the matters identified herein and any other related issues deemed appropriate by the Energy Bureau.

RESPECTFULLY SUBMITTED.

I **CERTIFY** the present document was submitted electronically in the PREB's filing system and copy sent to the Hearing Examiner and the attorneys of record: mvalle@gmlex.net; alexis.rivera@prepa.pr.gov; jmartinez@gmlex.net; jgonzalez@gmlex.net; nzayas@gmlex.net; Gerard.Gil@ankura.com; Jorge.SanMiguel@ankura.com; Lucas.Porter@ankura.com; mdiconza@omm.com; golivera@omm.com; pfriedman@omm.com; msyassin@omm.com; katuska.bolanos-lugo@us.dlapiper.com; Yahaira.delarosa@us.dlapiper.com; margarita.mercado@us.dlapiper.com; carolyn.clarkin@us.dlapiper.com; andrea.chambers@us.dlapiper.com; regulatory@genera-pr.com; legal@genera-pr.com; mvazquez@vvlawpr.com; gvilanova@vvlawpr.com; dbilloch@vvlawpr.com; ratecase@genera-pr.com; jfr@sbgblaw.com; hrivera@jrsp.pr.gov; gerardo_cosme@solartekpr.net; contratistas@jrsp.pr.gov; victorluisgonzalez@yahoo.com; Cfl@mcvpr.com;

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In San Juan, Puerto Rico, June 11, 2026.

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