

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

NEPR

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IN RE:

IN RE: REVIEW OF THE PUERTO RICO
ELECTRIC POWER AUTHORITY'S 10-
YEAR INFRASTRUCTURE PLAN-
DECEMBER 2020

CASE NO. NEPR-MI-2021-0002

SUBJECT: Submittal of LUMA's Report in Partial
Compliance with the June 18, 2026, Resolution and
Order

**SUBMITTAL OF LUMA'S REPORT IN PARTIAL COMPLIANCE WITH THE
JUNE 18, 2026, RESOLUTION AND ORDER**

TO THE PUERTO RICO ENERGY BUREAU:

COME NOW LUMA Energy, LLC, and LUMA Energy ServCo, LLC, (jointly referred to as "LUMA"), through the undersigned legal counsel and, respectfully submit the following:

I. Relevant Procedural Background

1. On February 5, 2026, this Honorable Puerto Rico Energy Bureau ("Energy Bureau") issued a Resolution and Order ("February 5th Order") addressing the Consolidated FEMA Accelerated Award Strategy ("FAAS^t") Project Plan ("Consolidated List") submitted by the Puerto Rico Electric Power Authority ("PREPA"), LUMA and Genera PR, LLC ("Genera").¹ The Energy Bureau found that LUMA's portfolio was materially impacted by the Consolidated List, which reduced active transmission and distribution ("T&D") projects from 571 to 282, leaving 289 projects designated as inactive. The Energy Bureau identified a subset of inactive projects included in Attachment A of the February 5th Order that must be resubmitted for reactivation using the reserved federal funding identified in the Consolidated List. Thus, the

¹ See *Informative Motion to Submit the Consolidated Project Plan* filed on August 8, 2025.

Energy Bureau established an Updated Allocation Framework to reallocate funding and reactivate priority T&D projects. *See* February 5th Order, p. 4.²

2. On February 11, 2026, the Energy Bureau issued another Resolution and Order (“February 11th Order”), in which it modified Attachment A of the February 5th Order to prioritize projects with higher incurred costs. The Energy Bureau ordered PREPA to amend the Consolidated Project List to incorporate the projects identified in the revised Attachment A within ten (10) calendar days of the notification of the February 11th Order.

3. On March 2, 2026, LUMA filed a *Motion Submitting LUMA’s Implementation Plan in Compliance with Resolutions and Orders of February 5 and February 11, 2026* (“March 2nd Motion”). Along with the March 2nd Motion, LUMA submitted four exhibits. *Exhibit 2* of the March 2nd Motion contained the FEMA Project Reconciliation Excel spreadsheet, which included two tabs of detailed expected costs for both the Consolidated List projects and the Attachment A projects reflecting cost duplication, overlaps, and Section 406-related adjustments.

4. On May 14, 2026, LUMA filed a *Motion Submitting LUMA’s Adjusted Consolidated List, Proposed Attachment A, and Attachment B (Streetlights Projects)* (“May 14th Motion”). There, LUMA submitted, as *Exhibit 2*, an updated Consolidated Project List to address data input and inadvertent formula errors from the March 2nd Motion. *Exhibit 2* also included a new proposed Attachment A (“Proposed Attachment A”), which updated *Exhibit 2’s* “Attachment A” tab of the March 2nd Motion. Finally, *Exhibit 2* contained an “Attachment B” tab (“Streetlights

² The February 5th Order also instructed LUMA to file an implementation plan within fifteen (15) calendar days identifying: (i) the specific estimated amount of funds that LUMA proposes to reconcile through the identification of duplication of funding between child projects and equipment and materials PWs cost overlaps, as well as any Section 406 mitigation-related adjustments (as applicable), (ii) confirmation that there are no additional T&D projects with identified or potential damages beyond those included in the inactive project list, and (iii) the estimated timeline required to complete such reconciliation actions in order to support the inclusion of priority inactive T&D projects consistent with the Updated Allocation Framework. *Id.*, pp. 4-5.

Proposal”), which listed streetlight projects from which LUMA proposed removing the undergrounding scope to generate \$143 million in savings. LUMA requested the Energy Bureau to recognize its adjusted Consolidated Project List, approve the Proposed Attachment A, and authorize the removal of the undergrounding scope from seventeen streetlights projects that are included in the Consolidated Project List to make room for the Streetlights Proposal.

5. On May 22, 2026, LUMA filed a *Motion Submitting LUMA’s Attachment C-Global E&M Amendment* (“May 22nd Motion”). There, LUMA submitted as *Exhibits 1 and 2*, its “Attachment C,” which presented its proposed amendment to the FEMA FAAS Global Equipment and materials (“E&M”) allocation (*Exhibit 1*) and the associated list of projects recommended for activation/reactivation using the freed funding capacity (*Exhibit 2*). LUMA requested that the Energy Bureau approve Attachment C, thereby reducing the allocation by \$500 million, and that the freed funding capacity be redirected to activate/reactivate T&D projects identified in Attachment C, subject to applicable FEMA, and Public Assistance review requirements.

6. On June 18, 2026, the Energy Bureau issued a Resolution and Order (“June 18th Order”), in which it found that approving the Proposed Attachment A, as modified by the June 18th Order (“Modified Attachment A”),³ was reasonable, necessary, and consistent with the Updated Allocation Framework. *See* June 18th Order, p. 3. Accordingly, the Energy Bureau approved the Modified Attachment A and ordered all projects included therein to be incorporated into the Consolidated Project List for continued FEMA and COR3 processing. *Id.*, p. 3. On the other hand, the Energy Bureau did not, at the time, approve the projects included in Attachments B and C for activation, reactivation, obligation, implementation, or construction. The Energy Bureau found that the projects included in Attachment B and C required additional federal funding

³ The Energy Bureau modified the Proposed Attachment A by including four additional streetlight projects under Attachment B and twenty vegetation clearance projects from Attachment C. June 18th Order, p. 4.

actions, including versioning, reconciliation, amendments, FEMA review, and confirmation of eligibility, allowability, cost reasonableness, and available funding, before they may be approved for activation/reactivation. Nonetheless, the Energy Bureau authorized LUMA to commence versioning actions related to the removal of the undergrounding scope and the reconciliation of the proposed \$500 million reduction to the Global E&M allocation under Attachment C. *Id.*, pp. 3-4.

7. To ensure compliance with the June 18th Order, the Energy Bureau ordered LUMA to file, on or before July 15, 2026, an informative motion which shall include, at a minimum: (a) project-by-project status update for all projects activated in the approved Attachment A as part of the updated Consolidated Project List; (b) identification of each versioning, reconciliation, amendment, or funding adjustment submitted to FEMA or COR3; (c) the amount of funding capacity identified, reconciled, or expected to be made available for Attachment A; (d) a work plan and schedule for the obligated project versioning actions, including identification of the projects for which undergrounding scope removal has been submitted or remains pending submission; (e) a work plan and schedule for the proposed \$500 million Global E&M reconciliation, including any submission made to FEMA or COR3; (f) identification of any remaining funding gap, unresolved duplication-of-funding issue, or pending FEMA/COR3 action that could affect implementation of the Modified Attachment A; (g) a proposed schedule for any additional Energy Bureau action that LUMA believes may be required regarding Attachment B or Attachment C; and (g) a list of all inactive projects with updated cost estimates, including Section 428 costs, Section 406 costs, Global PW allocations (Section 428 and 406), expected total costs, incurred costs, and a ranking of projects in order of priority, as well as other relevant information. This list shall include, at a minimum, the projects not approved at this time in Attachment B and Attachment C, as well as

any other pending project identified for potential future activation or reactivation. *See* June 18th Order, p. 5.

8. On July 10, 2026, LUMA filed a *Motion for Extension of Time to Submit the List of All Inactive Projects with Updated Cost Estimate in Compliance with the June 18, 2026, Resolution and Order* (“July 10th Motion”). There, LUMA informed that, despite its best efforts, it would not be able to provide “a list of all inactive projects with updated cost estimates, including Section 428 costs, Section 406 costs, Global PW allocations (Section 428 and 406), expected total costs, incurred costs, and a ranking of projects in order of priority, as well as other relevant information...”⁴ (“List of Inactive Projects”) by the July 15, 2026, deadline. *See* June 18th Order, p. 5, ¶ 8, item (h). LUMA requested an extension of time, until August 17, 2026, to submit the List of Inactive Projects. Nevertheless, LUMA stated that it would partially comply with the June 18th Order by filing an informative motion with the rest of the information required by the Energy Bureau by the July 15, 2026, deadline. *See* July 10th Motion, p. 6

II. Submittal of LUMA’s Report in Compliance with the June 18th Order and Supporting Exhibits

9. In partial compliance with the June 18th Order, LUMA hereby submits, as **Exhibit 1**, LUMA’s Report in Compliance with June 18 Order. **Exhibit 1** identifies FEMA and COR3 submissions; updated funding capacity figures for Attachment A; work plans and schedules for streetlight projects versioning efforts and the \$500 million E&M reconciliation; identification of funding gaps or duplication issues; and a proposed schedule for further Energy Bureau action on Attachments B and C.

⁴ The June 18th Order adds that the “list shall include, at a minimum, the projects not approved at this time in Attachment B and Attachment C, as well as any other pending projects identified for potential future activation or reactivation.” *Id.*, p. 5.

10. LUMA also submits, as **Exhibit 2**, the Attachment A – Activation Update. **Exhibit 2** is the Excel spreadsheet that provides a project-by-project status update for all projects activated in the Modified Attachment A as part of the updated Consolidated Project List.

11. Finally, as **Exhibit 3**, LUMA submits the Distribution Streetlighting Projects to be Versioned. **Exhibit 3** also includes the workplan for versioning these projects, and other additional details.

WHEREFORE, LUMA respectfully requests that the Energy Bureau **take notice** of the aforementioned; and **deem** LUMA in partial compliance with the June 18th Order.

RESPECTFULLY SUBMITTED.

We hereby certify that we filed this Motion using the electronic filing system of this Energy Bureau. We will send an electronic copy of this Motion to PREPA via Alexis Rivera, alexis.rivera@prepa.pr.gov, and through its counsel of record, Natalia Zayas Godoy, nzayas@gmlex.net, Richard Cruz Franqui, rcruzfranqui@gmlex.net, and Mirelis Valle Cancel, mvalle@gmlex.net, to Genera PR LLC, through its counsel of record, Jorge Fernández-Reboredo, jfernandez@ecija.com, José J. Díaz Alonso, jdiaz@ecija.com, and Ernesto R. Ramos Maldonado, eramos@ecija.com.

In Guaynabo, Puerto Rico, on this 15th day of July 2026.



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Exhibit 1

LUMA's Report in Compliance with June 18 Order

LUMA's Report in Compliance with June 18 Order

NEPR-MI-2021-0002

July 15, 2026



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LUMA's Report in Compliance with June 18 Order

1.0 Introduction

The Puerto Rico Energy Bureau (Energy Bureau) issued a Resolution and Order (R&O) dated June 18, 2026 (June 18 Resolution) in Case No. NEPR-MI-2021-0002, addressing the FEMA project portfolio under the federally funded docket and establishing determinations related to Attachments A, B, and C. This filing is submitted in compliance with the June 18 Resolution and is intended to support the Energy Bureau's oversight responsibilities and ongoing coordination with the Puerto Rico Electric Power Authority (PREPA), the Federal Emergency Management Agency (FEMA), the Central Office for Recovery, Reconstruction, and Resiliency (COR3), and other stakeholders.

The Energy Bureau approved Attachment A, as modified, authorizing 101 projects representing approximately \$1.5 billion in federal funding to advance through FEMA's Accelerated Awards Strategy (FAAST) process. Additionally, the regulator directed that all Attachment A projects be incorporated into the Consolidated Project List and ordered LUMA and PREPA to undertake all necessary submissions, versioning, formulation, amendments, and reconciliations required for full FEMA processing consistent with Public Assistance requirements and the Updated Allocation Framework. As part of these determinations, the Energy Bureau ordered LUMA to submit, by July 15, 2026, all reconciliation materials, versioning actions, amendments, and documentation needed to make funding available for the funding gap of the Attachment A portfolio.

As part of the June 18 Resolution, the Energy Bureau declined to approve Attachments B and C for activation, reactivation, obligation, implementation, or construction. However, the Energy Bureau authorized two targeted actions: (1) FEMA versioning for the 17 obligated streetlight projects to remove the undergrounding scope and confirm funding availability, and (2) the initiation of the reconciliation and amendment process associated with the proposed \$500 million reduction in the Global Equipment & Materials (E&M) Project Worksheet (PW).

In accordance with the June 18 Resolution, this July 15 filing includes a project-by-project status update for Attachment A; identification of all FEMA and COR3 submissions; updated funding capacity figures; work plans and schedules for streetlight projects versioning efforts and the \$500 million E&M reconciliation; identification of funding gaps or duplication issues; and a proposed schedule for further Energy Bureau action on Attachments B and C. As stated in LUMA's Motion dated July 10, 2026, LUMA has requested an extension of time to submit the updated ranked list of all inactive projects, inclusive of cost estimates for Section 428, Section 406, Global E&M allocations, and incurred or expected costs.

2.0 Approved Attachment A – Project-by-Project Status Update

LUMA continues to coordinate closely with PREPA and FEMA to ensure the orderly, compliant and expedited activation and reactivation of projects within the FEMA-funded portfolio. Prior to the Energy Bureau's June 18 Resolution, 35 of the 101 projects approved under Attachment A had already been activated or reactivated, reflecting meaningful early progress in advancing these projects.

Additionally, on July 5, 2026, PREPA formally endorsed the remaining Attachment A projects and updated the Consolidated Project List accordingly. This action provided a clear pathway for continued FEMA processing and enabled additional advancement of the portfolio. As of July 15, 2026, FEMA has activated

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or reactivated 28 additional Attachment A projects, bringing the total number of active projects to 63 out of the 101 projects approved under Attachment A.

This progress demonstrates coordinated execution across agencies and reinforces LUMA's commitment to meeting the Energy Bureau's directives in a timely and structured manner.

A project-by-project status update is provided in **Exhibit 2**.

3.0 Versioning and Funding Adjustments Submitted to FEMA/COR3

On June 19, 2026, LUMA submitted six of the 17 streetlight projects identified for versioning to COR3 for initial review. These submissions represent the first phase of LUMA's effort to remove undergrounding scope from the streetlighting portfolio in accordance with Energy Bureau directives. Following COR3's review, LUMA will transmit the projects to FEMA to initiate the formal versioning process.

LUMA expects to submit the remaining 11 projects to COR3 in the coming weeks to ensure that all 17 projects advance through the required review and formulation sequence without delay.

The projects submitted on June 19, 2026, are listed below:

Project Name	COR3 Submittal Date
FAASt [Caguas Streetlighting] (Distribution)	June 19, 2026
FAASt [Trujillo Alto Streetlighting] (Distribution)	June 19, 2026
FAASt [Manatí Streetlighting] (Distribution)	June 19, 2026
FAASt [Dorado Streetlighting] (Distribution)	June 19, 2026
FAASt [Cataño Streetlighting] (Distribution)	June 19, 2026
FAASt [Aguadilla Streetlighting] (Distribution)	June 19, 2026

For the complete project list and additional details, please refer to **Exhibit 3**.

4.0 Funding Capacity Identified for Attachment A

As stated in Section 3.0, LUMA submitted six streetlight projects to COR3 to initiate the versioning process, specifically to remove the undergrounding scope consistent with the June 18 Resolution. Upon completion of FEMA's versioning review, these six projects are expected to generate **\$110,779,229.45** in savings.

As directed by the Energy Bureau, LUMA has identified the funding required to fully address the gap associated with Attachment A. Based on the updated costs estimates for the Attachment A projects, the reconciliation required is now \$30,240,068.37. LUMA intends to apply the savings produced by the versioning of the **FAASt Distribution Streetlight projects for Aguadilla, Cataño, and Dorado**, which collectively total \$30,678,038.13, toward Attachment A's reconciliation requirements. The remaining \$437,969.76 will be reserved for Attachment B.

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These actions ensure that the financial resources required for Attachment A are fully identified and aligned with the Energy Bureau's directives, while also supporting continued progress on Attachment B.

For additional details, please refer to **Exhibit 3**.

5.0 Work Plan and Schedule for Obligated Project Versioning

For the work plan regarding the 17 obligated streetlight projects to be versioned, please refer to **Exhibit 3**.

6.0 Work Plan and Schedule for \$500 Million Global E&M Reconciliation

The following table provides the detailed work plan to submit the E&M Amendment.

Action	Estimated Time to Complete Action
Review projects with scopes of work and cost estimates to validate the proposed use of components authorized in the E&M project.	2 weeks
Review projects without scopes of work or cost estimates to determine estimated E&M needs. - Projects in Attachment A, B, and C that do not have estimates. - Future projects	8 weeks
Validate project-specific data (Materials Management, Federal Funds)	2 weeks
Review long-lead materials and equipment procured and used to date. - <i>Procured.</i> - <i>Received.</i> - <i>Purchased and assigned.</i> - <i>Purchased, not assigned.</i>	4 weeks—concurrent with project validation
Identify types and amounts of components that will not be used in FEMA-funded projects. - <i>Determine the amount that can be de-obligated from the E&M project.</i> (Materials Management, Federal Funds)	3 weeks after the project data is validated
Stakeholder review of the final E&M list (e.g., Project Management teams and leadership).	4 weeks

LUMA's Report in Compliance with June 18 Order

Action	Estimated Time to Complete Action
Additional time for potential issues or constraints.	4 weeks
Draft the amendment to the E&M project and submit it to COR3.	2 weeks Expected delivery date: December 18, 2026
COR3 completes its review; submit the amendment request to FEMA.	4 weeks after COR3 submittal Expected delivery date: January 15, 2027

7.0 Funding Gaps and Pending FEMA/COR3 Actions

As of the date of this filing, LUMA has not identified any funding gaps related to Attachment A that could affect its implementation. LUMA continues to work closely with PREPA, COR3, and FEMA to formulate projects and refine their cost allocations.

8.0 Schedule for Additional Energy Bureau Actions (Attachments B and C)

LUMA has identified three Substation Component Replacement projects currently included in Attachment C—Juncos TC, Aguas Buenas, and Veredas Sect—for which the associated transformers are scheduled to arrive on October 15, 2026. Given this confirmed delivery timeline, and considering that Attachment C has not yet been approved by the Energy Bureau, the proposed amendment to the Global E&M FAAS allocation would occur too late to initiate timely FEMA formulation for these projects. Consequently, LUMA respectfully requests to include these projects as part of the modified Attachment A.

To maintain schedule integrity, avoid delays in deploying federally-funded equipment, and comply with FEMA's project development requirements, LUMA respectfully proposes the immediate activation of these three projects. Activating them will allow LUMA to initiate the projects with FEMA, assign FAAS numbers, and begin the review process immediately, ensuring that project execution can proceed as soon as the transformers arrive.

LUMA's proposal is as follows:

1. Activate the Juncos TC, Aguas Buenas, and Veredas Sect Substation Component Replacement projects¹, which require **\$23,517,826.67 in Section 428 funding** for their associated sub-

¹ These transformers are part of the broader set of 28 transformer units included in LUMA's FY2026 Reconciliation request submitted on May 20, 2026, and reinstated on June 23, 2026. The non-federally funded capital allocation requested in those filings remain necessary and are not replaced or modified by this submission. Rather, the purpose of this filing is to add the associated projects to Attachment A so they may be reactivated. Because the project reactivation process will take time and the transformer units are already arriving on the Island, LUMA requires timely approval of the previously requested non-federally funded allocation to support the preservation, storage, inspection, and other pre-installation activities necessary to maintain the

LUMA's Report in Compliance with June 18 Order

projects. LUMA has identified sufficient funding to support this activation.

The six streetlight projects submitted to COR3 are expected to generate **\$110,779,229.45** in savings, of which **\$30,240,068.37** is already designated to address the funding gap for Attachment A. LUMA proposes to allocate a portion of the remaining expected savings to activate the three Substation Component Replacement projects, enabling LUMA to initiate the FEMA review process and preventing delays associated with the October 2026 transformer delivery.

Accordingly, **LUMA respectfully requests the Energy Bureau's approval of this proposal.** The funding necessary to activate these projects has been fully identified, and early approval will ensure the responsible use of federal resources, maintain project momentum, and avoid unnecessary schedule impacts.

Finally, LUMA stands ready to meet with the Energy Bureau at its earliest convenience to discuss this request and provide any additional information or clarification the Bureau may require.

transformers in a ready-for-service condition pending project execution. LUMA intends to seek FEMA reimbursement for eligible project costs once the projects are reactivated and obligated; however, such funding will not be available in the interim, creating the immediate need for a non-federally funded allocation.

Exhibit 2

Attachment A – Activation Update

[Excel spreadsheet, to be submitted via email]

Exhibit 3

Distribution Streetlighting Projects to be Versioned
[Excel spreadsheet, to be submitted via email]