

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

IN RE: ACCELERATED EVALUATION OF
RENEWABLE ENERGY AND ENERGY
STORAGE PROJECT PROPOSALS TO
SECURE FEDERAL INVESTMENT TAX
CREDITS (ITCs)

CASE NO.: NEPR-MI-2025-0005

SUBJECT: Determination for Yabucoa
Energy ESSA Contract

RESOLUTION AND ORDER

On July 20, 2026, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") approved the proposed Energy Storage Services Agreement ("ESSA") filed by the Puerto Rico Electric Power Authority ("PREPA") submitting Yabucoa Energy, LLC ("Yabucoa Energy") proposed 100 MW, four-hour Battery Energy Storage System project ("Yabucoa Energy Project"), subject to revisions removing energy degradation provisions, correcting the project's location and facility references, and requiring the submission of the final interconnection studies upon their completion ("July 20 Resolution").

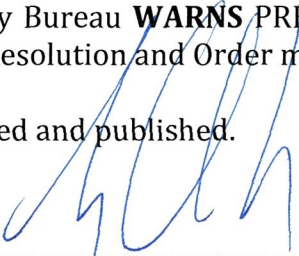
On July 30, 2026, PREPA filed a *Motion in Compliance with the July 20 Resolution* ("July 30 Motion"), informing the Energy Bureau that Yabucoa Energy had revised the proposed ESSA to incorporate the modifications required by the July 20 Resolution. Through the July 30 Motion, PREPA submitted the revised proposed contract ("Revised Proposed Contract") for the Energy Bureau's review and approval and requested confidential treatment for the Revised Proposed Contract.

Upon review of the Revised Proposed Contract, the Energy Bureau finds that PREPA and Yabucoa Energy substantially complied with the modifications required by the July 20 Resolution. However, the Energy Bureau notes that certain revisions remain outstanding. First, although the Yabucoa Energy Project location was corrected throughout most of the Revised Proposed Contract, the definition of "Site" still contains an incorrect project location. Second, while the provisions addressing energy degradation were removed, references to the "expected degradation" or "applicable degradation" remain in other provisions, including the *Discharging and Charging* and *Power Profile of Facility Across a Fully Duty Cycle* sections.

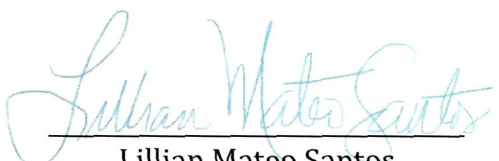
Accordingly, the Energy Bureau **APPROVES** the Revised Proposed Contract and authorizes the parties to proceed with its execution, subject to the condition that, prior to execution, PREPA and Yabucoa Energy **SHALL ENSURE** that the definition of "Site" on page 20 of the Revised Proposed Contract is revised to reflect the correct project location as illustrated in Appendix G of the Revised Proposed Contract and that all remaining references to "expected degradation" and "applicable degradation," including those contained in the *Discharging and Charging* and *Power Profile of Facility Across a Fully Duty Cycle* sections on pages 118 and 119 of the Revised Proposed Contract, are removed, consistent with the July 20 Resolution. The Energy Bureau further **GRANTS** confidential designation and treatment to the Revised Proposed Contract submitted as an exhibit to the July 30 Motion.

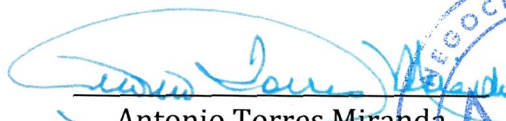
The Energy Bureau **WARNS** PREPA that, under Art. 6.36 of Act 57-2014, non-compliance with this Resolution and Order may carry the imposition of fines.

Be it notified and published.


Edison Avilés Deliz
Chairman


Sylvia B. Ugarte Araujo
Associate Commissioner


Lillian Mateo Santos
Associate Commissioner


Antonio Torres Miranda
Associate Commissioner



CERTIFICATION

I certify that the majority of the members of the Puerto Rico Energy Bureau agreed on July 31, 2026. Associate Commissioner Ferdinand A. Ramos Soegaard did not intervene. Also certify that on July 31, 2026. I have proceeded with the filing of this Resolution and was notified by email to: alexis.rivera@prepa.pr.gov; nzayas@gmlex.net; mvalle@gmlex.net; rcruzfranqui@gmlex.net.

I sign this in San Juan, Puerto Rico, today July 31, 2026.



Sonia Seda Gaztambide
Clerk

