

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

NEPR

Received:

Aug 3, 2026

6:24 PM

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

**MOTION REQUESTING AN EXTENSION OF TIME TO COMPLY WITH
RESOLUTION AND ORDER DATED JULY 23, 2026**

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COMES NOW the Puerto Rico Electric Power Authority ("PREPA"), through its counsel, and respectfully informs and requests as follows:

1. On July 23, 2026, the Energy Bureau issued a Resolution and Order regarding Proponent No. 7. In that Resolution and Order, the Energy Bureau clarified that it had previously established that the evaluation and negotiation process applicable to this proceeding would follow, in a manner substantially similar, the framework adopted for the Tranche 4 proceedings. Although the Energy Bureau recognized that project-specific modifications to the agreements may be appropriate, it emphasized that such modifications must be limited in scope and may not constitute material or substantive departures from the contractual framework previously approved by the Energy Bureau.

2. Accordingly, notwithstanding Proponent No. 7's characterization of its proposal as a hybrid project, the Energy Bureau determined that, for purposes of this proceeding, the proposal would not be treated or evaluated as a hybrid project. Instead, the proposed Solar PV facility and the Battery Energy Storage System ("BESS") would continue to be

evaluated independently under their respective contractual frameworks and governed by separate agreements. Consequently, each project will be evaluated on its own merits, and any negotiations or contractual revisions must remain consistent with the applicable contractual framework.

3. Further, the Energy Bureau ordered PREPA and Proponent No. 7 to continue their good-faith negotiations and, within ten (10) days from the notification of the Resolution and Order, jointly inform the Energy Bureau whether they have reached an agreement and, if so, submit the corresponding drafts agreement. Alternatively, if no agreement has been reached, the parties shall file a joint status report identifying the issues that remain unresolved and describing the efforts undertaken to resolve them.

4. Since the issuance of the Resolution and Order, PREPA and Proponent No. 7 have continued to negotiate and exchange communications in good faith in an effort to comply with the Energy Bureau's directives. Consistent with the Energy Bureau's Order, PREPA provided Proponent No. 7 with the draft contracts based on the contractual frameworks previously approved by the Energy Bureau.

5. Proponent No. 7 submitted red-lined versions of both the PPOA and the Energy Storage Services Agreement (ESSA) containing material revisions. PREPA subsequently provided Proponent No. 7 with the PPOA and ESSA incorporating the comments of PREPA and LUMA. On August 3, 2026, Proponent No. 7 returned revised versions of the PPOA and ESSA that continued to include material changes.

6. In light of the foregoing, PREPA respectfully requests an extension until August 7, 2026, to complete its review of the latest drafts submitted today by Proponent No. 7. Upon completion of that review, the parties will work together to submit a joint motion informing

the Energy Bureau of the status of the agreements, in compliance with the July 23, 2026 Resolution and Order.

7. This request is made in good faith, is not intended to cause unnecessary delay, and will facilitate the completion of the drafts review and negotiations consistent with the Energy Bureau's directives.

WHEREFORE, PREPA respectfully requests the Energy Bureau to: (i) take **NOTICE** of the foregoing; and (ii) **GRANT** until August 7, 2026, to comply with the July 23, 2026 Resolution.

In San Juan, Puerto Rico, this 3rd day of August 2026.

CERTIFICATE OF SERVICE

We hereby certify that this document was filed with the Office of the Clerk of the Energy Bureau through its Electronic Filing System at <https://radicacion.energia.pr.gov/login>.

s/ Alexis G. Rivera Medina
RUA No. 18747
Legal Affairs Director
Puerto Rico Electric Power Authority
alexis.rivera@prepa.pr.gov
P.O. Box 363928
San Juan, PR 00936
Tel. (787) 521-4643