NEPR

Received:

Aug 4, 2026

7:08 PM

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

IN RE: IN RE: REVISIÓN DEL PROGRAMA COMPRENSIVO DE MANEJO DE VEGETACIÓN DE LA AUTORIDAD DE ENERGÍA ELÉCTRICA	**CASE NO. NEPR-MI-2019-0005** **SUBJECT: Motion Seeking Clarification of the July 15th Resolution and Order and Reconsideration of the Reporting Template for Vegetation Management Progress Reports**

MOTION SEEKING CLARIFICATION OF THE JULY 15TH RESOLUTION AND ORDER AND RECONSIDERATION OF THE REPORTING TEMPLATE AND DEADLINE FOR VEGETATION MANAGEMENT PROGRESS REPORTS

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, respectfully submit the following:

I. Relevant Procedural Background

1. On August 8, 2024, this Honorable Puerto Rico Energy Bureau ("Energy Bureau") issued a Resolution and Order in *In Re: Review of LUMA's Initial Budgets*, Case No. NEPR-MI-2021-0004 ("2024 Order"), through which it ordered LUMA to utilize the template in Attachment A for the quarterly Vegetation Management reporting, and to file said reports in the present case within 45 days after the end of each quarter, beginning with the fourth quarter of Fiscal Year 2024 and continuing until further notice. *See* 2024 Order, p. 3. In compliance with the 2024 Order, LUMA has since filed quarterly Vegetation Management Progress Reports.

2. On April 15, 2026, the Energy Bureau issued a Final Resolution and Order on Electricity Rates ("Final Rate Order") in Case No. NEPR-AP-2023-0003, *In Re: Puerto Rico Electric Power Authority Rate Review* ("Rate Case Proceeding"). There, the Energy Bureau

imposed new monthly and quarterly reporting requirements on LUMA. *See* Final Rate Order, p. 176.

3. Thereafter, on May 13, 2026, the Energy Bureau issued a Resolution and Order ("May 13th Order") in this instant proceeding to provide the reporting templates that LUMA shall use to comply with the filing requirements set forth in the Final Rate Order. As to the reporting requirements, the Energy Bureau ordered LUMA to:

i. Beginning June 1, 2026, file monthly Vegetation Management Progress Reports using the templates provided in Attachment A of the May 13th Order, with the Transmission, Distribution, and Substation worksheets each populated in their entirety for every transmission line, primary distribution line, and substation addressed during the reporting month;
ii. Include with each monthly Progress Report (1) a narrative summary describing progress against the approved annual mileage targets, cumulative deployment of approved O&M funding by district, and any obstacles encountered during the reporting period; and (2) and island map depicting the lines, substations and rights-of-way being addressed;
iii. Beginning July 1, 2026, file quarterly FEMA FAASt vegetation management program updates required by the Final Rate Order, including the number of Project Worksheets obligated, total funds disbursed, any obstacles to timely obligation and deployment, and the status of municipal coordination agreements for post-federal clearing maintenance; and
iv. Submit each monthly Progress Report in both native spreadsheet format and PDF format, and the accompanying narrative and island map in PDF format.

Id., p.3.[1]

4. On May 20, 2026, LUMA filed a *Motion Requesting Stay of the Monthly Reporting Cadence for Vegetation Management Progress Reports as Established by May 13, 2026, Resolution and Order and the Final Resolution and Order on Electricity Rates* ("May 20th Motion"). There, LUMA requested the Energy Bureau to stay the portion of the May 13th Order requiring LUMA to file monthly Vegetation Management Progress Reports, until the Energy

[1] The Energy Bureau also stated that it expected LUMA's full cooperation in accessing geospatial, asset management, and field inspection tools that LUMA uses to identify the locations of overhead transmission and distribution lines and their associated rights-of-way. *Id*.

Bureau issues its order addressing LUMA's concerns regarding monthly vegetation management reporting in the Rate Case Proceeding.[2] Alternatively, LUMA requested the Energy Bureau to amend the quarterly template adopted in the 2024 Order to incorporate any new data elements identified in the Final Rate Order, while preserving the quarterly reporting cadence.[3]

5. On July 15, 2026, the Energy Bureau issued a Resolution and Order ("July 15th Order"), whereby it relieved LUMA of the requirements imposed by the 2024 Order; stated that the quarterly template adopted in the 2024 Order was superseded by the amended templates issued as Attachment A of the May 13th Order (and the July 15th Order); determined that all vegetation reports shall be filed quarterly, not monthly; and clarified that the quarterly reporting requirements, established through the May 13th Order, would begin with the work performed in June 2026. The Energy Bureau further set the due date for each quarterly report as the first day of the second month following the end of the reporting quarter. Accordingly, the first quarterly report is due on November 1, 2026. *Id*. p. 3.

II. Request for Clarification

6. LUMA welcomes the Energy Bureau's determination that all vegetation reports, whether federally funded or non-federally funded, shall be filed quarterly rather than monthly.

---

[2] On May 5, 2026, LUMA filed its Motion for Reconsideration of the Final Rate Order in the Rate Case Proceeding ("Motion for Reconsideration"). *See LUMA's Motion for Consideration of Final Rate Order*. There, LUMA requested the Energy Bureau, among other things, to reconsider the imposition of the monthly reporting requirement on vegetation management progress reports. *See id*., pp. 46-50. LUMA's general position was that the requirement of a monthly Progress Report created inconsistency with the 2024 Order and imposed duplicative reporting on the same activities using substantively overlapping fields. *Id.*, p. 46. Therefore, LUMA requested the Energy Bureau to reconsider the new monthly requirement and reinstate a single, uniform quarterly filing in the present docket, consistent with the 2024 Order framework. *Id*., p.47.

On May 18, 2026, the Energy Bureau issued a Resolution and Order in the Rate Case Proceeding, whereby it recognized LUMA, PREPA, and Genera's motions for reconsiderations as proper submissions and took them under advisement. *Id*., p. 2.

[3] On June 26, 2026, LUMA reiterated the requests made on the May 20th Motion. *See Motion Requesting Stay of the Monthly Reporting Cadence for Vegetation Management Progress Reports as Established by May 13, 2026, Resolution and Order and the Final Resolution and Order on Electricity Rates*, pp. 3-4.

Nonetheless, LUMA seeks clarification on the date from which the new quarterly reporting requirements established in the May 13th Order begin to apply. The July 15th Order states that "the quarterly reporting requirements established through the May 13 Order begin with the work performed in June 2026." *See id*, p. 3. However, June is the final month of the fourth quarter of fiscal year 2026.

7. Accordingly, LUMA believes that July 2026 is the appropriate starting month for applying the new quarterly requirements established in the May 13th Order. LUMA therefore respectfully requests that the Energy Bureau clarify if July 2026 is the correct starting month for compliance with the new reporting requirements, so that the filing schedule aligns with the quarterly reporting cycle.

III. Reconsideration of the Reporting Template and Deadline for Quarterly Reports

8. LUMA has been working with the Fiscal Oversight and Management Board ("FOMB") and other stakeholders to develop a more detailed, structured, and operationally consistent reporting template to update on vegetation management progress. As a result, LUMA is now using a new reporting template, included as **Exhibit 1** ("Proposed Template"), to provide updates on vegetation management to the Government, the FOMB, and the U.S. Department of Energy. LUMA respectfully requests that the Energy Bureau adopt the Proposed Template as the reporting template to be used in future quarterly Vegetation Management Reports to be filed in this docket.

9. The Proposed Template captures, for each transmission line addressed during the quarterly period, the following fields: FAASt; Line Voltage (kV); Transmission Lines ID #; Terminal 1; Terminal 2; Date; Circuit Miles Maintained / Cleared; Region; Right of Way (ROWs)

Width; ROW Acres Maintained / Cleared; Name of Contractor; Clearing Status; Type of Response; VM Activity Point of Contact (POC); Funding Source; Month; Quarter; Fiscal Year.

10. As to distribution lines addressed during the quarterly period, the Proposed Template captures the following fields: FAASt; Line Voltage (kV); QA/QC; Primary Distribution Line ID #; Clearing Date; Circuit Miles Maintained / Cleared; Right of Way (ROWs) Width; ROW Acres Maintained / Cleared; Municipalities Impacted; Name of Contractor; Clearing Status; Type of Response; VM Activity Point of Contact (POC); Funding Source; Month; Quarter; Fiscal Year.

11. LUMA does not propose any changes to the Substation sheet categories of information as established by the May 13th Order and the July 15th Order. LUMA will comply with the Substation reporting requirements as set forth by the aforementioned orders.

12. In addition to the "Summary" tab of the Quarterly Reports that LUMA regularly includes in each of its quarterly reports, the Proposed Template would also provide a list of "Vegetation Projects" tab that will include a broad range of information regarding FEMA project status, funding, costs, and other related information.

13. LUMA believes the Proposed Template presents data in a more detailed, structured, and operationally consistent manner. Adopting the Proposed Template would also establish a single source of truth and ensure consistent reporting across all stakeholders, including PREB, FOMB, and others. Approval of this template will allow LUMA to standardize across what it delivers, eliminate duplication, and streamline its internal processes.

14. Finally, LUMA notes that the July 15th Order modified the 2024 Order's deadline for submitting vegetation management quarterly reports, which previously required submission within 45 days after the end of each quarter. Specifically, the July 15th Order provides that "[e]ach quarterly Vegetation Management Progress Report shall be due by the first day of the second

month following the end of the reporting quarter." July 15th Order, p. 3. LUMA respectfully requests that the Energy Bureau reinstate the 45-day post-quarter deadline for submitting vegetation management progress reports. Reinstating that deadline would allow LUMA to use its existing process, support validation efforts, and allocate more resources efficiently.

15. LUMA remains available to meet with the Energy Bureau and/or its consultants to discuss the Proposed Template, find alignment, and resolve any outstanding matters.

WHEREFORE, LUMA respectfully requests that the Energy Bureau **take notice** of the aforementioned; **clarify** if July 2026 is the correct starting month for compliance with the new reporting requirements as set out in the May 13th Order; **reconsider** the templates ordered in the July 15th Order **and adopt** the Proposed Template to report on vegetation management progress for transmission and distribution lines in future quarterly reports; and **reinstate** the 45-day post-quarter deadline for submitting the quarterly vegetation management progress reports.

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 Jorge Fernández-Reboredo, jfr@sbgblaw.com, Alejandro López Rodríguez, alopez@sbgblaw.com, legal@genera-pr.com, regulatory@genera-pr.com.

In Guaynabo, Puerto Rico, this 4th day of August 2026.

DLA PIPER

DLA Piper (Puerto Rico) LLC

B-7 Tabonuco St.
Suite 1501
Guaynabo, PR 00968
Tel. 787-945-9132
Fax 939-697-6102

/s/ Yahaira De la Rosa Algarín
Yahaira De la Rosa Algarín
RUA Núm. 18,061
yahaira.delarosa@us.dlapiper.com

/s/ Emmanuel Porro González
Emmanuel Porro González
RUA Núm. 23,704
emmanuel.porrogonzalez@us.dlapiper.com

Exhibit 1

[*Excel spreadsheet to be submitted via email*]