

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

IN RE: REQUEST FOR CERTIFICATION
AGROENERGÉTICA LLC.

CASE NO.: NEPR-CT-2026-0004

SUBJECT: Requirement of Information.

RESOLUTION AND ORDER

On April 27, 2026, Agroenergética LLC ("Agroenergética") filed before the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") the following forms and documents ("April 27 Submission"):

1. *Personal Information Electric Power Companies* (Form NEPR-B01).
 - a. Puerto Rico Department of State *Certificate of Organization* issued on January 3, 2024.
 - b. Puerto Rico Department of State *Certificate of Good Standing* issued on April 27, 2026.
2. *Information on Affiliate or Subsidiary Entities* (Form NEPR-B02).¹

On May 12, 2026, Agroenergética filed a *Request for Certification Electric Power Companies* (Form NEPR-B04) with attached documents, requesting certification as an electric power company under Regulation 8701² for a renewable generation and microgrid project to be in the Municipality of Moca ("May 12 Request for Certification").

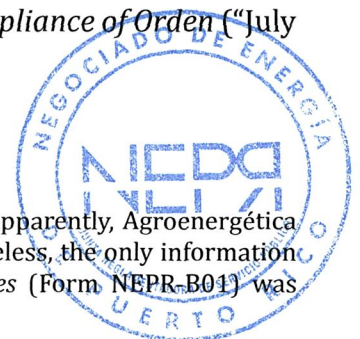
On June 26, 2026, the Energy Bureau issued a Resolution and Order ("June 26 Resolution") deeming the April 27 Submission and May 12 Request for Certification as incomplete and granted thirty (30) days for the following:

1. To submit all necessary information and documentation required to demonstrate compliance with the applicable provisions of Regulation 8701, as listed in Part A of the Resolution, to enable the proper evaluation of the Request for Certification.
2. Agroenergética must clarify in its *Request for Certification* (Form NEPR-B04) if the energy storage and energy resale are included as contractually distinct from generation, that is: (i) if these are independent services or, (ii) if they are "ancillary services" included as part of the energy generation service.
3. Agroenergética must submit the *Microgrid Register Form* (Form NEPR-D01), and its annexes, required to demonstrate compliance with the applicable provisions of Regulation 9028, as listed in Part IIB of the Resolution, to enable the proper evaluation of the Microgrid register request.

On July 23, 2026, Agroenergética filed a document titled *Motion in Compliance of Orden* ("July 23 Motion") including the following documents:

¹ The form did not include any information about affiliate or subsidiary entities. Apparently, Agroenergética filled this form instead of using *Complementary Sheet* (Form NEPR-Z01). Nevertheless, the only information included in the form is that the *Personal Information Electric Power Companies* (Form NEPR-B01) was submitted.

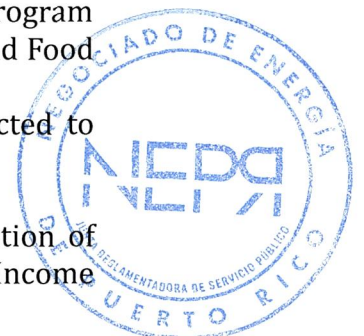
² *Amendment to Regulation No. 8618, on Certifications, Annual Fees and Operational Plans of Electric Service Providers in Puerto Rico*, Regulation 8701, Energy Bureau, February 17, 2016 ("Regulation 8701"), as amended by *Amendment to Regulation No. 8701, on Certifications, Annual Fees and Operational Plans of Electric Service Providers in Puerto Rico*, Regulation 9182, Energy Bureau, June 24, 2020 ("Regulation 9182").



1. *Request for Certification Electric Power Companies* (Form NEPR-04), Amended.
 - a. Statement affirming the sufficiency of the company's human resources, as requested by Section 3.03(A)(4) of Regulation 8701.
 - b. Statement certified by a Certified Public Accountant that attests to minimum financial resources of the company, as required by Section 3.03(A)(3). It also attests that the company has the financial capacity and solvency to finance the construction and operation of new or under renovation facilities, as required by Section 3.03(B)(1)(b).
 - c. Description of technical specifications of units and equipment, among others, used for the provision of the service (Section 3.03(B)(1)(c)).
 - d. Property Leasing Agreement, as required in Part B - Information of Electric Service Facilities: "Indicate if the company is the owner of the facility" and "Specify the title or legal business whereby it is in possession".
 - e. Document titled *Agrivoltaics PV System with Battery Energy Storage and Back-Up Power (Agrivoltaics Microgrid) for Integration to the Grid at Farming Facility in Moca, PR*, with information on:
 - i. Proposed microgrid system architecture.
 - ii. PV Solar system energy generation projection.
 - iii. Proposed energy export to utility grid.
 - iv. Proposed point of interconnection, location and coordinates.
 - v. Total area requirements.
 - vi. Available land for agricultural production.
 - vii. Energy impact coverage for neighboring communities.
 - viii. Benefits for the utility company.
 - ix. Operation and maintenance plan, procedures and template contracts.
2. *Personal Information Electric Power Companies* (Form NEPR-B01).
3. *Operational Report Electric Power Companies* (Form NEPR-B03).

In the July 23 Motion and attached documents Agroenergética reported, among other things, the following:

1. Regarding its certification and registration requests.
 - a. Agroenergética intends to be certified as an Electric Power Company only.
 - b. It interprets that under Regulation 9028 it can't sell the totality of the energy generated under the model of Third-Party Microgrid so the project will not be viable as such.
 - c. Agroenergética is withdrawing its request as Microgrid.
 - d. Energy storage is an ancillary service not an independent service.
 - e. It is submitting the updated forms and information to comply with the June 26 Resolution.
2. Funding for the project
 - a. The construction of its project depends on federal funds.
 - b. The project was assigned a 60% of its cost by CDBG-DR, through the Puerto Rico Housing Agency.
 - c. Agroenergética submitted a proposal under CDBG-DR ER2 program funding in support of the project "Agrivoltaics for Energy and Food Security in Rural Northwestern Puerto Rico".
 - d. The proposal was among the twenty (20) proposals selected to proceed to the next phase of project awarding.
3. Regarding the details of its energy project
 - a. The main project activities for the project are the production of continuous, resilient energy to benefit a Low- to Moderate-Income



(LMI) people while maintaining the main purpose of agricultural land which is the production of food.

- b. The project tries to design and perform strategic project delivery of a 2.2 MW DC photovoltaic (PV) facility co-located with local specialty agricultural crops at Hacienda Gosén, a farm and food processing facility in the Barrio Gordo in Moca.
 - c. The project consists of the photovoltaic solar energy system, two (2) units of 750 KVA, 2.5 MWh battery energy storage system (BESS) as a centralized energy storage and a management system, a microgrid controller that manages the energy assets and the electrical ancillary equipment with provides the electrical combination and interconnection.
 - d. The system's operations and energy delivery to the grid will be regulated, or capped, at a maximum power capacity to ensure consistent power supply during daytime hours when solar power generation is in progress, as well as peak demand hours (between 4 – 9 pm) with BESS discharge.
 - e. The system will provide power-as-a-service to the local community via a power purchase and operating agreement (PPOA).
 - f. The combination of these technologies provides the electrical power capacity sufficient to support approximately 400-450 household units in the nearby community, also it will serve as an electrical power enhancement to the utility electrical feeder in the vicinity.
4. Agricultural aspect of the project
- a. From an agricultural perspective, the project will provide approximately 10 acres of conditioned and enriched soil for cultivation of horticulture and high value crops.
 - b. Land between structure rows could become vegetable and green crops cultivation areas, while shaded soil below structures could become ginger, turmeric and cocoa areas.
 - c. It will also add opportunities for research and agricultural land use, leading to new crop development, product availability, and job creation in the area.

On July 27, 2026, Agroenergética filed the following additional documents:

1. *Request for Certification Electric Power Companies* (Form NEPR-B04) Revised. Including the following information not in the Form NEPR-B04 submitted on July 23:
 - a. The signature by an authorized representative of the company that the information submitted is correct and complete, as required by Section 3.03(D) of Regulation 8701.
2. Complementary Sheet (NEPR Form-Z01) to Form NEPR-B04.
 - a. Including the following information not in the Form NEPR-B04 submitted on July 23: The number assigned to the GD project as filed at the LUMA website.
3. *Operational Report Electric Power Companies* (Form NEPR-B03) Revised. Including the following information, additional or different to that submitted in Form NEPR-B03 submitted on July 23:
 - a. Changing that the company will be operation the system by itself instead through a contracted entity as Reported on July 23.
 - b. Referencing the following document.
4. Document titled *Agrivoltaics Microgrid Energy and Resilience Project*, describing diverse aspects of the project:
 - a. Technical system overview.
 - b. Public Interest Benefits.
 - c. Technical Benefits
 - d. Voltage support.
 - e. Frequency Response.
 - f. Solar Variability Smoothing.



- g. Export Limitation and Feeder Protection.
- h. Islanded Operation During Feeder Outages.
- i. Contribution to Distribution Resilience.
- j. Regulatory Compliance Benefit.
- k. Economic Benefits.
- l. Service Expansion Opportunities.
- m. Levelized Cost of Energy Analysis.
- n. Proposed Pricing Structure.

II. Applicable Laws and Analysis

A. Request for Third-Party Microgrid Certification

In the July 23 Motion Agroenergética included an amended *Request for Certification* (Form NEPR-B04) and requested not to be a microgrid but as an Electric Power Company.

The Energy Bureau will consider the microgrid register request as withdrawn.

B. Services to be provided as Electric Power Company

In the July 23 Motion Agroenergética clarified that the service it would be dedicated is generation, and that storage would be included as an ancillary service, not as independent service.

The Energy Bureau will consider the request for certification as an Electric Power Company only for energy generation.

C. Request for Certification as an Electric Power Company

Agroenergética has reported that it is developing its project, therefore certain information and documentation is still unavailable. The status of Agroenergética's request is as follows:

C1. Personal Information (Form NEPR-B01)

The updated *Personal Information Electric Power Companies* (Form NEPR-B01) filed by Agroenergética on July 23, 2026, included all the information and documents required by Section 2.01 of Regulation 8701.

C2. Request for Certification (Form NEPR-B04)

The status of the information and documentation for *Request for Certification Electric Power Companies* (Form NEPR-B04) supplied by Agroenergética is as follows:

General Information		
Section 3.03(A)(1)	Type of electric service.	Complied
		Distributed Generators with aggregated capacity of one (1) MW or more
		Reported in NEPR-B04 filed on 2026-07-27.
Section 3.03(A)(1)	Aggregated capacity of the company's generation (MW)	Complied
		Submitted with NEPR-B04 filed on 2026-07-27.
General Information		
Section 3.03(A)(1)	Annual energy billed (MWh)	Pending
		System is yet to be operational.
		Reported in NEPR-B04 filed on July 27, 2026.
Section 3.03(A)(1)	Annual energy resold (MWh)	N/A

Section 3.03(B)(1)(a)	Energy sources used in installations	Complied
		Submitted with NEPR-B04 filed on 2026-07-27.
Information of Electric Service Facilities		
Section 3.03(B)(1)(b)	Type of Facility	Complied
		Submitted with NEPR-B04 filed on 2026-07-27.
Section 3.03(B)(1)(b)	Physical Address of Facility Postal Address of Facility	Complied
		Reported in NEPR-B04 filed on 2026-07-27.
Section 3.03(A)(6)	Ownership of Facility	Complied
		Agrivoltaics Microgrid Energy and Resilience Project Proposal
		Submitted with NEPR-B04 filed on 2026-07-27.
Section 3.03(A)(6)	Possession title or legal business	Complied
		Property Leasing Agreement.
		Filed on 2026-07-23.
Section 3.03(A)(2)	Information regarding the contracts or legal transactions with PREPA or another electric power company.	Pending ³
		Reported in NEPR-B04 filed on 2026-07-27.
Section 3.03(A)(3)	Statement certified by a Certified Public Accountant that attests minimum financial resources of the company.	Incomplete ⁴
		Statement signed by CPA on July 23, 2026.
		Submitted with NEPR-B04 filed on 2026-07-23.
Section 3.03(A)(4)	Statement affirming the sufficiency of the company's human resources.	Submitted with NEPR-B04 filed on 2026-07-23.
Section 3.03(A)(5)	Copy of permits, authorizations and endorsements obtained to operate, do business and provide services in PR.	Complied
		1. Certificate of Good Standing issued by the Puerto Rico Department of State on April 27, 2026. 2. Certificate of Organization issued by the Puerto Rico Department of State on January 3, 2024.
		Submitted with NEPR-B01 on 2026-04-27.
		Certification of Funds for Agroenergética Project.
		Included in CDBG-DR Grant Agreement between Agroenergética and the PR Housing Department filed on July 22, 2025. Submitted with NEPR-B04 filed on 2026-07-23.
Section 3.03(B)(1)(b)	A certification stating that the company has obtained all necessary permits, from the	Pending ⁵
		Reported in July 23 Motion.

³ Pending agreement on a contract with the PREPA.

⁴ In the July 23 Motion, page 2, ¶12.

⁵ Building permits in process. Further information depends on the ongoing development of the project.



	appropriate public entities, to construct new facilities.	<i>CDBG-DR Grant Agreement between Agroenergética and the PR Housing Department filed on July 22, 2025.</i>
		Submitted with NEPR-B04 filed on 2026-07-23.
		Extension of primary lines to the interconnection substation granted by LUMA on May 21, 2026.
		Reported in NEPR-B04 filed on 2026-07-27.
Section 3.03(B)(1)(b)	A certification that attests that the company has the financial capacity and solvency to finance the construction and operation of new or under renovation facilities.	Complied
		Statement signed by CPA on July 23, 2026.
		Submitted with NEPR-B04 filed on 2026-07-23.
Section 3.03(B)(1)(c)	Description of technical specifications of units and equipment, among others, used for the provision of the service.	Incomplete⁶
		<i>Agrivoltaics PV System with Battery Energy Storage and Back-Up Power (Agrivoltaics Microgrid) for Integration to the Grid at Farming Facility in Moca, PR.⁷</i>
		Submitted on July 23, 2026.
		<i>Agrivoltaics Microgrid Energy and Resilience Project Proposal.⁸</i>
		Submitted on July 27, 2026.
Section 3.03(B)(2)(b)	Amount of installed systems, installed capacity and number of clients by electric service region.	Pending
		First system to be installed: 2.2 MW Distributed Generation and 5,000 kWh of BESS storage.
		Reported in NEPR-04 filed on July 27, 2026.
Section 3.03(B)(2)(c)	List of equipment used for the provision of services.	Pending

In the July 23 Motion Agroenergética reported as enclosed its financial statements requested in the June 26 Resolution, but they were not included.

In the document titled *Agrivoltaics Microgrid Energy and Resilience Project Proposal*, submitted on July 27, 2026, with the *Certification Request* (Form NEPR-B04), certain documents are listed but not included.

C3. Operational Report (Form NEPR-B03)

The status of the information and documentation for *Operational Report Electric Power Companies* (Form NEPR-B03) supplied by Agroenergética is as follows:

Section 2.02(A)(1)(a)	Projection of the percent of the total demand that it intends to meet in PR.	Complied
		Submitted with NEPR-B03 filed on July 27, 2026.

⁶ The document includes specifications and capacity of proposed equipment but only the Battery Energy Storage Systems (BESS) is described by brand and model in page 9.

⁷ CDBG-DR-ER2 Project User Requirements Specifications.

⁸ The BESS is also described by brand and model in page 7 of this document.



Section 2.02(A)(1)(b)	Information regarding charges and rates, and the company efforts to orient clients and promote efficient electric energy consumption.	Pending
		Pending agreement on a contract with the PREPA. Reported in NEPR-B03 filed on July 27, 2026.
		Suggested charges included in <i>Agrivoltaics Microgrid Energy and Resilience Project Proposal</i> . ⁹ Submitted on July 27, 2026.
Section 2.02(A)(1)(c)	Projection of capital investments for the next year after the submission of the Report.	Complied
		Submitted with NEPR-B03 filed on July 27, 2026.
Section 2.02(A)(1)(d)	Contact information and credentials of the entity to be hired in case the system operation is contracted.	Complied
		Company will operate its system.
		Reported in NEPR-B03 filed on July 27, 2026.
Section 2.02(A)(1)(e)	Total Generation, in MWh, produced by the generation system before the submission of the Operational Report.	N/A
		System is yet to be operational.
		Reported in NEPR-B03 filed on July 27, 2026.
	Net Generation (Total Generation - Consumption), in MWh, produced by the generation system during the period before the submission of the Operational Report.	N/A
		System is yet to be operational.
		Reported in NEPR-B03 filed on July 27, 2026.
Section 2.02(A)(1)(e)	Schedule of operation before the submission of the Operational Report.	N/A
		System is yet to be operational.
		Reported in NEPR-B03 filed on July 27, 2026.
Section 2.02(A)(1)(e)	Capacity Factor the period before the submission of the Operational Report.	N/A
		System is yet to be operational.
		Reported in NEPR-B03 filed on July 27, 2026.
Section 2.02(A)(1)(e)	Scheduled Outages: should specify the date, hour, duration and purpose of the outages that have occurred on the company's electric equipment, before the submission of the Operational Report.	N/A
		System is yet to be operational.
		Reported in NEPR-B03 filed on July 27, 2026.
Section 2.02(A)(1)(e)	Non-scheduled Outages: should specify the date, hour, duration and purpose of the outages that have occurred on the company's electric equipment, before the submission of the Operational Report.	N/A
		System is yet to be operational.
		Reported in NEPR-B03 filed on July 27, 2026.

⁹ Page 12.



In the document titled *Agrivoltaics PV System with Battery Energy Storage and Back-Up Power (Agrivoltaics Microgrid) for Integration to the Grid at Farming Facility in Moca, PR*¹⁰, submitted with the amended *Operational Report* (Form NEPR-B03) Agroenergética included a conceptual physical layout of the PV solar system without clear geographic ubication (Figure 1, page 4), and a map that doesn't clearly show the geographic location (Figure 2, page 6). Also, the diagram of the energy system doesn't show its components (Figure 10, page 16).

Agroenergética **complies** with the essential requirements of Regulation 8701 to be granted the certification as an *Electric Service Company*.

III. Conclusion

The Energy Bureau **DETERMINES** that Agroenergética **COMPLIED** with regulatory criteria and **CERTIFIES** it as an *Electric Service Company* under Regulation 8701.

Nonetheless, Agroenergética has not submitted certain information or documents as listed in Part II of this Resolution. The Energy Bureau **GRANTS** Agroenergética **fifteen (15) days** to submit:

1. Copy of its financial statements as requested in the June 26 Resolution.
2. Regarding the document titled *Agrivoltaics PV System with Battery Energy Storage and Back-Up Power (Agrivoltaics Microgrid) for Integration to the Grid at Farming Facility in Moca, PR*.
 - a. The geological and physical location of the information depicted in Figure 1 at page 4 and Figure 2 at page 6 in relation to the communities and municipality.
 - b. A clear copy of Figure 2, at page 6.

The Energy Bureau **ORDERS** Agroenergética that as the proposed project is further along in its development it **SHALL** submit the corresponding information and documents, listed in Part II, as required by Regulation 8701.

The Energy Bureau **WARNS** Agroenergética that failure to comply with this Resolution and Order could result in the imposition of fines in accordance with Section 6.36 of Act 57-2014¹¹.

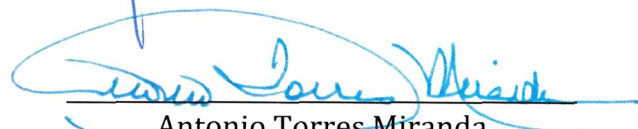
Be it notified and published.



Edison Avilés Deliz
Chairman

Lillian Mateo Santos
Associate Commissioner

Ferdinand A. Ramos Soegaard
Associate Commissioner

Sylvia B. Ugarte Araujo
Associate Commissioner

Antonio Torres-Miranda
Associate Commissioner

¹⁰ Submitted on July 23, 2026.

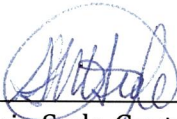
¹¹ Known as the *Puerto Rico Energy Transformation and RELIEF Act*, as amended ("Act 57-2014").



CERTIFICATION

I certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on August 11, 2026. I also certify that on August 11, 2026 I have proceeded with the filing of the Resolution and Order issued by the Puerto Rico Energy Bureau, and a copy of this Resolution and Order was notified by electronic mail to dperez@puraenergiapr.com; agarcia@puraenergiapr.com.

I sign this in San Juan, Puerto Rico, on August 11, 2026.



Sonia Seda Gaztambide
Clerk

