

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

IN RE: Petition for Approval of Amendment to PPOA between Energiza, LLC and PREPA

CASE NO.: NEPR-AP-2025-0003

SUBJECT: Order requiring updated status Report and Completion Schedule.

RESOLUTION AND ORDER

I. Introduction and background

By Resolution dated December 10, 2024, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") approved an Energy Compliance Certificate (the "Certificate") in connection with a Power Purchase and Operating Agreement ("PPOA") to be executed between Energiza LLC ("Energiza"); San Juan Generation Assets LLC; Cratos Energy Holdings LLC and the Puerto Rico Electric Power Authority ("PREPA") to develop a 478 MW natural gas-fired generation facility. After the issuance of the Certificate of Compliance, on June 20, 2025, the Energy Bureau received a petition filed by PREPA requesting approval of an amendment to the PPOA. After several procedural steps, including the filing of additional information by PREPA, on December 10, 2025, the Energy Bureau approved the requested amendment.

II. Analysis

The need for timely completion and interconnection of available generation resources is significant under current system conditions. Recent public reports based on information from LUMA and the generation operators describe repeated generation shortfalls and load shedding events during the summer.

III. Discussion

Act 57-2014¹ grants the Energy Bureau broad authority to supervise and enforce Puerto Rico's energy public policy and to adopt the regulatory actions necessary to ensure the capacity, reliability, safety, and efficiency of the electric system. Article 6.3 authorizes the Energy Bureau to require and collect information for the proper performance of its duties, to require certified electric service companies to maintain and submit records, data, documents, and plans, and to issue orders and fashion remedies to carry out the purposes of the statute.

In addition, Article 6.22(a)(8) of Act 57-2014 requires electric service companies and the transmission and distribution contractor to submit any information, data, document, or specific report that the Energy Bureau deems necessary to exercise its functions. Article 6.24 further authorizes the Energy Bureau to require the production of records, documents, information and data needed to fulfill its statutory responsibilities. Article 6.32 specifically places contracts between electric service companies and independent power producers, including power purchase and interconnection agreements, within the Energy Bureau's regulatory oversight and requires that interconnection not threaten the reliability or security of the electric grid.

The Energy Bureau finds it necessary to require Energiza, PREPA, and LUMA to provide a joint comprehensive, current, and coordinated status report establishing the precise work that remains, the party responsible for each pending item, and a definite schedule for completion, testing, interconnection, and commercial operation. To the extent the parties disagree about responsibility for any remaining activity or schedule impact, each party shall

¹ Puerto Rico Energy Transformation and RELIEF Act, as amended ("Act 57-2014").



state its position with specificity and identify the contractual, technical, or regulatory basis for that position.

IV. Order

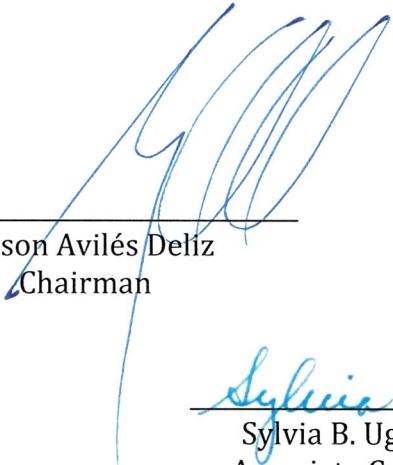
WHEREFORE, the Energy Bureau **ORDERS**:

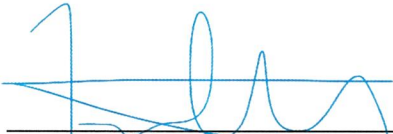
1. Within ten (10) calendar days from the notification of this Resolution and Order, Energiza, PREPA, and LUMA SHALL FILE a joint verified status report on the Energiza project. If the parties are unable to agree on any portion of the report, the joint filing shall identify each disputed matter and separately state each party's position.
2. The status report SHALL provide a current percentage of completion for the generation facility and for each material component of the interconnection facilities, including the switchyard and any remaining transmission, protection, control, communications, metering, testing, commissioning, easement, access, or transfer work required for permanent interconnection.
3. The status report SHALL identify every remaining action, deliverable, approval, study, design review, request for information, test, inspection, agreement, permit, easement, or other prerequisite to: (i) complete the interconnection facilities; (ii) achieve full energization; (iii) achieve Commercial Operation; (iv) achieve Substantial Completion; and (v) achieve Final Completion. For each item, the report shall identify the party responsible, the date the item was first requested or became due, its present status, and the date by which it will be completed.
4. The status report SHALL state the project's current operating and energization status, including the maximum MW that Energiza is authorized and technically capable of injecting into the grid; the maximum MW actually delivered to the grid to date; the date on which energy was first delivered; and whether any contractual or operational limitation prevents the project from exporting its full available capacity.
5. The status report SHALL include a detailed, critical-path schedule establishing firm target dates for completion of all remaining interconnection work, full energization, Commercial Operation, Substantial Completion, and Final Completion. The parties shall not use "TBD," "under review," or substantially similar indefinite terminology for these milestones unless they provide a detailed explanation identifying the specific unresolved dependency, the party responsible for resolving it, and a date certain by which the dependency will be resolved.

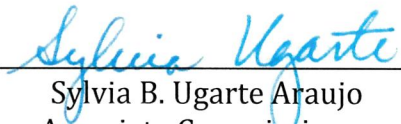
The Energy Bureau further reminds that non-compliance with the Energy Bureau's lawful orders is mandatory. Article 6.36(a) of Act 57-2014 authorizes the Energy Bureau to impose administrative fines of up to Twenty-Five Thousand Dollars (\$25,000) per day for violations of Act 57-2014, the Energy Bureau's regulations, or its orders, subject to the statutory limitations. The Energy Bureau therefore expressly warns that failure to timely comply with the directives set forth below may result in the initiation of proceedings to impose administrative penalties and any other remedy available by law.

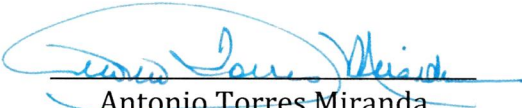
Be it notified and published.





Edison Avilés Deliz
Chairman

Ferdinand A. Ramos Soegaard
Associate Commissioner

Sylvia B. Ugarte Araujo
Associate Commissioner

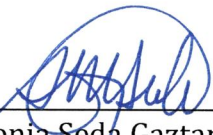
Antonio Torres Miranda
Associate Commissioner

Omar M. Rodríguez González
Associate Commissioner

CERTIFICATION

I certify that the majority of the members of the Puerto Rico Energy Bureau has so agreed on August 21 2026. I also certify that on August 21 2026 I have proceeded with the filing of the Resolution and Order issued by the Puerto Rico Energy Bureau and a copy was notified by electronic mail to the following: Alejandro.figueroara@lumapr.com; legal@lumapr.com; PREBorders@lumapr.com; alexis.rivera@prepa.pr.gov; nzayas@gmlex.net; rcruzfranqui@gmlex.net; mvalle@gmlex.net.

I sign this in San Juan, Puerto Rico, today August 21, 2026.



Sonia Seda Gaztambide
Clerk