

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

NEPR

Received:

Sep 8, 2026

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

CASE NO. NEPR-AP-2025-0003

SUBJECT: Joint Motion in Compliance with
August 21, 2026, Resolution and Order

**JOINT MOTION IN COMPLIANCE WITH AUGUST 10, 2026, RESOLUTION AND
ORDER**

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COME NOW LUMA Energy, LLC, and LUMA Energy ServCo, LLC (jointly, “LUMA”), **Energiza, LLC** (“Energiza”), and the **Puerto Rico Electric Power Authority** (“PREPA”), through their respective undersigned counsel or representatives, and respectfully state and request the following:

1. On August 21, 2026, the Puerto Rico Energy Bureau of the Public Service Regulatory Board (“Energy Bureau”) issued a Resolution and Order (the “August 21st Resolution”) directing Energiza, PREPA and LUMA (collectively, the “Parties”) to file, within ten (10) calendar days of notification, a joint verified status report concerning the Energiza project in accordance with the requirements set forth in the August 21st Resolution (the “Joint Status Report”). *See* August 21st Resolution, p. 2.

2. On August 31, 2026, PREPA filed a *Motion for Extension of Time to Comply with the August 21, 2026 Resolution and Order* in which PREPA requested an extension of five (5) working days, until September 8, 2026, to submit the Joint Status Report, needed to undertake the coordination with multiple parties, attend scheduled meetings to discuss the project’s status, and

obtain and evaluate key information from the Puerto Rico Public Private Partnerships Authority that is necessary to ensure the Joint Status Report is comprehensive and accurate.

3. In compliance with the August 21st Resolution and within the requested extension period, the Parties submit herein the Joint Status Report. *See Exhibit 1.*

WHEREFORE, the Parties respectfully request that the Energy Bureau **take notice** of the foregoing, **accept** the joint verified status report included in *Exhibit 1*, and **deem** the Parties in compliance with the August 21st Resolution and Order.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 8th day of September 2026.

We hereby certify that we filed this Motion using the electronic filing system of this Energy Bureau.

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Luis Humberto Berrios
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Exhibit 1

Joint Verified Report

JOINT VERIFIED STATUS REPORT AND COMPLETION SCHEDULE

*In Compliance with the Resolution and Order Issued August 21, 2026 in NEPR-AP-2025-0003, In Re: Petition for Approval of Amendment to PPOA between Energiza, LLC and PREPA
Submitted by the Puerto Rico Electric Power Authority ("PREPA"), LUMA Energy ServCo, LLC ("LUMA") and Energiza, LLC ("Energiza")*

PREB-1 Percentage of Completion — Generation Facility and Interconnection Facilities

Order Paragraph 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.*

Response

Generation facility. Physical construction completion is 0%. The facility is in the pre-construction phase; construction mobilization is scheduled to follow financial close (target by December 31, 2026) and Full Notice to Proceed (target January 1, 2027), with Guaranteed Construction Start on May 1, 2027. Development-phase activities (procurement, engineering integration, permitting, and financing) are substantially advanced, as detailed in PREB-2 and PREB-4.

Interconnection facilities. The material interconnection components and their present status are set out below. Physical construction of the interconnection facilities has not commenced. The current phase, as originally studied, involved a generation asset of 460 MWs to be connected at the future Portuaria substation as point of interconnection. This study was completed on July 18, 2024. However, given changes in nameplate capacity to 528 MW as part of Energiza's January 2026 PPOA Amendment, a new study was warranted. The information regarding these changes and the required payments were received by LUMA on August 13, 2026. On September 2, 2026, Energiza and LUMA discussed two alternative Points of Interconnection to replace the original. Both parties identified one of the alternatives as the more practical option and agreed to continue the corresponding analyses and discussions.

The parties are in disagreement with respect to the responsibility for the costs of the network upgrades. The position of each of the parties is set forth below:

PREPA: PREPA has not assumed financial responsibility for the Network Upgrades attributable to the Energiza project. Although the PPOA incorporated the estimated \$2.6 million cost associated with the Point of Interconnection facilities, neither the PPOA nor its amendments expressly allocated to PREPA the estimated \$168 million cost of the Network Upgrades. Section 23.2 provides that PREPA shall bear no interconnection, distribution, or transmission costs except as expressly set forth in the PPOA. Consistent

with Section 4.1(h), the scope, design, construction requirements, estimated cost, and schedule of the required facilities remain subject to the updated interconnection studies and the applicable Interconnection Agreement. Neither those studies nor the identification of PREPA or LUMA as responsible for particular coordination or implementation activities creates a financial obligation for PREPA. Accordingly, nothing in this Report constitutes PREPA's acceptance of financial responsibility for the Network Upgrades.

LUMA: LUMA communicated the results of the System Impact Studies, the Point of Interconnection Facility Studies, and the Form of Interconnection Agreement to the P3 which oversaw conducting the RFP. The Form Large Generation Interconnection Application (LGIA), also provided to the P3 during the RFP, attributes the costs of these upgrades to the Interconnection Customer. LUMA is unable to execute an Interconnection Agreement, nor construct the necessary Network Upgrades attributable to the Energiza project without prior certification of funds.

Energiza: Following receipt of the results of the interconnection studies from LUMA during the RFP process, it was agreed that Network Upgrades would not be the responsibility of Energiza and Energiza is only responsible for the Point of Interconnection costs. This agreement is reflected in Energiza's PPOA with the exact cost estimate for the Point of Interconnection of \$2.6 MM being incorporated into the PPOA and reflected in Energiza's Interconnection Cost Payment in the PPOA. Had the Network Upgrades been part of Energiza's scope of costs, the Estimated Interconnection Costs in the PPOA would have reflected the \$168 MM estimated for Network Upgrades in addition to the \$2.6 MM Point of Interconnection costs because both Point of Interconnection costs and Network Upgrades are reimbursed to the developers through the Interconnection Cost Payment of the PPOA.

Component	Responsible Party ¹	Present Status	% Complete
Interconnection studies (updated for GE 7HA.02, incl. Black Start sizing)	Energiza / LUMA	Updated application package submitted to LUMA by Energiza on August 4, 2026, Study payment received by LUMA from Energiza on August 13, 2026. Model review was requested by LUMA to Energiza on August 19, 2026, and the revised model was received by LUMA on August 27, 2026. Updated study is	In progress

¹ This list only covers who is responsible for the tasks described in it and does not address the responsibility for costs.

Component	Responsible Party ¹	Present Status	% Complete
		being finalized by LUMA. Energiza submitted a clarification request to LUMA on July 6 th , 2026, on the MTR requirements for Synchronous Generation. LUMA review in progress.	
Interconnection Agreement	Energiza / PREPA / LUMA	Application submitted by Energiza to LUMA and LUMA's review is in progress; execution targeted October 1, 2026	0% (pre-execution)
Seller dedicated interconnection facilities (~1,500 ft, 115 kV line to Portuaria Substation)	Energiza	Design stage; construction follows FNTF	0% (physical)
Switchyard / protection / control / communications / metering	PREPA / LUMA	System-side scope; to be completed and verified by PREPA/LUMA	0%
Network / transmission upgrades and reinforcement	PREPA / LUMA	System-side scope; studies for the original capacity have been completed and new studies for the requested capacity increase are in progress. Any Network Upgrades identified through the System Impact Study will require a subsequent Facility Study to determine scope, design, and cost.	0%
Testing, commissioning, and transfer work for permanent interconnection	Energiza / PREPA / LUMA	Scheduled during commissioning window (2029–2030); Back feed prerequisite (see PREB-4)	0% (not started)
Easements / access	Energiza (with P3A / Administración de Terrenos)	Site lease and access parcels being finalized; supports permanent access	In progress

PREB-2 Remaining Prerequisites to Interconnection, Energization, Commercial Operation, Substantial Completion, and Final Completion

Order Paragraph 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, identifying for each item 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.*

The critical-path permit register is provided in full as Attachment A. The tables below identify the remaining prerequisites for each milestone gate. All dates are drawn from the integrated Level 2 project schedule dated August 20, 2026.

(i) Complete the Interconnection Facilities

Remaining Item	Responsible Party ²	First Requested / Became Due	Present Status	Expected Completion
Updated interconnection study (GE 7HA.02 / Black Start)	Energiza	2026 (application in progress)	Owner's Engineer finalizing application updates requested by LUMA. LUMA requested model review on August 19, 2026; the revised model was received on August 27, 2026. Energiza provided MTR comments/clarification requests to LUMA, awaiting feedback	Nov 13, 2026
Interconnection Agreement executed	Energiza / LUMA	2026	Draft of Agreement received by LUMA and in Legal Review	After November 17, 2026
Seller dedicated interconnection facilities constructed	Energiza	Post-FNTP	Design; construction post-FNTP	By Back feed Date (2029)
PREPA Interconnection Facility available (Backfeed)	PREPA / LUMA	Per PPOA milestone	PREPA/LUMA scope	Amend. 2 outside date Sep 13, 2029
System-level network upgrades	PREPA / LUMA	Per interconnection studies	Studies for the original capacity have been completed and new studies for the requested capacity increase are in progress. Any Network Upgrades identified through the System Impact Study will require a subsequent Facility Study to determine scope, design, and cost.	Pending identification of required Network Upgrades, the complexity and quantity of upgrades determined through the interconnection studies.

(ii) Achieve Full Energization

Remaining Item	Responsible Party ³	First Requested / Became Due	Present Status	Expected Completion
EPC Agreement (TSK) executed	Energiza	Draft under final review)	In negotiation	Sep 30, 2026
EPA PSD Air Permit application submittal	Energiza	Emissions data gap (2026)	Modeling complete; data gap resolved	Aug 28, 2026 Submittal

² This list only covers who is responsible for the tasks described in it and does not address the responsibility for costs.

³ This item only covers who is responsible for the tasks described in it and does not address the responsibility for costs.

Remaining Item	Responsible Party ³	First Requested / Became Due	Present Status	Expected Completion
Environmental permits (EIS / construction)	Energiza	2026	In progress; see Attachment A	By Dec 30, 2026 / pre-construction
Financial Close (DOE Title 17)	Energiza	2026	DOE in due diligence pending conditional approval in Sep/2026	Dec 31, 2026
Full Notice to Proceed (FNTF)	Energiza	Following Financial Close	Pending Financial Close	Jan 1, 2027
Guaranteed Construction Start	Energiza	Following FNTF	Pending FNTF	May 1, 2027 (Amend. outside May 27, 2027)
PREPA Back feed / power supply for commissioning	PREPA / LUMA	Per PPOA milestone	Schedule to be confirmed based on date FNTF is received PREPA/LUMA scope	Amend. 2 outside date Sep 13, 2029
Natural gas supply available (NFEnergiza)	Energiza	PPOA Amendment requires a GSA amendment 2026	Agreement in place, GSA amendment in negotiation, higher volumes for upsize MW and price reduction	Nov 26, 2029
Backup liquid fuel supply available (Puma)	Energiza	2026	LOI in place, Agreement pending	Dec 26, 2029

(iii) Achieve Commercial Operation

Remaining Item	Responsible Party	First Requested / Became Due	Present Status	Expected Completion
Gas Turbine & Generator delivery (POE)	Energiza	ESA executed Jun 8, 2026	ESA executed; \$48M paid	Feb 28, 2029 (Delivery)
Steam Turbine & Generator delivery (Site)	Energiza	Post-FNTF	Pending FNTF	Mar 10, 2029
HRSF erection completed	Energiza	Post-FNTF	Pending FNTF	Nov 13, 2029
Gas Turbine first synchronization (Initial Synchronization)	Energiza	Post-erection	Pending construction	Apr 5, 2030 (Amend. outside May 30, 2030)
Combined-cycle steam turbine synchronization	Energiza	Post-erection	Pending construction	Jul 4, 2030
Provisional Acceptance / performance testing	Energiza	Post-commissioning	Pending construction	Oct 30, 2030
Guaranteed Commercial Operation Date (COD)	Energiza	Per PPOA milestone	On integrated schedule	Dec 30, 2030

(iv) Achieve Substantial Completion

Remaining Item	Responsible Party	First Requested / Became Due	Present Status	Expected Completion
Combined-cycle Provisional Acceptance Certificate (PAC)	Energiza	Post-commissioning	Pending construction	Oct 30, 2030
Performance guarantee testing (tested capacity / heat rate)	Energiza	At/after Initial Synchronization	Pending construction	Oct 30, 2030

(v) Achieve Final Completion

Remaining Item	Responsible Party	First Requested / Became Due	Present Status	Expected Completion
Punch-list closure and Final Completion	Energiza	Fixed upon EPC execution	Not Started	Per EPC Agreement, within 6-months following COD

PREB-3 Current Operating and Energization Status; Authorized and Delivered MW

Order Paragraph 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.*

Response

Maximum MW authorized	Guaranteed Capacity of Approx 530 MW under the PPOA (as amended). Interconnection authorization at the 115 Kv identified POI is to be finalized upon execution of the Interconnection Agreement (target November 17, 2026).
Maximum MW technically capable of injecting	0 MW at present. Once the project is completed will have approx. MAX 530 MW according to studies completed to date.
Maximum MW actually delivered to date	0 MW. No energy has been delivered to the grid.
Date energy was first delivered	None to date. First synchronization (gas turbine) is targeted for April 5, 2030, followed by Substantial Completion October 30, 2030, and leading to the Guaranteed COD of December 30, 2030.
Contractual or operational limitation on full export	The facility is in development. No contractual or operational limitation on full export has been identified at this time.

PREB-4 Critical-Path Schedule with Firm Milestone Dates

Order Paragraph 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. Indefinite terminology is permitted only where the specific unresolved dependency, the responsible party, and a date certain for resolution of the dependency are identified.*

The following firm milestone dates are drawn from the integrated Level 2 project schedule dated August 20, 2026, prepared by Energiza attached as Exhibit 1 to this report. Downstream milestones are gated on named predecessor events (principally Financial Close and Full Notice to Proceed); each gating event carries a date certain. Where the Amendment establishes an outside (not-to-exceed) date that differs from the schedule target, both are shown.

Milestone	Responsible Party	Firm Target Date	Basis / Gating Dependency
EPA PSD Air Permit application submitted	Energiza	Aug 28, 2026	Emissions data gap resolved; modeling complete, application review with EPA week of Aug 24, 2026
EPC Agreement (TSK) executed	Energiza	Sep 30, 2026	GEV Technical Specifications integrated into EPC Agreement now in final negotiation
Interconnection studies update completed	Energiza / LUMA	Expected to be on November 17, 2026 This date applies only to System Impact Study.	LUMA review of updated study to support increasing from 478MW – 528MW.
Interconnection Agreement executed	Energiza / LUMA	After November 17, 2026	Joint execution
Limited Notice to Proceed (LNTF) / EPC effective	Energiza	Oct 1, 2026	Early Engineering release
Closing Date	Energiza	Dec 31, 2026	Target date December 31, 2026, with an Amendment 2 outside date of February 1, 2027. DOE in due diligence; equity under exclusivity
Full Notice to Proceed (FNTF)	Energiza	Jan 1, 2027	Gated on Closing Date (Dec 31, 2026)
Guaranteed Construction Start	Energiza	May 1, 2027	Gated on FNTF. Amendment 2 outside date May 27, 2027
Gas Turbine & Generator delivery (POE)	Energiza	Feb 28, 2029 (Delivery)	ESA executed Jun 8, 2026, contract effective
PREPA Interconnection Facility (Back feed)	PREPA / LUMA	Jul 16, 2029	PREPA/LUMA scope. Amendment 2 outside date Sep 13, 2029
Natural gas supply available	Energiza	Nov 26, 2029	GSA agreement in place, amendment in progress for higher volumes to support increased generation, Term to align with DOE debt and price reduction based on increased Term has been agreed. Contract was submitted to P3A/PREPA for approval to proceed with execution on August 14, 2026.
HRSF erection completed	Energiza	Nov 13, 2029	Gated on construction
Gas Turbine first synchronization (Initial Synchronization)	Energiza	Apr 5, 2030	Schedule target. Amendment 2 outside date May 30, 2030
Combined-cycle steam turbine synchronization	Energiza	Jul 4, 2030	Gated on erection / commissioning

Milestone	Responsible Party	Firm Target Date	Basis / Gating Dependency
Provisional Acceptance (Substantial Completion)	Energiza	Oct 30, 2030	Performance testing
Guaranteed Commercial Operation Date (COD)	Energiza	Dec 30, 2030	Integrated critical path
Final Completion	Energiza	Dec 30, 2030	Per EPC Agreement, within 6-months following COD

Attachments

- **Attachment A** — Permit Register (full itemization of remaining permits, approvals, studies, and consultations, with responsible party, status, and expected completion).
- **Attachment B** — Integrated Level 2 Critical-Path Schedule dated August 20, 2026.

PREPA, LUMA and Energiza confirm that they have verified the information relevant to each of them set forth in this report.

LUMA Energy ServCo, LLC	Energiza, LLC	Puerto Rico Electric Power Authority
By:  Raphael Gignac (Sep 8, 2025 20:50:09 EDT)	By:  Luis Humberto Berrios (Sep 9, 2025 01:58:59 CMT-4)	By:  Ing. Jorge Cotto (Sep 8, 2025 21:06:40 EDT)
—	—	—
Name: Raphael Gignac	Name: Luis Humberto Berrios	Name: Ing. Jorge Cotto
Position: VP SSCA	Position: President	Position: PMO Administrator

Attachment A to Exhibit 1

ENERGIZA PERMIT STATUS REPORT

PERMITTING

U.S. Department of Energy, Office of Energy Dominance Financing (EDF) will complete the environmental consultations required by the applicable and relevant environmental statutes and Executive Orders (EOs) associated with its proposed Federal financial support.

EDF, in consultation with Energiza LLC, has identified the following environmental statutes and EOs are associated with the proposed Federal financial support for the Project:

<u>Statutes and Executive Orders</u>	Type of Study	Study/Permit	Target Date For Completion of Local Study or Completion	Agency
1. Section 7 of the Endangered Species Act (16 USC 1536)	GENERAL SITE STUDIES	FLORA AND FAUNA	8/31/2026	USFWS (United States Fish and Wildlife Service)
2. Section 106 of the National Historic Preservation Act (54 USC 306108)	GENERAL SITE STUDIES	CULTURAL RESOURCES PHASE I	8/28/2026	SHPO (State Historic Preservation Office)
3. E.O. 11988, Floodplain Management, and 10 CFR 1022, Floodplains	GENERAL SITE STUDIES	HYDROLOGICAL AND HYDRAULIC STUDY (HH)	8/31/2026	PRDNER (Puerto Rico Department of Natural and Environmental Resources)
4. Fish and Wildlife Coordination Act	GENERAL SITE STUDIES	FLORA AND FAUNA	8/31/2026	USFWS (United States Fish and Wildlife Service)
5. Magnuson-Stevens Fishery Conservation and Management Act (Essential Fish Habitat (EFH)) per Section 305(b)	GENERAL SITE STUDIES	FLORA AND FAUNA	8/31/2026	NMFS (National Marine Fisheries Service)
6. Clean Air Act (CAA) – Conformity Determination, 40 CFR Part 93, Subpart B	AIR PERMIT	Prevention of Significant Deterioration Permit	8/28/2026 (Application Submittal)	EPA (Environmental Protection Agency Region 2)
7. Coastal Zone Management Act – Consistency Determination, Subpart C	INFORMATIONAL TEMPLATE	Puerto Rico Planning Board Specific Template	9/15/2026 (Application Submittal)	PRPB (Puerto Rico Planning Board)

PERMITTING

Permit Tracker (Federal Permits Highlighted Yellow)

Baseline Studies	Status
Phase I and II Environmental Site Assessment	GeoEnvironmental & Federal Programs, LLC, environmental consultant for Energiza, conducted site visits beginning March 7th, 2025, to April 14th, 2025. Sampling Activities (borings) began on March 31st, 2025. GFP was able to complete all the required borings prior to 4th of July, 2025 and they have sent the samples to PACE laboratories. The lab analysis has been received and Energiza received the preliminary Phase II document. Additional set of borings were taken in May 2026 based on the preliminary Phase II initial borings. Final report expected to be completed in August including the additional laydown space obtained from Terrenos.
Flood Plain	Completed as part of wetlands study.
Asbestos Inspection and Lead Based Paint (LBP) Inspection	Analysis found the only potential adverse risk related to asbestos or lead on the site is the PRASA underground pipes. These do not present a risk necessary to analyze further unless these pipes are penetrated.
Wetlands	Energiza has come to an agreement with the Administration de Terrenos for use of an additional piece of land adjacent to the project site to make a less space restricted plant design as well as to utilize land for laydown space during construction and a secondary exit for safety.. All land used for the project must be considered in baseline studies and Consultant is now incorporating this additional land into the area of impact. Signature for this land was received July 14 th . Final report is expected August 31.
Flora and Fauna	After further review, consultant found endangered species of "Palo de Rosa" confirmed to be on the site (multiples). Consultant has reported that since they are young enough, the plants could be relocated. The consultant has already found a qualified contractor who can help perform the relocation process and has confirmed that USFWS needs to be notified of their existence and the mitigation plan. Energiza will begin preparing the notification and mitigation plan. Consultant is now incorporating this additional land into the area of impact. Signature for this land was received July 14th. Final report is expected August 31.

Cultural Resources	Site visits complete and preliminary report is ready to be released. Consultant did not find any adverse findings expected to impact the project. Consultant was waiting for Energiza to determine the final area of impact prior to releasing the final report. Consultant is now incorporating this additional land into the area of impact. Signature for this land was received July 14, 2026. Final report is expected 8/28/26 and will be ready to submit for consultation.
Survey and Topographic Study	Additional land is being incorporated into survey. Final report received end of July, 2026 but EPC contractor requested the survey be expanded to include additional points from neighboring properties that will help support design and engineering along with transportation plan for equipment to site.
Hydrological and Hydraulic (HH Study)	Preliminary report received in June 2025 for main triangle property and released to other consultants for information for their respective reports. Consultant is now incorporating this additional land into the area of impact. Signature for this land was received July 14 th . Final report is expected August 31 st accompanying the wetlands study. Preliminary results were reviewed by EPC contractor
Emissions Analysis	Emissions analysis utilizes all the modeling data for the EPA PSD Permit. Following completion of PSD modeling in August, the data will be incorporated into the emissions analysis.
Risk Analysis	In process
Land Use	Preliminary analysis shows planned project use fits into current land use regulations for the site. Energiza has come to an agreement with the Administration de Terrenos for use of an additional piece of land adjacent to the project site to make a less space restricted plant design as well as to utilize land for laydown space during construction and a secondary exit for safety. Energiza will proceed with submission in September 2026, now that the final area used by the project has been determined following discussions with Land Authority and the execution of the lease for the additional space. Signature for this land was received July 14, 2026.
Environmental Noise Studies	Will commence following completion of optimization of general arrangement by Owner's Engineer and EPC contractor in July with completion in September.

Environmental Impact Statement		Status	Expected Submittal	Target Receipt
Environmental Impact Statement (EPPA Act 416 / Rule 141)	Puerto Rico OGPe	Will commence following completion of Baseline Studies and completion of EPA emissions dispersion modeling as well as any required federal consultations and endorsements. Expected to be submitted in November.	11/15/2026	12/30/2026
Site Approval		Status		
Siting Consultation – Intra-Regional Project	Puerto Rico Planning Board, OGPe	Preliminary analysis shows planned project use fits into current land use regulations for the site. Energiza has come to an agreement with the Administration de Terrenos for use of an additional piece of land adjacent to the project site to make a less space restricted plant design as well as to utilize land for laydown space during construction and a secondary exit for safety. Energiza will proceed with submission in September 2026, now that the final area used by the project has been determined following discussions with Land Authority.	9/15/2026	11/1/2026
Permits / Certifications		Status		
Air Emissions				
PSD Permit for Major Sources	EPA	SWCA, is the environmental consultant completing the dispersion modeling: SWCA, EPA, along with Energiza held multiple working sessions since May, to help support the creation of the modeling protocol. SWCA and the EPA agreed on the best way to proceed on certain elements of the model, particularly in relation to gaps in certain emission sources used in the emissions inventory for the model. Since the transition to GE Vernova Gas Turbine, Energiza updated the emission inventory, modeling protocol, and permit application to reflect the change in technology. After resolving all the data gaps for the surrounding Genera facilities and adjusting for GE Vernova's modifications to the design of the Black Start Diesel Generators and increased size from 13 MW to 21 MW (described in previous reports), an adjusted modeling protocol has been agreed with the EPA. This protocol will treat the black start generation cases as emergency cases and not considered normal operation. SWCA finalized the dispersion model to reflect the latest agreed protocol with the EPA and updating the PSD application to reflect the latest model. Following completion of the		

		modeling, SWCA will request a meeting with the EPA in the last week of August to review the application prior to submittal to ensure no procedural delays occur.	8/28/2026	12/30/2026
Construction Permit for Air Emissions, Location	Puerto Rico DNER	Will commence following the EIS process.	12/15/2026	2/15/2026
Biological Resources				
Migratory Bird Treaty Act (16 U.S.C. 703 et seq.)	USFWS	Energiza Flora and Fauna study, including the new additional land, will be complete 8/31/26. As part of the proposed DOE LPO (EDF) program, EDF will complete the environmental consultations required by the applicable and relevant environmental statutes. As such, Energiza will submit the baseline study to EDF and EDF will submit the information to the agency to complete the consultation.	9/7/26 Consultation	
Section 7 of Endangered Species Act	USFWS	Energiza Flora and Fauna study, including the new additional land, will be complete 8/31/26. As part of the proposed DOE LPO (EDF) program, EDF will complete the environmental consultations required by the applicable and relevant environmental statutes. As such, Energiza will submit the baseline study to EDF and EDF will submit the information to the agency to complete the consultation.	9/7/26 Consultation	
Habitat Categorization (Required by the New Puerto Rico Wildlife Law (#241) and the Joint Regulation for Construction Works and Land Use	Puerto Rico DNER	Will commence following completion of Baseline Studies.	TBD	
Water				
Nationwide Permit No. 6 – Survey Activities	USACE	Permit is required prior to certain specific works on site. Such works have not taken place, and as such is not currently required by Energiza.		
Section 401 Water Quality Certification	Joint Permit Application -	Pending baseline studies / EIS completion.	TBD	

	Puerto Rico DNER and USACE			
Section 10 of the Rivers and Harbors Act (Work in Navigable Waters)	Joint Permit Application - Puerto Rico DNER and USACE	Determine if needed once baseline studies / EIS are completed.	TBD	
Section 404 (CWA)	Joint Permit Application - Puerto Rico DNER and USACE	Determine if needed once baseline studies / EIS are completed.	TBD	
Submerged Land Use Concession	Puerto Rico DNER	Determine if needed once baseline studies / EIS are completed.	TBD	
PR CZM Consistency Certificate	Puerto Rico Planning Board	Determine if needed once baseline studies / EIS are completed.	TBD	
Historic Preservation				
Section 106 Consultation (National Historic Preservation Act)	Puerto Rico SHPO / OECH	Energiza cultural resources report will be completed 8/28/26. As part of the proposed DOE LPO (EDF) program, EDF will complete the environmental consultations required by the applicable and relevant environmental statutes. As such, Energiza will submit the baseline study to EDF and EDF will submit the information to the agency to complete the consultation.	9/5/2026	
Determination of No Hazard to Air Navigation				
Determination of No Hazard (DNH)/Airspace Obstruction Analysis for permanent or temporary (construction) equipment	Federal Aviation Administration (FAA)	Will commence following the completion of the EIS. Not expected to be a concern because San Juan Power Plant has a 281 ft. stack height for Units 5 and 6 compared to Energiza's stack height of 167 ft.	TBD	
General				
Construction Permit (PCOC) - Whole Facility	Puerto Rico OGPe	Will commence following the completion of the EIS and prior to construction start on site. Expected completion Q4 2026	12/15/2026	
Construction Permit - Recycling Plan for Construction Activities	Puerto Rico OGPe	Will commence following the completion of the EIS and prior to construction start on site. Expected completion Q4 2026	12/15/2026	
Construction Permit - Demolition Permit	Puerto Rico OGPe	Will commence following the completion of the EIS and prior to construction start on site. Expected completion Q4 2026	12/15/2026	
General Consolidated Permit (PGC) (Unique Incidental Permit) - Whole Facility	Puerto Rico DNER	Will commence following the completion of the EIS and prior to construction start on site. Expected completion Q4 2026	12/15/2026	
Unique Incidental Permit - Incidental Earth Movement,	Puerto Rico DNER	Will commence following the completion of the EIS and prior to construction start on site. Expected completion Q4 2026	12/15/2026	

and Tree Cutting and Mitigation				
Permit for Hazardous Waste Management and Disposal	Puerto Rico DNER	Will commence following the completion of the EIS and prior to construction start on site. Expected completion Q4 2026	12/15/2026	
Permit to Generate and Store Used Oil	Puerto Rico DNER	Will commence following the completion of the EIS and prior to construction start on site. Expected completion Q4 2026	12/15/2026	
Asbestos Removal Permit	Puerto Rico DNER	Will commence following the completion of the EIS if required.	12/15/2026	
Franchise for NG Facility	Departamento de Transportación y Obras Públicas (DTOP)	Will commence following the completion of the EIS. Expected submittal Q4 2026.	12/15/2026	

Attachment B to Exhibit 1

[Excel Document Submitted by Email]