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

IN RE: PUERTO RICO ELECTRIC POWER AUTHORITY PERMANENT RATE	**CASE NO.:** NEPR-MI-2020-0001 **SUBJECT**: Second Request for Information and Citation to Virtual Technical Conference.

RESOLUTION AND ORDER

On September 18, 2026, the Energy Bureau of the Puerto Rico Public Service Regulatory Board ("Energy Bureau") issued a Resolution and Order directing LUMA Energy, LLC and LUMA Energy ServCo, LLC (collectively, "LUMA") and Genera PR, LLC ("Genera") to appear at a Virtual Technical Conference to be held on Monday, September 28, 2026 at 10:00 a.m. and to respond to a Request for Information about the quarterly factors proposed by LUMA for the October through December 2026 period.

The Energy Bureau requested information regarding forced and unplanned outages affecting generating resources during June, July, and August 2026, the causes and duration of those outages, and their impact on fuel and purchased power costs. The Energy Bureau also requested information specifically addressing outages affecting the EcoEléctrica and AES generating facilities and the resulting cost of replacement power.

Upon further review, the Energy Bureau determines that additional information is necessary to evaluate the consequences of generating-unit unavailability and the allocation of the financial risks associated with such unavailability.

The Energy Bureau considers it necessary to examine and compare the maintenance, availability, and performance obligations applicable to Genera-operated units and to generating resources operating under purchased power agreements ("PPOAs"), as well as the contractual consequences when generation is unavailable for reasons attributable to the operator or power producer.

Such information is relevant to determine whether and how generating-resource unavailability affects payments received by the applicable generator, including capacity payments, performance payments, incentives, or other compensation, and whether the applicable contractual arrangements provide for payment adjustments, liquidated damages, performance remedies, events of default, termination rights, or other financial consequences associated with deficiencies in availability or performance.

The Energy Bureau **ORDERS** the Puerto Rico Electric Power Authority; AES Puerto Rico, L.P.; EcoEléctrica, L.P.; Pattern Santa Isabel, LLC; and Oriana Energy, LLC to appear at the Virtual Technical Conference to be held on **Monday, September 28, 2026 at 10:00 a.m.**

Each purchased-power producer shall designate one or more representatives with sufficient knowledge to address the matters relevant to their respective generating facilities, contractual arrangements, operational performance, and any related matters. The representatives shall also be prepared to explain the maintenance and outage events affecting their respective generating facilities during that period and, where applicable, whether those events affected the compensation payable under their respective PPOAs. PREPA representatives shall be prepared to address the administration of the applicable PPOAs, including matters about generation availability and performance and the related contractual and economic implications.

The Energy Bureau **ORDERS** LUMA and Genera to respond to the Second Request for Information attached to this Resolution and Order as **Attachment A**, on or before **Thursday, September 24, 2026 at 12:00 p.m.** The Energy Bureau further **GRANTS** LUMA's request for an extension of time to respond to the First Request for Information, filed on September

19, 2026, and **ORDERS** LUMA to submit its responses on or before **Thursday, September 24, 2026 at 12:00 p.m.**

The Secretary of the Energy Bureau **SHALL** timely provide the participating entities with the appropriate link to access the Virtual Technical Conference.

Failure to comply with this Resolution and Order may result in the imposition of sanctions pursuant to Article 6.36 of Act 57-2014.[1]

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 agreed on September 21, 2026. I also certify that on September 21, 2026, I have proceeded with the filing of this Resolution and Order and was notified by email to RegulatoryPREBOrders@lumapr.com; yahaira.delarosa@us.dlapiper.com; margarita.mercado@us.dlapiper.com, katiuska.bolanos-lugo@us.dlapiper.com; kmercado@jrsp.pr.gov; wvera@jrsp.pr.gov; legal@genera-pr.com; regulatory@genera-pr.com; lrn@roman-negron.com; elias.sostre@aes.com; jesus.bolinaga@aes.com; nzayas@gmlex.net; rcruzfranqui@gmlex.net; mvalle@gmlex.net; Alexis.rivera@prepa.pr.gov; carlos.reyes@ecoelectrica.com; ccf@tcm.law; leslie.hufstetler@infinigenrenewables.com; notices@infinigenrenewables.com; he@infinigenrenewables.com; regulatory@patternenergy.com; apc@mcvpr.com.

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

Sonia Seda Gaztambide
Clerk

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

ATTACHMENT A

2.1. Refer to the Excel file [Oct_Dec_2026_Proposed_Factors.xlsx], tab: "Attachment 3 PPCA" which has the following table showing projected BESS MWH:

	BESS
Date	GWHR
Oct-26	0
Nov-26	0
Dec-26	0
Total	0

Also, refer to the similar Excel file that LUMA filed with its proposed quarterly factors for 7/1/2026 implementation, which had the following tables on the "Attachment 3 PPCA" tab for BESS and Hydro:

	BESS
Date	GWHR
Jul-26	20
Aug-26	19
Sep-26	20
Oct-26	19
Nov-26	20
Dec-26	21
Jan-27	23
Feb-27	17
Mar-27	24
Apr-27	26
May-27	25
Jun-27	23
Total	257

	Hydro
Date	GWHR
Jul-26	2.1
Aug-26	3.2
Sep-26	4.0
Oct-26	3.3
Nov-26	3.3
Dec-26	2.2
Jan-27	2.6
Feb-27	1.5
Mar-27	1.6
Apr-27	1.1
May-27	2.7
Jun-27	2.8
Total	30

Concerning the above tables, please respond to the following:

a. What was the basis for the projection of the Battery Energy Storage System (BESS) MWH (or GWHR) forecast information in each filing?

b. Which entity (Genera, PREPA, or LUMA) made the BESS forecasts stated on "Attachment 3 PPCA"?

c. Why is there no BESS MWH or GWHR amounts, other than zeros, in the current projection for October through December 2026?

d. Does PREPA or Genera have a BESS in service? If so, please identity each such BESS, when it was placed into service, and its storage and generation capabilities. If not, explain why not.

e. Does PREPA or Genera expect to have any BESS in service during the period October through December 2026? If so, please identity each such BESS, when it expected to be placed into service, and its storage and generation capabilities. If not, explain why not.

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f. For the months of July and August 2026, and September 2026 to date, what was the actual hydro generation (in MWH) in each month?

g. Which entity (Genera, PREPA, or LUMA) made the Hydro generation forecasts stated on "Attachment 3 PPCA"?

h. Are LUMA, Genera and/or PREPA projecting that there will be any hydro generation in October, November and December 2026? If so, how much hydro generation is expected in each month? If not, explain why not.

Column	Data Reference
Actual Storage	Please go to Inventory 4/30/2022 PDF files received from external auditors. This represents audited gross amount of fuel barrels
In Storage Price/BBL	File: Precio Ponderado directorado de Generación @ agosto 31, 2023, worksheet Summary, Column G
J-28 Report Inventory	Quarter Reconciliation file, worksheet FUELREP-REPORTE-AUG2023
Price/ BBls	Quarter Reconciliation file, worksheet FUELREP-REPORTE-AUG2023

Are these accurate references for the February 28, 2026 fuel oil inventory reconciliation? If not, please provide accurate references.

i. Should the "Data Reference" information be updated each time the fuel oil inventory is reconciled to the actual physical inventory quantities? If not, please explain.

2.2. Please confirm, as discussed during the March 25, 2026 Technical Conference:

a. That San Juan Combined Cycle 5 & 6 generating units can burn either Diesel or Natural Gas to generate electricity

b. That the cost per MMBtu and per MWH of natural gas was projected to be significantly lower than the cost of diesel for the June through August 2026 period, and

c. That Genera has nominated and expected to nominate and receive sufficient quantities of natural gas deliveries to San Juan CC units 5 and 6 to facilitate economic dispatch of those units during the June through August 2026 period.

d. If the above cannot be confirmed, explain fully.

2.3. Please confirm, as discussed during the March 25 Technical Conference:

a. That the Costa Sur generating plant can burn either Residual Oil or Natural Gas or a mixture of both fuels to generate electricity.

b. That the cost per MMBtu and per MWH of natural gas was projected to be significantly lower than the cost of residual fuel oil for the June through August 2026 period, and

c. That Genera has nominated and expected to nominate and receive sufficient quantities of natural gas deliveries to Costa Sur to facilitate economic dispatch of those units during the June through August 2026 period.

d. If the above cannot be confirmed, explain fully.

2.4. Regarding the confirmations requested above:

a. For actual results during June, July and August 2026, state whether natural gas nominations and deliveries to San Juan CC units 5 and 6 and to Costa Sur were sufficient to support economic dispatch, and whether natural gas costs remained lower than diesel and residual fuel oil costs, respectively. If actual results differed from the confirmations during the March 25, 2026 Technical Conference, identify each affected month, quantify the delivery shortfall and fuel-cost impact, and explain the operational, commercial, or reliability cause of the difference.

b. For each deviation identified above, state whether the deviation continued into or recurred during the June through August 2026 reconciliation period that underlies the proposed FCA, PPCA, and FOS factors for October through December 2026. For any continuation or recurrence, identify the affected month, generating unit or plant, fuel, quantity, and cost impact, and explain how the deviation was reflected in the proposed factors.

c. Please provide the monthly Fuel Purchase Reports from April 2026 through August 2026

2.5. Concerning natural gas availability and diesel use at San Juan CC units 5 and 6 during the June through August 2026 reconciliation period underlying the proposed FCA, PPCA, and FOS factors for October through December 2026:

a. For June, July, and August 2026, provide a month-by-month reconciliation for San Juan CC units 5 and 6 showing: the quantities of natural gas nominated by Genera to New Fortress Energy; the quantities scheduled, delivered, and received; any difference between nominated and received quantities; and the reason for each difference.

b. That the cost per MMBtu and per MWH of natural gas was significantly lower than the cost of diesel for June, July, and August 2026, and provide the monthly cost comparison.

c. For each month of June, July, and August 2026, state the quantity of ULSD burned at San Juan CC units 5 and 6 and attribute that usage by cause, including insufficient natural gas nominations, natural gas nominated but not delivered by NFE, unit outages, system reliability needs, fuel-quality constraints, dispatch instructions, or any other reason. For each cause, provide the supporting operational or commercial record relied upon.

d. If the above cannot be confirmed, identify the specific statement that cannot be confirmed, explain why it cannot be confirmed, and provide the data, assumptions, documents, or operational records that support the response.

2.6. Concerning natural gas availability and residual fuel oil use at Costa Sur during the June through August 2026 reconciliation period underlying the proposed FCA, PPCA, and FOS factors for October through December 2026:

a. For June, July, and August 2026, provide a month-by-month reconciliation for Costa Sur showing: the quantities of natural gas nominated by Genera to Naturgy; the quantities scheduled, delivered, and received; any difference between nominated and received quantities; and the reason for each difference.

b. That the cost per MMBtu and per MWH of natural gas was significantly lower than the cost of residual fuel oil (HFO) for June, July, and August 2026, and provide the monthly cost comparison.

c. For each of June, July, and August 2026, state the quantity of HFO burned at Costa Sur and attribute that usage by cause, including insufficient natural gas nominations, natural gas nominated but not delivered by Naturgy, unit outages, system reliability needs, fuel-quality constraints, dispatch instructions, or any other reason. For each cause, provide the supporting operational or commercial record relied upon.

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d. If the above cannot be confirmed, identify the specific statement that cannot be confirmed, explain why it cannot be confirmed, and provide the data, assumptions, documents, or operational records that support the response.

2.7. Concerning fuel-cost drivers reflected in the proposed October through December 2026 FCA, PPCA, and FOS factors, distinguish increases caused by changes in commodity prices from increases caused by reduced natural gas availability, operational fuel switching, or changes in fuel mix:

a. State whether the proposed FCA increase of $0.06666 for October through December 2026 is attributable to changes in the market price of ULSD and/or HFO during June, July, and August 2026, as distinct from changes in the volume or mix of ULSD and/or HFO burned in lieu of natural gas. If the increase reflects both price and volume effects, quantify each effect separately by month and by fuel.

b. Provide a reconciliation, separately for June, July, and August 2026, showing the dollar impact on fuel cost attributable to: (i) changes in the unit price of ULSD; (ii) changes in the unit price of HFO; (iii) changes in the volume of ULSD burned; (iv) changes in the volume of HFO burned; and (v) changes in the fuel mix caused by burning ULSD and/or HFO instead of natural gas.

c. State whether the physical fuel oil inventory reconciliations for June 30, 2026, July 31, 2026, and August 31, 2026 corroborate the reported increases in ULSD and/or HFO consumption for those months. Provide each reconciliation and identify any variance between book inventory, physical inventory, reported consumption, and fuel cost recovery.

d. If the reconciliations requested in the immediately preceding item have not yet been prepared for June, July, and August 2026, state when they will be available and provide them upon completion.

e. Concerning the El Nuevo Día reports dated September 18 and September 19, 2026 regarding the dispute between New Fortress Energy and the San Juan Bay harbor pilots over the entry of an LNG vessel, including vessel Amur River (IMO 9317999), the alleged vessel-size or navigational restrictions, and the reported absence of natural gas availability for San Juan generation units at least until Monday, address whether this event created, or is expected to create, incremental diesel use, fuel-cost recovery, or reimbursement exposure:

i. Identify each LNG vessel that was scheduled, proposed, delayed, denied entry, held offshore, substituted, or otherwise affected by the San Juan Bay dispute, including the Amur River (IMO 9317999), and for each vessel provide the scheduled arrival date, actual arrival or expected arrival date, cargo quantity, unloading window, and the reason for any delay or restriction.

ii. For each day from September 18, 2026 through the date natural gas service was restored, state whether San Juan CC unit 6, San Juan CC unit 5, and any temporary generation units at San Juan could operate on natural gas, actually received natural gas, or were required to operate on diesel only. Provide the daily natural gas quantities scheduled, delivered, received, unavailable, curtailed, or replaced by diesel.

iii. Quantify the incremental diesel or ULSD burn caused by the LNG vessel delay, harbor-pilot dispute, vessel-size dispute, court restriction, Coast Guard instruction, NFE supply limitation, or any related cause. For each

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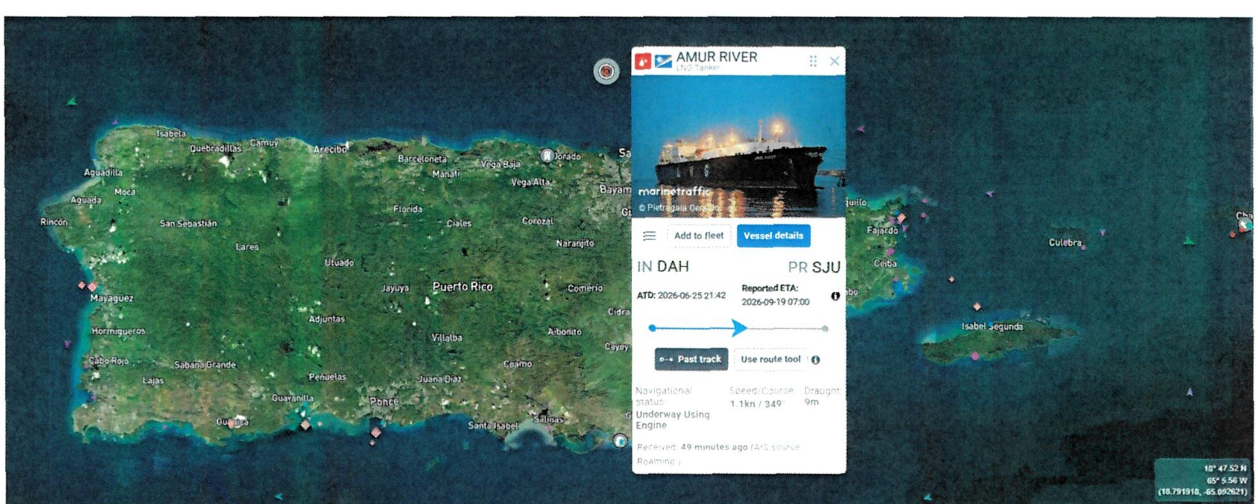
affected unit and day, provide the incremental MMBtu, gallons, MWh generated, avoided natural gas quantity, diesel cost, estimated natural gas cost, and net fuel-cost impact.

iv. State whether any incremental diesel or ULSD cost associated with the September 2026 LNG supply interruption, the Amur River vessel issue, or the San Juan Bay dispute is expected to be included in any upcoming FCA, PPCA, or FOS reconciliation. If so, identify the reconciliation period, proposed recovery mechanism, estimated dollar amount, estimated cents-per-kWh or bill impact, and whether Genera or LUMA proposes to recover those costs from customers before resolving any reimbursement claim against NFE or any other responsible party.

v. Provide the latest estimate of all backup fuel reimbursement amounts associated with natural gas unavailability, LNG vessel delays, NFE supply issues, harbor access restrictions, or other events that required diesel or other backup fuel to be burned instead of natural gas at San Juan, Palo Seco, or any other affected generating facility. Identify the period covered, the generating units involved, the backup fuel quantities, the claimed reimbursement amount, the amount Genera can confirm as undisputed or accepted, the amount disputed or pending, and the entity expected to pay or credit the reimbursement.

vi. Explain the current status of the backup fuel reimbursement process, including the contractual basis for reimbursement, the date each claim was submitted, the procedural step pending, the latest estimated figure Genera can confirm, any supporting invoice or calculation already provided to NFE or another counterparty, the expected date for final resolution, and whether the resolution is expected to result in payment, offset, credit, settlement, denial, or regulatory recovery from customers.

vii. Provide all notices, emails, operational logs, fuel switching instructions, dispatch records, invoices, reimbursement claims, cost calculations, court filings, Coast Guard communications, harbor-pilot communications, and NFE communications supporting the response. If Genera or LUMA can confirm no requested fact, estimate, or document, identify the specific item that cannot be confirmed, explain why it cannot be confirmed, state when the information is expected to become available, and provide the best available estimate with the assumptions used.



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