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

IN RE: ACCELERATED EVALUATION OF RENEWABLE ENERGY AND ENERGY STORAGE PROJECT PROPOSALS TO SECURE FEDERAL INVESTMENT TAX CREDITS (ITCs)	**CASE NO.**: NEPR-MI-2025-0005

JOINT MOTION FOR EXTENSION OF TIME TO COMPLY WITH THE SEPTEMBER 17, 2026 RESOLUTION AND ORDER

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COME NOW the Puerto Rico Electric Power Authority ("PREPA") and Proponent No. 7 (collectively, the "Parties"), through their respective undersigned legal representatives, and respectfully state and request as follows:

1. On September 17, 2026, the Puerto Rico Energy Bureau of the Public Service Regulatory Board ("Energy Bureau") issued a *Resolution and Order* (the "September 17 Order") addressing, among other matters, the proposed Power Purchase and Operating Agreement ("PPOA") and Energy Storage Service Agreement ("ESSA") between PREPA and Proponent No. 7.

2. In the September 17 Order, the Energy Bureau determined that the PPOA and ESSA previously submitted by the Parties omitted information concerning the projects' operating characteristics and other technical, commercial, and contractual terms necessary for the Energy Bureau to conduct its regulatory review.

3. Accordingly, the Energy Bureau ordered PREPA and Proponent No. 7 to submit, within ten (10) days from notification of the September 17 Order, a "single,

definitive, mutually agreed-upon, complete, and execution-ready version" of each proposed agreement reflecting the specific project configuration and contractual terms agreed upon by the Parties. The Energy Bureau further ordered the Parties to submit redlines of each definitive agreement against the corresponding agreements previously approved for the Tranche 4 RFP.

4. The Parties have continued working toward compliance with the September 17 Order. As part of that process, today, September 28, 2026, Proponent No. 7 provided PREPA with the information required to complete the proposed agreements, as well as proposed changes and revisions to the PPOA and ESSA for PREPA's review and consideration.

5. Consequently, PREPA has not yet had sufficient time to conduct the substantive review necessary to determine whether the information and proposed contractual revisions submitted by Proponent No. 7 are acceptable and accurately reflect the project configuration and contractual terms that may ultimately be agreed upon by the Parties.

6. This review is particularly important in light of the September 17 Order, which requires that the agreements submitted to the Energy Bureau not merely constitute preliminary or revised contractual documents, but rather be definitive, mutually agreed-upon, complete, and execution-ready agreements that contain the technical, commercial, contractual, and operating information necessary for the Energy Bureau's regulatory review.

7. PREPA's ability to undertake that review today has also been materially constrained because the PREPA personnel whose participation is necessary for the

evaluation of Proponent No. 7's submission attended the Technical Hearing held today, September 28, 2026, in Case No. NEPR-MI-2020-0001, captioned *In re: Puerto Rico Electric Power Authority Permanent Rate*.

8. Thus, although Proponent No. 7 provided the required information and proposed contractual revisions today, PREPA has not had a reasonable opportunity to review those materials with the personnel whose technical and institutional input is necessary to evaluate the proposed changes, resolve any outstanding issues, and determine whether PREPA can agree to the revised contractual terms.

9. Additional time is therefore necessary for PREPA to complete its review of Proponent No. 7's submission and for the Parties to confer regarding any outstanding issues identified during that review. Such additional time will allow the Parties to submit agreements that satisfy the requirements established by the Energy Bureau in the September 17 Order.

10. The requested extension is not sought for purposes of delay. Rather, it is requested to provide PREPA a reasonable opportunity to review information and contractual revisions that were provided to it only today and to allow the Parties to complete the process required to submit the definitive, mutually agreed-upon, complete, and execution-ready agreements contemplated by the September 17 Order.

11. Accordingly, the Parties respectfully request that the Energy Bureau grant an extension of five (5) days, **until October 5, 2026,** to submit the definitive PPOA and ESSA, together with the corresponding redlines and all other information required by the September 17 Order.

WHEREFORE, PREPA and Proponent No. 7 respectfully request that the Energy Bureau **TAKE NOTICE** of the foregoing and **GRANT** the Parties an extension of **five (5) days, until October 5, 2026**, to comply with the September 17 Order.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 28th day of September 2026.

CERTIFICATE OF FILING AND SERVICE: It is hereby certified that this document was filed with the Office of the Clerk of the Energy Bureau through its electronic filing system, available at https://radicacion.energia.pr.gov/login.

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