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

IN RE: Maintenance and Repair Management of the Generation Units of the Puerto Rico Electric Power Authority	**CASE NO.** NEPR-MI-2021-0014 **SUBJECT:** Motion in Compliance with Resolution and Order of September 18, 2026

MOTION IN COMPLIANCE WITH RESOLUTION AND ORDER OF SEPTEMBER 18, 2026

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COME NOW LUMA Energy, LLC, and **LUMA Energy ServCo, LLC** (jointly, "LUMA"), through its undersigned counsel, appearing solely and exclusively for the limited purpose of responding to the Puerto Rico Energy Bureau's Resolution and Order issued on September 18, 2026, respectfully state and request the following:

1. On September 18, 2026, the Puerto Rico Energy Bureau of the Public Service Regulatory Board ("Energy Bureau") issued a Resolution and Order (the "September 18 Resolution") concerning the Quarterly Report on Consumables, Spare Parts, and Capital Spare Parts for the Fourth Quarter of Fiscal Year 2026 submitted by Genera on August 14, 2026[1] ("Q4 Report"). In it, the Energy Bureau determines that the information provided in the Q4 Report "does not permit full verification of substantive compliance with the monitoring, measurement, and explanation requirements established" by the Energy Bureau and orders Genera to file within twenty (20) calendar days from the notice of the September 18 Resolution a supplemental report addressing the subjects or matters listed therein. *See* September 18 Resolution, p. 4. In addition,

[1] Genera submitted this report via *Motion to Submit Quarterly Report on Consumables, Spare Parts, and Capital Spare Parts for the Fourth Quarter of Fiscal Year 2026*.

the Energy Bureau directs LUMA to file, within ten (10) calendar days of notification of the September 18 Resolution, "its position regarding the Unit Maintenance Plan for Boilers and Turbo-Generators (Rev. August 4, 2026) attached to the Q4 Report, identifying each planned outage that it has not approved, the reason, the system conditions under which the outage could proceed, and the date by which it expects to approve a final plan". See id., p. 6.

2. On September 30, 2026, LUMA filed a *Motion for Brief Extension of Time* requesting an additional five (5) business days to submit the required filing.

3. On October 2, 2026, the Energy Bureau issued a Resolution and Order granting LUMA the requested extension and directing LUMA to file the required response on or before October 7, 2026.

4. In compliance with the September 18 Resolution and within the approved extension period, the LUMA herein submits its position regarding the Unit Maintenance Plan for Boilers and Turbo Generators attached to Genera's Q4 report with the information required by the Energy Bureau in the September 18 Resolution. *See Exhibit 1*.

WHEREFORE, the Parties respectfully request that the Energy Bureau **take notice** of the foregoing, **accept** *Exhibit 1,* and **deem** LUMA in compliance with the September 18 Resolution.

RESPECTFULLY SUBMITTED.

In San Juan, Puerto Rico, this 7th day of October 2026.

I hereby certify that I filed this motion using the electronic filing system of this Energy Bureau and that I will send an electronic copy of this motion to: karenortiz@aes.com; elias.sostre@aes.com; carlos.reyes@ecoelectrica.com; alexis.rivera@prepa.pr.gov; mvalle@gmlex.net; nzayas@gmlex.net; rcruzfranqui@gmlex.net; jfernandez@ecija.com; jdiaz@ecija.com; eramos@ecija.com; legal@genera-pr.com; regulatory@genera-pr.com.



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Exhibit 1

LUMA's Position

MAINTENANCE AND REPAIR MANAGEMENT OF THE GENERATION UNITS

NEPR-MI-2021-0014

Response: RFI-LUMA-MI-2021-0014-20260918-PREB

SUBJECT

Unit Maintenance Plan for Boilers and Turbo-Generators

REQUEST

With regards to Genera´s Unit Maintenance Plan for Boilers and Turbo-Generators (Rev. August 4, 2026) attached to the Q4 Report:

a. Indicate LUMA position on the draft maintenance plan that is attached to the Q4 report.
b. Indicate which planned outages it did not approve and why.
c. Indicate the system conditions under which the outage could proceed, and the date by which it expects to approve a final plan.

RESPONSE

a. The Unit Maintenance Plan that Genera included in its Q4 Report is, in essence, a schedule proposed by Genera indicating when maintenance activities will be conducted by Genera and the related planned outages for a 24-month period. LUMA cannot accept a fixed long term outage schedule like the one included in the Genera Q4 report because there are frequent changes of direction from Genera which results in constantly changing dates. Therefore, what LUMA can do is issue a generation outage schedule at the beginning of each month based on the information it has been provided by the generators at the time, but that schedule would be subject to changes as conditions change. These conditions include Genera's updates of their maintenance schedules, information provided by other generators, and fluctuations on available generation capacity.

b. Due to limitations in system-wide reserve, LUMA has worked proactively with Genera to dispatch according to a proposed Unit Maintenance Plan. This schedule has been changing throughout the year in discussion. For example, LUMA has not accepted Genera´s planned outages for units SJ 6 and 9 in the short term because these units were crucial for system stability for the period due to reserve limitations. Hence, in alignment with the previous paragraph (a), it is highly challenging to agree upon a long-time planning horizon due to changing conditions.

   For our team, having constant changes in return dates and extended outages, complicates along-term decision-making process. This is further complicated by the lack of sufficient generation capacity to comply with the total reserve affecting reliability and stability requirements for our electric grid.

c. The system conditions under which the outage could proceed considers two crucial factors:
   a. The available required reserve in compliance with LUMA's standard operating procedure "Policy on Reserve" and,
   b. Whether Genera can fully execute on its Unit Maintenance Plan as proposed.

Finally, due to the Unit Maintenance Plan variability and the conditions stated above related to execution, it is highly challenging for LUMA to currently provide a date where a long-term plan may be accepted.