

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

NEPR

Received:

Oct 8, 2026

7:08 PM

IN RE: PUERTO RICO ELECTRIC POWER
AUTHORITY PERMANENT RATE

CASE NO.: NEPR-MI-2020-0001

SUBJECT: LUMA's Motion in Compliance with
October 7th Order

LUMA'S MOTION IN COMPLIANCE WITH OCTOBER 7TH ORDER

TO THE HONORABLE PUERTO RICO ENERGY BUREAU:

COMES NOW LUMA Energy ServCo, LLC ("LUMA"), through the undersigned counsel, and respectfully states and requests the following:

1. On September 30, 2026, this Honorable Puerto Rico Energy Bureau ("Energy Bureau") issued a *Resolution and Order* ("September 30th Order"), deciding the quarterly adjustment factors that LUMA had proposed on September 15, 2026, for October through December 2026. In what is here relevant, the Energy Bureau, citing the natural gas costs and the ongoing disputes with NFEnergía LLC ("NFE"), ordered a comprehensive audit and evaluation of the costs, deliveries, deficiencies, credits, obligations, and payments related to NFE's natural gas supply.¹

2. On October 7, 2026, the Energy Bureau issued a new *Resolution and Order* ("October 7th Order"), as a preliminary information-gathering step for the NFE audit ordered in the September 30th Order. The October 7th Order directed the Puerto Rico Electric Power Authority ("PREPA") and Genera PR, LLC ("Genera") to produce detailed documentation, broken out separately, for three natural gas supply contracts with NFE.² For each contract, the October 7th

¹ On October 4, 2026, the Energy Bureau issued a Resolution and Order whereby it reiterated the September 30th Order in all its aspects.

² Specifically, the three contracts subject to the Energy Bureau's October 7th Order are:

Order required production of all nominations and their modifications, invoices, evidence of payment, and any discounts, credits, or adjustments. Moreover, the October 7th Order required the production of a monthly reconciliation in Excel format and a certification of completeness by PREPA and Genera's authorized officers.

3. The October 7th Order also directed LUMA to produce, within the same deadline, copies of any of the above-requested information or documentation that it holds in its custody or control.

4. The October 7th Order stated that all requested information is due on or before October 8, 2026, at 5:00 p.m.

5. In compliance with the October 7th Order, LUMA hereby files information in its records related to payment transactions for the purchase of fuel for the period of July 2023 through early October 2026. *See Exhibit 1* (electronic link with documents). This production reflects the information LUMA could reasonably compile within the tight deadline set by this Honorable Energy Bureau. LUMA will continue reviewing its records to determine if it possesses additional responsive information, in order to supplement the present filing on a rolling basis.³

6. LUMA respectfully informs the Energy Bureau that the information being produced in compliance with the October 7th Order is being filed under seal, as confidential, pursuant to the

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- i) Fuel Sale and Purchase Agreement of March 5, 2019, between NFE and PREPA, Contract No. 2019-P00079, corresponding to San Juan units 5 and 6, including amendments thereto;
 - ii) Natural Gas Sale and Purchase Agreement of March 15, 2024, between NFE and PREPA, represented by Genera exclusively as agent on behalf of PREPA, Contract No. 2024-G00284, corresponding to the supply of natural gas for the Palo Seco and San Juan temporary generation units; and
 - iii) Gas Sales Agreement of December 4, 2025, between NFE, PREPA and the Puerto Rico Public-Private Partnerships Authority ("P3"), Contract No. 2026-G00097.

³ LUMA is not the custodian of the fuel-related information. LUMA receives fuel-related information solely because it processes transfers requested or authorized by PREPA. However, LUMA does not determine the amounts to be transferred and is not responsible for calculating payment amounts.

Energy Bureau's Policy on Management of Confidential Information, CEPR-MI-2016-0009, issued on August 31, 2016, as amended on September 21, 2016. A substantial number of these documents contain sensitive financial information, including bank account numbers, which should be protected from public disclosure. Accordingly, LUMA will file redacted versions of these documents for the public docket, on or before October 19, 2026.

7. Finally, other information in LUMA's possession related to fuel transactions was previously filed in this docket, as listed in pages 2 through 5 of *Exhibit 2*.

WHEREFORE, LUMA respectfully requests that this Honorable Energy Bureau **take notice** of the aforementioned; and **deem** LUMA in compliance with the Energy Bureau's October 7th Order.

RESPECTFULLY SUBMITTED.

In Guaynabo, Puerto Rico, on the 8th day of October, 2026.



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CERTIFICATE OF SERVICE

I hereby certify that on the 8th day of October 2026, I filed the foregoing motion with the Clerk of the Puerto Rico Energy Bureau through the Energy Bureau's electronic filing system. I further certify that on the same date I served a true and correct copy of this motion upon all parties of record in this proceeding via the Energy Bureau's electronic filing system, in accordance with the applicable rules and regulations, including:

The Puerto Rico Electric Power Authority, through
alexis.rivera@prepa.pr.gov,
nzayas@gmlex.net,
rcruzfranqui@gmlex.net,
mvalle@gmlex.net,

Genera PR LLC, through
lrn@roman-negron.com,
legal@genera-pr.com,
regulatory@genera-pr.com,

The Independent Consumer Protection Office, through
kmercado@jrsp.pr.gov.

In Guaynabo, Puerto Rico, on the 8th day of October 2026.

/s/ Jan M. Albino López
Jan M. Albino López

Exhibit 1

[Electronic link to be shared via email]

Exhibit 2

RFI-LUMA-MI-2020-0001-20261007-PREB-01

PERMANENT RATE

NEPR-MI-2020-0001

Response: RFI-LUMA-MI-2020-0001-20261007-PREB-01

SUBJECT

Fuel Sale and Purchase Agreements

REQUEST

Produce, to the extent that, as part of their functions, they possess any information or documentation required under this Resolution and Order (*October 7, 2026 Request for Information, emphasis added*), a copy of all such materials that are in their files or under their custody or control, within the same deadline established herein.

RESPONSE

On October 7, 2026, LUMA submitted to the Puerto Rico Energy Bureau all information in its records related to fuel transactions through Transmittal No. LUMA-PREB-T27-00094. Please take notice of this submission and refer to the information provided.

- | | |
|---|--------------------------------------|
| 1) 26.10.07_LUMA-PREB-T-27-00094.docx | 12) Off-cycle Transfer 2.9.2026.zip |
| 2) Off-cycle Transfer 2.2.2026.zip | 13) Off-cycle Transfer 3.16.2026.zip |
| 3) Off-cycle Transfer 7.23.2026 and 7.27.2026 and 8.19.2026.zip | 14) Off-cycle Transfer 3.2.2026.zip |
| 4) Off-cycle Transfer 1.12.2026.zip | 15) Off-cycle Transfer 3.4.2026.zip |
| 5) Off-cycle Transfer 1.13.2026.zip | 16) Off-cycle Transfer 3.9.2026.zip |
| 6) Off-cycle Transfer 1.23.2026.zip | 17) Off-cycle Transfer 4.13.2026.zip |
| 7) Off-cycle Transfer 1.26.2026.zip | 18) Off-cycle Transfer 4.21.2026.zip |
| 8) Off-cycle Transfer 1.5.2026.zip | 19) Off-cycle Transfer 4.6.2026.zip |
| 9) Off-cycle Transfer 1.9.2026.zip | 20) Off-cycle Transfer 4.7.2026.zip |
| 10) Off-cycle Transfer 2.11.2026.zip | 21) Off-cycle Transfer 5.12.2026.zip |
| 11) Off-cycle Transfer 2.4.2026.zip | 22) Off-cycle Transfer 5.19.2026.zip |
| | 23) Off-cycle Transfer 5.26.2026.zip |

Permanent Rate

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| 24) Off-cycle Transfer 6.1.2026 restated.zip | 33) Off-cycle Transfer 8.24.2026.zip |
| 25) Off-cycle Transfer 6.1.2026.zip | 34) Off-cycle Transfer 8.28.2026.zip |
| 26) Off-cycle Transfer 6.29.2026.zip | 35) Off-cycle Transfer 8.3.2026 and
8.4.2026 and 8.6.2026.zip |
| 27) Off-cycle Transfer 6.3.2026 and
6.8.2026 and 6.9.2026.zip | 36) 'Off-cycle Transfer 8.6.2026.zip |
| 28) Off-cycle Transfer 6.5.2026.zip | 37) Off-cycle Transfer 9.10.2026.zip |
| 29) Off-cycle Transfer 6.9.2026.zip | 38) Off-cycle Transfer 9.15.2026.zip |
| 30) Off-cycle Transfer 7.6.2026 and
7.13.2026.zip | 39) Off-cycle Transfer 9.29.2026 and
10.2.2026.zip |
| 31) Off-cycle Transfer 8.10.2026.zip | 40) Off-cycle Transfer 9.3.2026.zip |
| 32) Off-cycle Transfer 8.12.2026.zip | |

In addition, LUMA informs the Energy Bureau that the remaining information in LUMA's possession related to fuel transactions was submitted as part of the Permanent Rate docket, Docket No. NEPR-MI-2020-0001. Please refer to the corresponding links within that docket.

NEPR-MI-2020-0001

- 1) [In Re: Puerto Rico Electric Power Authority's Permanent Rate](#) (March 16, 2026)
 - ☐ Subject: LUMA – Motion Submitting FCA and PPCA Reconciliations for December 2025 and January and February 2026 FFCA, PPCA and FOS Calculated Factors and Memorandum of Law in Support of Confidential Treatment
 - ☐ Supporting Documentation:
 - i. [LUMA – Exhibit 1 _ASAP Redacted](#)
 - ii. [LUMA – Quarterly Reconciliation Dec Jan](#)
 - iii. [LUMA – Apr Jun 2026 Proposed Factors Values](#)
 - iv. [LUMA – FAC-PPAC Reconciliation Dec25-Jan-Feb26 Values](#)
 - v. [LUMA – Inventory -Fuel – AGUIRRE TK Inventory Full Report 2026.02.28](#)
 - vi. [LUMA – CAMBALACHE TK Inventory Full Report 2026.02.28](#)
 - vii. [LUMA – Inventory -Fuel – COSTA SUR TK Inventory Full Report 2026.02.28](#)
 - viii. [LUMA – Inventory -Fuel – DAGUAO TK Inventory Full Report 2026.02.28](#)
 - ix. [LUMA – Inventory -Fuel – GPR Fuel Inventory Weighted Average Price Report PREPA SYSTEM 2026.02.28 \(1\)](#)

Permanent Rate

- x. [LUMA – Inventory -Fuel – JOBOS TK Inventory Full Report 2026.02.28](#)
- xi. [LUMA – Inventory -Fuel – MAYAGÜEZ TK Inventory Full Report 2026.02.28 \(1\)](#)
- xii. [LUMA – Inventory -Fuel- PALO SECO TK Inventory Full Report 2026.02.28](#)
- xiii. [LUMA – Inventory – Fuel- Precio Ponderado Analisis 2026.2.28 Values](#)
- xiv. [LUMA – Inventory -Fuel – San Juan TK Inventory Full Report 2026.02.28](#)
- xv. [LUMA – Inventory -Fuel – YABUCOA TK Inventory Full Report 2026.02.28](#)

2) [In Re: Puerto Rico Electric Power Authority's Permanent Rate](#) (June 15, 2026)

- ☐ Subject: LUMA – Motion Submitting FCA and PPCA Reconciliations for March, April and May 2026 and Calculated Factors and Memorandum of Law in Support of Confidential Treatment
- ☐ Supporting Documentation:
 - i. [LUMA – Redacted Exhibit 1 ASAP Costs Breakdown](#)
 - ii. [LUMA – GPR Fuel Inventory Weighted Average Price Report PREPA SYSTEM 2026.05.31](#)
 - iii. [LUMA – FAC-PPAC Reconciliation Mar-Apr-May 2026 Values](#)
 - iv. [LUMA – Jul Sep 2026 Proposed Factors Values](#)
 - v. [LUMA – Precio Ponderado Analisis 2026.5.31 Values](#)
 - vi. [Genera-PREPA-Tanks Inventory-20260531 – AGUIRRE TK Inventory Full Report 2026.05.31](#)
 - vii. [Genera-PREPA-Tanks Inventory-20260531 – CAMBALACHE TK Inventory Full Report 2026.05.31](#)
 - viii. [Genera-PREPA-Tanks Inventory-20260531 – COSTA SUR TK Inventory Full Report 2026.05.31](#)
 - ix. [Genera-PREPA-Tanks Inventory-20260531 – DAGUAO TK Inventory Full Report 2026.05.31](#)
 - x. [Genera-PREPA-Tanks Inventory-20260531 – JOBOS TK Inventory Full Report 2026.05.31](#)
 - xi. [Genera-PREPA-Tanks Inventory-20260531 – MAYAGÜEZ TK Inventory Full Report 2026.05.31](#)
 - xii. [Genera-PREPA-Tanks Inventory-20260531 – PALO SECO TK Inventory Full Report 2026.05.31](#)

Permanent Rate

xiii. [Genera-PREPA-Tanks Inventory-20260531 – SAN JUAN TK Inventory Full Report 2026.05.31](#)

xiv. [Genera-PREPA-Tanks Inventory-20260531 – YABUCOA TK Inventory Full Report 2026.05.31](#)

3) [In Re: Puerto Rico Electric Power Authority's Permanent Rate](#) (June 24, 2026)

- ☐ Subject: LUMA's Submission of Responses to Requests for Information and Revised Annual and Quarterly Reconciliations and Calculated Factors in Compliance with Resolution and Order of June 18, 2026
- ☐ Supporting Documentation:
 - i. [Exhibit 3 – FAC-PPAC Reconciliation Mar-Apr-May 2026 06222026 Values](#)
 - ii. [Exhibit 3 – Jul Sep 2026 Proposed Factors v2 Values](#)

4) [In Re: Puerto Rico Electric Power Authority's Permanent Rate](#) (August 18, 2026)

- ☐ Subject: LUMA's Motion to Submit Informative Report Regarding CBES, PPCA, FCA, and Cash Situation
- ☐ Supporting Documentation:
 - i. [Exhibit 2 – Motion to Submit Informative Report Regarding CBES, PPCA, FCA, and Cash Situation](#)

5) [In Re: Puerto Rico Electric Power Authority's Permanent Rate](#) (September 15, 2026)

- ☐ Subject: LUMA's Motion Submitting FCA and PPCA Reconciliations for June-August 2026 and Calculated FCA, PPCA and FOS Factors for October-December 2026 and Memorandum of Law in Support of Confidential Treatment
- ☐ Supporting Documentation:
 - i. [Exhibit 1 – Motion Submitting FCA and PPCA Reconciliations for June-August 2026 and Calculated FCA, PPCA and FOS Factors for October-December 2026 and Memorandum of Law in Support of Confidential Treatment](#)
 - ii. [Exhibit 3 – Motion Submitting FCA and PPCA Reconciliations for June-August 2026 and Calculated FCA, PPCA and FOS Factors for October-December 2026 and Memorandum of Law in Support of Confidential Treatment](#)
 - iii. [FAC-PPAC Reconciliation Jun-Jul-Aug 2026 Values](#)
 - iv. [Oct Dec 2026 Proposed Factors](#)
 - v. [AGUIRRE TK Inventory Full Report 2026.08.31](#)
 - vi. [CAMBALACHE TK Inventory Full Report 2026.08.31](#)

Permanent Rate

- vii. [COSTA SUR TK Inventory Full Report 2026.08.31](#)
- viii. [DAGUAO TK Inventory Full Report 2026.08.31](#)
- ix. [GPR Fuel Inventory Weighted Average Price Report PREPA SYSTEM 2026.08.31](#)
- x. [JOBOS TK Inventory Full Report 2026.08.31](#)
- xi. [MAYAGÜEZ TK Inventory Full Report 2026.08.31](#)
- xii. [PALO SECO TK Inventory Full Report 2026.08.31](#)
- xiii. [Precio Ponderado Analisis 2026.8.31 Values](#)
- xiv. [SAN JUAN TK Inventory Full Report 2026.08.31](#)
- xv. [YABUCOA TK Inventory Full Report 2026.08.31](#)

6) [In Re: Puerto Rico Electric Power Authority's Permanent Rate](#) (September 24, 2026)

- ☐ Subject: Motion in Compliance with Resolutions and Orders of September 18, 2026, September 21, 2026
- ☐ Supporting Documentation:
 - i. [FAC-PPAC Reconciliation Jun-Jul-Aug 2026 919 Genera Review Version Values.xlsx](#)
 - ii. [Oct Dec 2026 Proposed Factors Values.xlsx](#)