

July 23rd, 2021

To: Puerto Rico Public-Private Partnerships Authority

Roberto Sanchez Vilella (Minillas) Government Center
De Diego Ave. Stop 22,
San Juan, PR 00907

RE: RFI Daily Data Request

We make reference to the Puerto Rico Public-Private Partnerships Authority (“P3A”) request for information dated June 17, 2021, and as part of Transmission and Distribution Operating and Maintenance Agreement (“T&D OMA”) executed on June 22, 2020 among the Puerto Rico Electric Power Authority (“PREPA”), the P3A and LUMA Energy, LLC and LUMA energy ServCo, LLC (collectively, “LUMA”).

P3A has been able to review daily data from June 1 to the present on a weekly basis, including data on our HSEQ (Health, Safety, and Environmental Quality), Operations, Customer Experience, and System Operations.

In its RFI, P3A requests LUMA to provide more than 60 pieces of data on a daily or weekly basis. P3A provides as the basis for this RFI request Section 6.2(v) of the T&D OMA which states that P3A acting as Administrator has the right and responsibility to “exercise Oversight in relation to Operator’s performance of its obligations hereunder, including performance of the O&M Services.” Oversight is defined as “the performance of such reviews, investigations, inspections, or examinations relating to such matters as are reasonably necessary in the circumstances, conducted, in each case, in accordance with generally accepted contract administration practices used in the electric utility industry.” (OMA, Section 1.1) The number of metrics, level of detail, and frequency requested in the RFI go far beyond generally accepted contract administration practices in the electric utility industry and pose an undue burden on LUMA. LUMA will be providing data to P3A related to operations, including reliability and other metrics, as part of its regular reporting cycle and in accordance with the OMA.

LUMA is proud of the tremendous effort that our employees have given since June 1 to turn around an electrical system that is highly vulnerable and has been operating for many years well below minimum industry standards. As you know, LUMA’s team has done this work amid sabotage, threats to the safety of our employees, harassment, blocked or impeded access to T&D System facilities, cyber attacks, and other obstacles. We look forward to continued collaboration with P3A to transform Puerto Rico’s energy system into a modern, sustainable, reliable, efficient cost-effective and resilient system.

Sincerely,

LUMA Energy LLC





Mario Hurtado
Chief Regulatory Officer