

Presentment Date: May 19, 2026  
Objection Deadline: May 18, 2026

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO

In re:

THE FINANCIAL OVERSIGHT AND  
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

THE COMMONWEALTH OF PUERTO RICO, *et  
al.*,

Debtors.<sup>1</sup>

PROMESA

Title III

No. 17 BK 3283-LTS

(Jointly Administered)

**This filing relates to PREPA.**

In re:

THE FINANCIAL OVERSIGHT AND  
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

PUERTO RICO ELECTRIC POWER AUTHORITY,

Debtors.

PROMESA

Title III

No. 17 BK 4780-LTS

(Jointly Administered)

PUERTO RICO ELECTRIC POWER AUTHORITY

v.

RESUN BARCELONETA, LLC; PBJL ENERGY  
CORPORATION; GG ALTERNATIVE ENERGY

<sup>1</sup> The Debtors in these Title III Cases, along with each Debtor's respective Title III case number and the last four (4) digits of each Debtor's federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (the "Commonwealth") (Bankruptcy Case No. 17-BK-3283-LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Highways and Transportation Authority ("HTA") (Bankruptcy Case No. 17-BK-3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (iii) Employees Retirement System of the Government of the Commonwealth of Puerto Rico ("ERS") (Bankruptcy Case No. 17-BK-3566-LTS) (Last Four Digits of Federal Tax ID: 9686); (iv) Puerto Rico Electric Power Authority ("PREPA") (Bankruptcy Case No. 17-BK-4780-LTS) (Last Four Digits of Federal Tax ID: 3747); and (v) Puerto Rico Public Buildings Authority ("PBA", and together with the Commonwealth, HTA, ERS, and PREPA, the "Debtors") (Bankruptcy Case No. 19-BK-5523-LTS) (Last Four Digits of Federal Tax ID: 3801) (Title III case numbers are listed as Bankruptcy Case numbers due to software limitations). On October 30, 2024, the Title III case for the Puerto Rico Sales Tax Financing Corporation ("COFINA") (Bankruptcy Case No. 17-BK-3284-LTS) was closed.

CORPORATION; GS FAJARDO SOLAR LLC;  
EIFPR; YFN YABUCOA SOLAR LLC; M SOLAR  
GENERATING LLC; and BLUE BEETLE III LLC

**FIRST AMENDED NOTICE OF PRESENTMENT OF PROPOSED ORDER  
GRANTING IN PART SIX HUNDRED TWENTY-FIFTH OMNIBUS OBJECTION  
(SUBSTANTIVE) OF THE PUERTO RICO ELECTRIC POWER AUTHORITY TO  
POWER PURCHASE AND OPERATING AGREEMENT LOST PROFITS CLAIMS  
(ECF NO. 25601)**

**PLEASE TAKE NOTICE** that the Puerto Rico Electric Power Authority (“PREPA” or the “Debtor”), by and through the Financial Oversight and Management Board for Puerto Rico (the “Oversight Board”), as the sole Title III representative of the Debtor pursuant to Section 315(b) of the *Puerto Rico Oversight, Management, and Economic Stability Act* (“PROMESA”),<sup>2</sup> hereby submits this *First Amended Notice of Presentment of Proposed Order Granting in Part Six Hundred Twenty-Fifth Omnibus Objection (Substantive) of the Puerto Rico Electric Power Authority to Power Purchase and Operating Agreement Lost Profits Claims (ECF No. 25601)* (the “Notice”).

**PLEASE TAKE FURTHER NOTICE** that, on November 11, 2023, the Debtor, by and through the Oversight Board, filed the *Six Hundred Twenty-Fifth Omnibus Objection (Substantive) of the Puerto Rico Electric Power Authority to Power Purchase and Operating Agreement Lost Profits Claims* [ECF No. 25601] (the “Six Hundred Twenty-Fifth Omnibus Objection”) to the proofs of claim listed on Exhibit A thereto.

**PLEASE TAKE FURTHER NOTICE** that, the Six Hundred Twenty-Fifth Omnibus Objection was initially scheduled for hearing on January 24, 2024, and was subsequently adjourned pursuant to notice.

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<sup>2</sup> PROMESA is codified at 48 U.S.C. §§ 2101-2241.

**PLEASE TAKE FURTHER NOTICE** that any party against whom the Six Hundred Twenty-Fifth Omnibus Objection was served, or any other party to the Debtors' Title III cases who objected to the relief sought therein, was required to file and serve a response to the Six Hundred Twenty-Fifth Omnibus Objection with the clerk's office of the United States District Court for the District of Puerto Rico (the "Court") by 4:00 p.m. (Atlantic Standard Time) on December 11, 2023 (the "Response Deadline").

**PLEASE TAKE FURTHER NOTICE** that, as set forth in Exhibit C to the Six Hundred Twenty-Fifth Omnibus Objection, if no responses were filed by the Response Deadline, the Six Hundred Twenty-Fifth Omnibus Objection "will be deemed unopposed and may be granted unless: (1) the requested relief is forbidden by law; (2) the requested relief is against public policy; or (3) in the opinion of the court, the interest of justice requires otherwise." Ex. C to the Six Hundred Twenty-Fifth Omnibus Objection [ECF No. 25601-3] at 2.

**PLEASE TAKE FURTHER NOTICE** that, as of the Response Deadline, the claimants associated with the proofs of claims listed on Exhibit A hereto failed to respond to, or otherwise oppose, the Six Hundred Twenty-Fifth Omnibus Objection (the "Claims to Be Partially Disallowed Via Notice of Presentment").

**PLEASE TAKE FURTHER NOTICE** that, as of May 1, 2026, the claimants associated with the Claims to Be Partially Disallowed Via Notice of Presentment have failed to respond to, or otherwise oppose, the Six Hundred Twenty-Fifth Omnibus Objection. Accordingly, PREPA submits this Notice in accordance with the *Status Report of the Financial Oversight and Management Board for Puerto Rico, as Title III Representative of the Puerto Rico Electric Power Authority Regarding the Six Hundred Twenty-Fifth Omnibus Objection of the Puerto Rico Electric*

*Power Authority to Power Purchase and Operating Agreement Lost Profits Claims* (the “Status Report”) [ECF No. 30650] at ¶ 22.

**PLEASE TAKE FURTHER NOTICE** that EIF PR Resource Recovery LLC (“EIFPR”) (associated with Proof of Claim No. 177325), Elam, LLC (“Elam”) (associated with Proof of Claim No. 180509),<sup>3</sup> GS Fajardo Solar LLC, (“GS Fajardo”) (associated with Proof of Claim No. 177514), M Solar Generating LLC (“M Solar”) (associated with Proof of Claim No. 179656), and YFN Yabucoa Solar LLC (“YFN Yabucoa”) (associated with Proof of Claim No. 179660)<sup>4</sup> and together with EIFPR, Elam, GS Fajardo, and M Solar, the “Responding Claimants,”) each timely filed responses [ECF Nos. 25902, 25893, 25989, 25992, 25993, 28010, and 28011] to the Six Hundred Twenty-Fifth Omnibus Objection. The resolution of these claims and the Responding Claimants’ responses remains pending, and these claims are therefore not subject to this Notice. See Status Report at ¶ 21.

**PLEASE TAKE FURTHER NOTICE** that, according to this Court’s *Twenty-First Amended Notice, Case Management and Administrative Procedures* [ECF No. 30223-1] (the “Case Management Procedures”), the Court may enter an order granting a request for relief without a hearing upon receipt of a certificate of no objection (“CNO,” as defined by the Case Management Procedures). See Case Management Procedures, Section III, paragraph P.

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<sup>3</sup> Blue Beetle III, LLC originally filed Proof of Claim No. 180509, which was subsequently transferred to Elam on March 6, 2024. See *Order Concerning Motion Filed by Elam, LLC* [ECF No. 28026] at 2, n.2. Although the Six Hundred Twenty-Fifth Omnibus Objection states that it objects to the Proof of Claim No. 180509, Exhibit A thereto incorrectly identifies the Claim as Proof of Claim No. 180510. As the Court has recognized, Proof of Claim No. 180510 was previously disallowed as duplicative of Proof of Claim No. 180509, and the Six Hundred Twenty-Fifth Omnibus Objection is properly construed as objecting to Proof of Claim No. 180509. See *id.* at 2, n.3.

<sup>4</sup> Pursuant to the *Transfer of Claim Other than for Security* [ECF No. 30571] filed on January 27, 2026, YFN Yabucoa has transferred its Proof of Claim No. 179660, in the amount of \$155,814,657.86, to Infinigen O&M LLC.

**PLEASE TAKE FURTHER NOTICE** that, in accordance with the Case Management Procedures, the undersigned hereby certifies that this Notice is filed not less than forty-eight (48) hours after the expiration of the Response Deadline.

**PLEASE TAKE FURTHER NOTICE** that the undersigned hereby certifies that counsel for the Oversight Board has reviewed, not less than forty-eight (48) hours after the expiration of the Response Deadline, (i) the docket in the above-captioned case, (ii) mailings received by Kroll, (iii) mailings received by the Oversight Board, and (iv) mailings received by counsel for the UCC and forwarded to counsel for the Oversight Board and, to the best of the undersigned's knowledge, aside from the responses filed by the Responding Claimants, no applicable objection, responsive pleading, or request for a hearing with respect to the Six Hundred Twenty-Fifth Omnibus Objection has been submitted.

**PLEASE TAKE FURTHER NOTICE** that attached hereto as **Exhibit B** is a proposed order (the "Proposed Order") disallowing the Claims to Be Partially Disallowed Via Notice of Presentment solely to the extent they seek lost profit damages and lost revenues damages.

**PLEASE TAKE FURTHER NOTICE** that, pursuant to Paragraph III.H of the Case Management Procedures, "the presentment of a proposed order for administrative relief must be filed and served at least seven (7) calendar days before the presentment date, and Objections thereto must be filed and served at least one (1) calendar day before the presentment date," and accordingly, unless a written objection to the Proposed Order is filed with the Court **by 4:00 p.m. (Atlantic Standard Time) on May 18, 2026**, the relief requested in the Six Hundred Twenty-Fifth Omnibus Objection shall be deemed unopposed, and the Proposed Order may be entered without a further hearing.

**PLEASE TAKE FURTHER NOTICE** that, copies of all documents filed in these Title III cases are available (a) free of charge by visiting <https://cases.ra.kroll.com/puertorico> or by calling +1 (844) 822-9231, and (b) on the Court's website at <http://www.prd.uscourts.gov>, subject to the procedures and fees set forth therein.

*[Remainder of Page Intentionally Left Blank]*

Dated: May 12, 2026  
San Juan, Puerto Rico

Respectfully submitted,

/s/ Ricardo Burgos Vargas  
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for Puerto Rico, as representative for  
the Puerto Rico Electric Power  
Authority*

**EXHIBIT A**

**Claims to Be Partially Disallowed Via Notice of Presentment**

SIX HUNDRED TWENTY FIFTH OMNIBUS OBJECTION

EXHIBIT A – PARTIALLY NO LIABILITY – LOST PROFIT CLAIMS

NAME	DATE FILED	CASE NUMBER	DEBTOR	CLAIM #	ASSERTED CLAIM AMOUNT	NO LIABILITY AMOUNT	REMAINING CLAIM
1 GG ALTERNATIVE ENERGY CORPORATION HARBOUR LIGHTS #45 HUMACAO, PR 00791	10/22/2020	17-03283	PUERTO RICO ELECTRIC POWER AUTHORITY	177506	\$66,877,303.00	Undetermined*	Undetermined*
Reason: Proof of Claim asserts alleged lost profits damages associated with PREPA's rejection of a PPOA between PREPA and Claimant. However, section 13.3 of the parties' PPOA expressly precludes such damages. Moreover, the parties' PPOA was terminated for failure to achieve the required construction date, and the terms of the PPOAs provide that such termination shall not give rise to liabilities. In any event, the proof of claim also fails to provide facts sufficient to prove a lost profits damages claim under Puerto Rico law.							
2 PBJL ENERGY CORPORATION IVAN DIAZ LOPEZ, ESQ. 1612 PONCE DE LEON AVE., 1ST FLOOR SAN JUAN, PR 00909	5/29/2018	17-03283	PUERTO RICO ELECTRIC POWER AUTHORITY	18058	\$951,000,000.00	\$951,000,000.00	\$0.00
Reason: Proof of Claim asserts alleged lost profits damages associated with PREPA's rejection of a master PPOA between PREPA and Claimant. However, section 13.3 of the parties' master PPOA expressly precludes such damages. Moreover, the master PPOA is a preliminary contract under Puerto Rico law, which merely agreed to execute PPOAs in the future and key terms regarding such PPOAs remained open between the parties. Accordingly, the parties had not executed an enforceable contract, and damages could only arise pursuant to the doctrine of culpa in contrahendo; lost profits are not available remedies under the culpa in contrahendo doctrine. In any event, the proof of claim also fails to provide facts sufficient to prove a lost profits damages claim under Puerto Rico law.							
3 RESUN BARCELONETA, LLC WILLIAM A. RUBI, PRESIDENTE 207 CALLE DEL PARQUE PISO 5 SAN JUAN, PR 00912	5/28/2018	17-03283	PUERTO RICO ELECTRIC POWER AUTHORITY	24939	\$100,218,368.00	Undetermined*	Undetermined*
Reason: Proof of Claim asserts alleged lost profits damages associated with PREPA's rejection of a PPOA between PREPA and Claimant. However, section 13.3 of the parties' PPOA expressly precludes such damages. In any event, the proof of claim also fails to provide facts sufficient to prove a lost profits damages claim under Puerto Rico law.							

SEXCENTÉSIMO VIGÉSIMA QUINTA OBJECCIÓN COLECTIVA

ANEXO A – PARCIALMENTE SIN DE RESPONSABILIDAD – RECLAMACIONES DE LUCRO CESANTE

NOMBRE	FECHA DE PRESENTACIÓN	NÚMERO DE CASO	DEUDOR	N.º DE RECLAMACIÓN	MONTO DE LA RECLAMACIÓN ALEGADA	SIN MONTO DE RESPONSABILIDAD	RECLAMACION RESTANTE O RECLAMO RESTANTE
1 GG ALTERNATIVE ENERGY CORPORATION HARBOUR LIGHTS #45 HUMACAO, PR 00791	10/22/2020	17-03283	AUTORIDAD DE ENERGÍA ELECTRICA DE PUERTO RICO	177506	\$66,877,303.00	Indeterminado*	Indeterminado*
<p>Base para: Prueba de Reclamo afirma presunta perdida de ganancias por daños asociados con rechazos de la PREPA sobre un PPOA entre la PREPA y Demandante. Sin embargo, sección 13.3 del PPOA entre ambas partes, expresamente excluye tales daños. Además, el PPOA de ambas partes fue terminado por fallo de cumplir la fecha de construcción requerida, y los términos de los PPOAs provee que cuyas terminaciones no pueden dar origen a obligaciones. En tal caso, la Prueba de Reclamo también falla en proveer hechos suficientes para comprobar perdida de ganancias por daños reclamados bajo la ley de Puerto Rico.</p>							
2 PBJL ENERGY CORPORATION IVAN DIAZ LOPEZ, ESQ. 1612 PONCE DE LEON AVE., 1ST FLOOR SAN JUAN, PR 00909	5/29/2018	17-03283	AUTORIDAD DE ENERGÍA ELECTRICA DE PUERTO RICO	18058	\$951,000,000.00	\$951,000,000.00	\$0.00
<p>Base para: Prueba de Reclamo afirma presunta perdida de ganancias por daños asociados con rechazos de la PREPA sobre un principal PPOA entre la PREPA y Demandante. Sin embargo, sección 13.3 del PPOA entre ambas partes, expresamente excluye tales daños. Además, el principal PPOA es un contrato preliminar debajo de la ley de Puerto Rico, que simplemente acuerda en ejecutar PPOAs en el futuro y términos claves acerca de cuyo PPOAs permanecen abiertos entre ambas partes. Respectivamente, ambas partes no ejecutaron un contrato cumplible, y daños solo pueden surgir de acuerdo con la doctrina culpa in contrahendo; perdidas de ganancias no son remedios disponibles bajo la doctrina culpa in contrahendo. En tal caso, la Prueba de Reclamo también falla en proveer hechos suficientes para comprobar perdida de ganancias por daños reclamados bajo la ley de Puerto Rico.</p>							
3 RESUN BARCELONETA, LLC WILLIAM A. RUBI, PRESIDENTE 207 CALLE DEL PARQUE PISO 5 SAN JUAN, PR 00912	5/28/2018	17-03283	AUTORIDAD DE ENERGÍA ELECTRICA DE PUERTO RICO	24939	\$100,218,368.00	Indeterminado*	Indeterminado*
<p>Base para: Prueba de Reclamo afirma presunta perdida de ganancias por daños asociados con rechazos de la PREPA sobre un PPOA entre la PREPA y Demandante. Sin embargo, sección 13.3 del PPOA entre ambas partes, expresamente excluye tales daños. En tal caso, la Prueba de Reclamo también falla en proveer hechos suficientes para comprobar perdida de ganancias por daños reclamados bajo la ley de Puerto Rico.</p>							

**EXHIBIT B**

**Proposed Order**

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF PUERTO RICO

In re:

THE FINANCIAL OVERSIGHT AND  
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

THE COMMONWEALTH OF PUERTO RICO, *et al.*,

Debtors.<sup>1</sup>

PROMESA

Title III

No. 17 BK 3283-LTS

(Jointly Administered)

**This filing relates to PREPA.**

In re:

THE FINANCIAL OVERSIGHT AND  
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

PUERTO RICO ELECTRIC POWER AUTHORITY,

Debtors.

PROMESA

Title III

No. 17 BK 4780-LTS

(Jointly Administered)

PUERTO RICO ELECTRIC POWER AUTHORITY

v.

RESUN BARCELONETA, LLC; PBJL ENERGY  
CORPORATION; GG ALTERNATIVE ENERGY

<sup>1</sup> The Debtors in these Title III Cases, along with each Debtor's respective Title III case number and the last four (4) digits of each Debtor's federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico (the "Commonwealth") (Bankruptcy Case No. 17-BK-3283-LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Highways and Transportation Authority ("HTA") (Bankruptcy Case No. 17-BK-3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (iii) Employees Retirement System of the Government of the Commonwealth of Puerto Rico ("ERS") (Bankruptcy Case No. 17-BK-3566-LTS) (Last Four Digits of Federal Tax ID: 9686); (iv) Puerto Rico Electric Power Authority ("PREPA") (Bankruptcy Case No. 17-BK-4780-LTS) (Last Four Digits of Federal Tax ID: 3747); and (v) Puerto Rico Public Buildings Authority ("PBA", and together with the Commonwealth, HTA, ERS, and PREPA, the "Debtors") (Bankruptcy Case No. 19-BK-5523-LTS) (Last Four Digits of Federal Tax ID: 3801) (Title III case numbers are listed as Bankruptcy Case numbers due to software limitations). On October 30, 2024, the Title III case for the Puerto Rico Sales Tax Financing Corporation ("COFINA") (Bankruptcy Case No. 17-BK-3284-LTS) was closed.

CORPORATION; GS FAJARDO SOLAR LLC; EIFPR; YFN YABUCOA SOLAR LLC; M SOLAR GENERATING LLC; and BLUE BEETLE III LLC

FIRST AMENDED ORDER GRANTING IN PART THE SIX HUNDRED TWENTY-FIFTH OMNIBUS OBJECTION (SUBSTANTIVE) OF THE PUERTO RICO ELECTRIC POWER AUTHORITY TO POWER PURCHASE AND OPERATING AGREEMENT LOST PROFITS CLAIMS

Upon the *First Amended Notice of Presentment of Proposed Order Granting in Part the Six Hundred Twenty-Fifth Omnibus Objection (Substantive) of the Puerto Rico Electric Power Authority to Power Purchase and Operating Agreement Lost Profit Claims*, dated May 12, 2026 (Docket Entry No. \_\_\_\_\_, the “Notice”),<sup>2</sup> by and through the Financial Oversight and Management Board for Puerto Rico (the “Oversight Board”), as the sole representative of the Puerto Rico Electric Power Authority (the “PREPA” or the “Debtor”) pursuant to Section 315(b) of the Puerto Rico Oversight, Management, and Economic Stability Act (“PROMESA”); and upon the *Six Hundred Twenty-Fifth Omnibus Objection (Substantive) of the Puerto Rico Electric Power Authority to Power Purchase and Operating Agreement Lost Profits Claims* (the “Six Hundred Twenty-Fifth Omnibus Objection”) filed by the Oversight Board on behalf of the Debtor dated November 11, 2023, for entry of an order disallowing the portions of the claims identified in Exhibit A to the Six Hundred Twenty-Fifth Omnibus Objection filed against the Debtor, as more fully set forth therein and supporting exhibits thereto; and the Court having determined it has subject matter jurisdiction in this matter to consider the Notice and the Six Hundred Twenty-Fifth Omnibus Objection and to grant the relief requested therein pursuant to PROMESA Section 306(a); and it appearing that venue in this district is proper pursuant to PROMESA Section 307(a);

<sup>2</sup> Capitalized terms not otherwise defined herein shall have the meanings given to such terms in the Six Hundred Twenty-Fifth Omnibus Objection.

and the Court having determined that the Debtor provided adequate and appropriate notice of the Notice and the Six Hundred Twenty-Fifth Omnibus Objection under the circumstances and that no other or further notice is required; and the Court having determined that each of the claimants identified on Exhibit A to the Notice having failed to respond to or otherwise oppose the Six Hundred Twenty-Fifth Omnibus Objection (collectively, the “Claims to Be Partially Disallowed Via Notice of Presentment”); and the Court having determined that the relief requested in the Notice and the Six Hundred Twenty-Fifth Omnibus Objection is in the best interest of the Debtor, its creditors, and all parties in interest; and the Court having reviewed the Notice and the Six Hundred Twenty-Fifth Omnibus Objection; and the Court having determined that the legal and factual bases set forth in the Notice and the Six Hundred Twenty-Fifth Omnibus Objection establish just cause for the relief granted herein; and after due deliberation and sufficient cause appearing therefor, it is hereby ORDERED that:

1. The Six Hundred Twenty-Fifth Omnibus Objection is GRANTED IN PART as set forth herein.

2. The Claims to Be Partially Disallowed Via Notice of Presentment that are subject to the Six Hundred Twenty-Fifth Omnibus Objection as identified on Exhibit A to the Notice are hereby disallowed solely to the extent they seek lost profit damages and lost revenues damages. Because the Six Hundred Twenty-Fifth Omnibus Objection seeks only to disallow such lost profits or lost revenues damages, this Partial NOP does not constitute an objection to any portions of such Claims that assert development costs or other damages. The rights of the Debtor to object to any remaining claims of the parties asserting the Claims to Be Partially Disallowed Via Notice of Presentment on any grounds are expressly preserved.

3. Kroll is authorized and directed to designate the Claims to Be Disallowed Via Notice of Presentment as expunged on the official claims registry in the Title III Cases.

4. This Court shall retain jurisdiction to hear and determine all matters arising from or related to the implementation, interpretation, or enforcement of this Order.

SO ORDERED.

Dated: \_\_\_\_\_

\_\_\_\_\_  
HONORABLE LAURA TAYLOR SWAIN  
UNITED STATES DISTRICT JUDGE