



GOVERNMENT OF PUERTO RICO
Puerto Rico Public-Private Partnerships Authority

VIA CERTIFIED MAIL

October 22, 2020

Mr. Luis R. Mejía Brache
CEO
EGE Haina
Ave. Lope de Vega No. 29
Torre Novo Centro, Piso 17, Ensanche Naco
Santo Domingo, Distrito Nacional

**Re: Request for Qualifications
Puerto Rico Electric Power Authority
Thermal Generation Facilities (RFQ 2020-1)
Notice to Qualified Respondents (“Notice”)**

Dear Mr. Mejía:

We refer to the Request for Qualifications (“RFQ”) for the Puerto Rico Electric Power Authority Thermal Generation Facilities project (the “Project”) issued by the Puerto Rico Public-Private Partnerships Authority (the “P3 Authority”) on August 10, 2020, and your statement of qualifications (“SOQ”) submitted pursuant to the RFQ. Capitalized terms used but not defined herein shall have the meanings ascribed to them in the RFQ.

Background

The Board of Directors of the P3 Authority established a partnership committee for the Project (the “PPP Committee”) as required by the Puerto Rico Public-Private Partnership Act (Act 29-2009), as amended (“Act 29”), the Puerto Rico Electric System Transformation Act (Act 120-2018), as amended (“Act 120”), and the Regulation for the Procurement, Evaluation, Selection, Negotiation and Award of Partnership Contracts and Sale Contracts for the Transformation of the Electric System under Act No. 120-2018, as amended (the “Regulation”). The PPP Committee is responsible for evaluating and pre-qualifying the entities that submitted responses to the RFQ and selecting those most qualified to participate as proponents for the Projects under a Request for Proposal (“RFP”) process.

Pursuant to the Regulation, the PPP Committee may identify a limited number of entities that submitted responses to the RFQ in order to arrive at a shortlist of Qualified Respondents for the





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Project. Accordingly, Section 1.4 of the RFQ provides that “[T]he PPP Committee reserves the right in its absolute discretion to limit the number of Respondents it considers to be qualified in order to arrive at a shortlist of Qualified Respondents that allows for an orderly procurement”.

On or before September 15, 2020, the P3 Authority received fifteen (15) statements of qualification (“SOQs”) in response to the RFQ. The PPP Committee evaluated the technical and legal components of each SOQ and each response to the P3 Authority’s Request for Clarifications (“RFCs”) in accordance with the criteria and requirements set forth in Sections 3 and 4 of the RFQ. As part of their evaluation process, the PPP Committee assessed each Respondent’s compliance with the rules set forth in the RFQ, and the legal and regulatory requirements set forth in Act 29, Act 120 and the Regulation.

RFQ Evaluation Results

Each Respondent was evaluated solely on the basis of the contents of its SOQ, including its responses to the P3 Authority’s RFCs. Other than the RFCs, the PPP Committee did not engage in any oral or written communications with any Respondent during the evaluation process.

After careful evaluation of EGE Haina’s submission against the RFQ criteria, the PPP Committee determined that EGE Haina has met the requirements of the RFQ. As a result, EGE Haina is included in the shortlist of Qualified Respondents for the Project.

In total, the PPP Committee decided to shortlist the following eight (8) Respondents (listed in alphabetic order) as Qualified Respondents for the Project:

- EcoEléctrica, L.P.
- Empresa Generadora de Electricidad Haina, S.A. (EGE Haina)
- Encanto Power LLC
- EthosEnergy Group Limited
- NAES Corporation
- NRG Energy Services Group LLC
- ProEnergy Services, LLC
- Siemens Energy, Inc.

Rules and Regulations Applicable to Qualified Respondents

We note that the selection of EGE Haina as a Qualified Respondent, and the ability of EGE Haina to continue in the RFP process, is subject to the execution of a confidentiality agreement





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in favor of the P3 Authority and the Puerto Rico Electric Power Authority (“PREPA”) in a form satisfactory to the P3 Authority and PREPA (the “Confidentiality Agreement”). A draft of the Confidentiality Agreement is attached hereto as Annex A.

Pursuant to Section 1.7 of the RFQ, Qualified Respondents who wish to (i) change any Team Members listed in their SOQs (either by adding new members, removing listed members or substituting new members for listed members), (ii) materially change the ownership or Control of a Respondent or a Team Member or (iii) change the legal relationship between the Respondent and/or its Team Members (such as the creation of a new joint venture, partnership or legal entity that will take the place of the Respondent), must, in each case, submit a written application to the PPP Committee seeking its consent to the proposed change. The PPP Committee’s consent may be withheld, delayed or conditioned in the sole and absolute discretion of the PPP Committee, pursuant to Section 1.7 of the RFQ.

Qualified Respondents should at all times continue to respect the applicable rules and regulations governing the procurement of public-private partnership contracts under Act 29, Act 120 and the Regulation, including the “Clarifications and Communications Protocol” set forth in Section 1.9 of the RFQ and the clear prohibitions against lobbying, including unauthorized direct or indirect communications with any Government official in relation to the referenced project, as set forth in Section 1.10 of the RFQ.

Next Steps

Consistent with prior practice, the Governor of Puerto Rico may make a public announcement identifying the Qualified Respondents.

Qualified Respondents should respond to this Notice via Power Advocate© by October 30, 2020 (i) confirming the names and contact information of the Qualified Respondent and each Team Member that will proceed to the RFP stage and (ii) returning an executed copy of the Confidentiality Agreement.

The P3 Authority expects to issue a formal RFP for the Project to those Qualified Respondents who have executed the Confidentiality Agreement in the first two weeks of November 2020, which RFP will be provided to the Qualified Respondents via PowerAdvocate©.

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GOVERNMENT OF PUERTO RICO

Puerto Rico Public-Private Partnerships Authority

We thank you for your interest in this procurement process and we look forward to your continued engagement.

Sincerely yours,

The PPP Committee





GOVERNMENT OF PUERTO RICO
Puerto Rico Public-Private Partnerships Authority

ANNEX A: FORM OF CONFIDENTIALITY AGREEMENT





GOVERNMENT OF PUERTO RICO
Puerto Rico Public-Private Partnerships Authority

VIA CERTIFIED MAIL

October 22, 2020

Encanto Power LLC
(together with its affiliates) New Fortress Energy
111 W 19th Street, 8th Floor
New York, NY 10011

**Re: Request for Qualifications
Puerto Rico Electric Power Authority
Thermal Generation Facilities (RFQ 2020-1)
Notice to Qualified Respondents ("Notice")**

Dear Respondent Representative:

We refer to the Request for Qualifications ("RFQ") for the Puerto Rico Electric Power Authority Thermal Generation Facilities project (the "Project") issued by the Puerto Rico Public-Private Partnerships Authority (the "P3 Authority") on August 10, 2020, and your statement of qualifications ("SOQ") submitted pursuant to the RFQ. Capitalized terms used but not defined herein shall have the meanings ascribed to them in the RFQ.

Background

The Board of Directors of the P3 Authority established a partnership committee for the Project (the "PPP Committee") as required by the Puerto Rico Public-Private Partnership Act (Act 29-2009), as amended ("Act 29"), the Puerto Rico Electric System Transformation Act (Act 120-2018), as amended ("Act 120"), and the Regulation for the Procurement, Evaluation, Selection, Negotiation and Award of Partnership Contracts and Sale Contracts for the Transformation of the Electric System under Act No. 120-2018, as amended (the "Regulation"). The PPP Committee is responsible for evaluating and pre-qualifying the entities that submitted responses to the RFQ and selecting those most qualified to participate as proponents for the Projects under a Request for Proposal ("RFP") process.

Pursuant to the Regulation, the PPP Committee may identify a limited number of entities that submitted responses to the RFQ in order to arrive at a shortlist of Qualified Respondents for the Project. Accordingly, Section 1.4 of the RFQ provides that "[T]he PPP Committee reserves the





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Puerto Rico Public-Private Partnerships Authority

right in its absolute discretion to limit the number of Respondents it considers to be qualified in order to arrive at a shortlist of Qualified Respondents that allows for an orderly procurement”.

On or before September 15, 2020, the P3 Authority received fifteen (15) statements of qualification (“SOQs”) in response to the RFQ. The PPP Committee evaluated the technical and legal components of each SOQ and each response to the P3 Authority’s Request for Clarifications (“RFCs”) in accordance with the criteria and requirements set forth in Sections 3 and 4 of the RFQ. As part of their evaluation process, the PPP Committee assessed each Respondent’s compliance with the rules set forth in the RFQ, and the legal and regulatory requirements set forth in Act 29, Act 120 and the Regulation.

RFQ Evaluation Results

Each Respondent was evaluated solely on the basis of the contents of its SOQ, including its responses to the P3 Authority’s RFCs. Other than the RFCs, the PPP Committee did not engage in any oral or written communications with any Respondent during the evaluation process.

After careful evaluation of Encanto Power LLC’s submission against the RFQ criteria, the PPP Committee determined that Encanto Power LLC has met the requirements of the RFQ. As a result, Encanto Power LLC is included in the shortlist of Qualified Respondents for the Project.

In total, the PPP Committee decided to shortlist the following eight (8) Respondents (listed in alphabetic order) as Qualified Respondents for the Project:

- EcoEléctrica, L.P.
- Empresa Generadora de Electricidad Haina, S.A. (EGE Haina)
- Encanto Power LLC
- EthosEnergy Group Limited
- NAES Corporation
- NRG Energy Services Group LLC
- ProEnergy Services, LLC
- Siemens Energy, Inc.

Rules and Regulations Applicable to Qualified Respondents

We note that the selection of Encanto Power LLC as a Qualified Respondent, and the ability of Encanto Power LLC to continue in the RFP process, is subject to the execution of a





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confidentiality agreement in favor of the P3 Authority and the Puerto Rico Electric Power Authority (“PREPA”) in a form satisfactory to the P3 Authority and PREPA (the “Confidentiality Agreement”). A draft of the Confidentiality Agreement is attached hereto as Annex A.

Pursuant to Section 1.7 of the RFQ, Qualified Respondents who wish to (i) change any Team Members listed in their SOQs (either by adding new members, removing listed members or substituting new members for listed members), (ii) materially change the ownership or Control of a Respondent or a Team Member or (iii) change the legal relationship between the Respondent and/or its Team Members (such as the creation of a new joint venture, partnership or legal entity that will take the place of the Respondent), must, in each case, submit a written application to the PPP Committee seeking its consent to the proposed change. The PPP Committee’s consent may be withheld, delayed or conditioned in the sole and absolute discretion of the PPP Committee, pursuant to Section 1.7 of the RFQ.

Qualified Respondents should at all times continue to respect the applicable rules and regulations governing the procurement of public-private partnership contracts under Act 29, Act 120 and the Regulation, including the “Clarifications and Communications Protocol” set forth in Section 1.9 of the RFQ and the clear prohibitions against lobbying, including unauthorized direct or indirect communications with any Government official in relation to the referenced project, as set forth in Section 1.10 of the RFQ.

Next Steps

Consistent with prior practice, the Governor of Puerto Rico may make a public announcement identifying the Qualified Respondents.

Qualified Respondents should respond to this Notice via PowerAdvocate© by October 30, 2020 (i) confirming the names and contact information of the Qualified Respondent and each Team Member that will proceed to the RFP stage and (ii) returning an executed copy of the Confidentiality Agreement.

The P3 Authority expects to issue a formal RFP for the Project to those Qualified Respondents who have executed the Confidentiality Agreement in the first two weeks of November 2020, which RFP will be provided to the Qualified Respondents via PowerAdvocate©.

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GOVERNMENT OF PUERTO RICO

Puerto Rico Public-Private Partnerships Authority

We thank you for your interest in this procurement process and we look forward to your continued engagement.

Sincerely yours,

The PPP Committee





GOVERNMENT OF PUERTO RICO

Puerto Rico Public-Private Partnerships Authority

ANNEX A: FORM OF CONFIDENTIALITY AGREEMENT





GOVERNMENT OF PUERTO RICO

Puerto Rico Public-Private Partnerships Authority

VIA CERTIFIED MAIL

October 22, 2020

Mr. Carlos E. Reyes-Berrios
President & General Manager
EcoEléctrica, L.P.
Carretera 337 Km 3.7
Barrio Tallaboa Poniente
Peñuelas, Puerto Rico 00624

**Re: Request for Qualifications
Puerto Rico Electric Power Authority
Thermal Generation Facilities (RFQ 2020-1)
Notice to Qualified Respondents ("Notice")**

Dear Mr. Reyes:

We refer to the Request for Qualifications ("RFQ") for the Puerto Rico Electric Power Thermal Generation Facilities project (the "Project") issued by the Puerto Rico Public-Private Partnerships Authority (the "P3 Authority") on August 10, 2020 and your statement of qualifications ("SOQs") submitted pursuant to the RFQ. Capitalized terms used but not defined herein shall have the meanings ascribed to them in the RFQ.

Background

The Board of Directors of the P3 Authority established a partnership committee for the Project (the "PPP Committee") as required by the Puerto Rico Public-Private Partnership Act (Act 29-2009), as amended ("Act 29"), the Puerto Rico Electric System Transformation Act (Act 120-2018), as amended ("Act 120"), and the Regulation for the Procurement, Evaluation, Selection, Negotiation and Award of Partnership Contracts and Sale Contracts for the Transformation of the Electric System under Act No. 120-2018, as amended (the "Regulation"). The PPP Committee is responsible for evaluating and pre-qualifying the entities that submitted responses to the RFQ and selecting those most qualified to participate as proponents for the Projects under a Request for Proposal ("RFP") process.

Pursuant to the Regulation, the PPP Committee may identify a limited number of entities that submitted responses to the RFQ in order to arrive at a shortlist of Qualified Respondents for the Project. Accordingly, Section 1.4 of the RFQ provides that "[T]he PPP Committee reserves the



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right in its absolute discretion to limit the number of Respondents it considers to be qualified in order to arrive at a shortlist of Qualified Respondents that allows for an orderly procurement”.

On or before September 15, 2020, the P3 Authority received fifteen (15) statements of qualification (“SOQs”) in response to the RFQ. The PPP Committee evaluated the technical and legal components of each SOQ and each response to the P3 Authority’s Request for Clarifications (“RFCs”) in accordance with the criteria and requirements set forth in Sections 3 and 4 of the RFQ. As part of their evaluation process, the PPP Committee assessed each Respondent’s compliance with the rules set forth in the RFQ, and the legal and regulatory requirements set forth in Act 29, Act 120 and the Regulation.

RFQ Evaluation Results

Each Respondent was evaluated solely on the basis of the contents of its SOQ, including its responses to the P3 Authority’s RFCs. Other than the RFCs, the PPP Committee did not engage in any oral or written communications with any Respondent during the evaluation process.

After careful evaluation of EcoEléctrica, L.P.’s submission against the RFQ criteria, the PPP Committee determined that EcoEléctrica, L.P. has met the requirements of the RFQ. As a result, EcoEléctrica, L.P., is included in the shortlist of Qualified Respondents for the Project.

In total, the PPP Committee decided to shortlist the following eight (8) Respondents (listed in alphabetic order) as Qualified Respondents for the Project:

- EcoEléctrica, L.P.
- Empresa Generadora de Electricidad Haina, S.A. (EGE Haina)
- Encanto Power LLC
- EthosEnergy Group Limited
- NAES Corporation
- NRG Energy Services Group LLC
- ProEnergy Services, LLC
- Siemens Energy, Inc.

Rules and Regulations Applicable to Qualified Respondents

We note that the selection of EcoEléctrica, L.P. as a Qualified Respondent, and the ability of EcoEléctrica, L.P. to continue in the RFP process, is subject to the execution of a confidentiality agreement in favor of the P3 Authority and the Puerto Rico Electric Power Authority (“PREPA”) in a form satisfactory to the P3 Authority and PREPA (the “Confidentiality Agreement”). A draft of the Confidentiality Agreement is attached hereto as Annex A.



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Pursuant to Section 1.7 of the RFQ, Qualified Respondents who wish to (i) change any Team Members listed in their SOQs (either by adding new members, removing listed members or substituting new members for listed members), (ii) materially change the ownership or Control of a Respondent or a Team Member or (iii) change the legal relationship between the Respondent and/or its Team Members (such as the creation of a new joint venture, partnership or legal entity that will take the place of the Respondent), must, in each case, submit a written application to the PPP Committee seeking its consent to the proposed change. The PPP Committee's consent may be withheld, delayed or conditioned in the sole and absolute discretion of the PPP Committee, pursuant to Section 1.7 of the RFQ.

Qualified Respondents should at all times continue to respect the applicable rules and regulations governing the procurement of public-private partnership contracts under Act 29, Act 120 and the Regulations, including the "Clarifications and Communications Protocol" set forth in Section 1.9 of the RFQ and the clear prohibitions against lobbying, including unauthorized direct or indirect communications with any Government official in relation to the referenced project, as set forth in Section 1.10 of the RFQ.

Next Steps

Consistent with prior practice, the Governor of Puerto Rico may make a public announcement identifying the Qualified Respondents.

Qualified Respondents should respond to this Notice via PowerAdvocate© by October 30, 2020 (i) confirming the names and contact information of the Qualified Respondents and each Team Member that will proceed to the RFP stage and (ii) returning an executed copy of the Confidentiality Agreement.

The P3 Authority expects to also issue a formal RFP for the Project to those Qualified Respondents who have executed the Confidentiality Agreement in the first two weeks of November, 2020, which will be provided to the Qualified Respondents via PowerAdvocate©.

We thank you for your interest in this procurement process and we look forward to your continued engagement.

Sincerely yours,

The PPP Committee



GOVERNMENT OF PUERTO RICO
Puerto Rico Public-Private Partnerships Authority

ANNEX A: FORM OF CONFIDENTIALITY AGREEMENT



GOVERNMENT OF PUERTO RICO
Puerto Rico Public-Private Partnerships Authority

VIA CERTIFIED MAIL

October 22, 2020

Mr. Chris Wilkinson
Senior VP Western Hemisphere - Sales
EthosEnergy Group Limited
2800 North Loop West, Suite 1100
Houston TX 77092

**Re: Request for Qualifications
Puerto Rico Electric Power Authority
Thermal Generation Facilities (RFQ 2020-1)
Notice to Qualified Respondents ("Notice")**

Dear Mr. Wilkinson:

We refer to the Request for Qualifications ("RFQ") for the Puerto Rico Electric Power Authority Thermal Generation Facilities project (the "Project") issued by the Puerto Rico Public-Private Partnerships Authority (the "P3 Authority") on August 10, 2020, and your statement of qualifications ("SOQ") submitted pursuant to the RFQ. Capitalized terms used but not defined herein shall have the meanings ascribed to them in the RFQ.

Background

The Board of Directors of the P3 Authority established a partnership committee for the Project (the "PPP Committee") as required by the Puerto Rico Public-Private Partnership Act (Act 29-2009), as amended ("Act 29"), the Puerto Rico Electric System Transformation Act (Act 120-2018), as amended ("Act 120"), and the Regulation for the Procurement, Evaluation, Selection, Negotiation and Award of Partnership Contracts and Sale Contracts for the Transformation of the Electric System under Act No. 120-2018, as amended (the "Regulation"). The PPP Committee is responsible for evaluating and pre-qualifying the entities that submitted responses to the RFQ and selecting those most qualified to participate as proponents for the Projects under a Request for Proposal ("RFP") process.

Pursuant to the Regulation, the PPP Committee may identify a limited number of entities that submitted responses to the RFQ in order to arrive at a shortlist of Qualified Respondents for the





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Project. Accordingly, Section 1.4 of the RFQ provides that “[T]he PPP Committee reserves the right in its absolute discretion to limit the number of Respondents it considers to be qualified in order to arrive at a shortlist of Qualified Respondents that allows for an orderly procurement”.

On or before September 15, 2020, the P3 Authority received fifteen (15) statements of qualification (“SOQs”) in response to the RFQ. The PPP Committee evaluated the technical and legal components of each SOQ and each response to the P3 Authority’s Request for Clarifications (“RFCs”) in accordance with the criteria and requirements set forth in Sections 3 and 4 of the RFQ. As part of their evaluation process, the PPP Committee assessed each Respondent’s compliance with the rules set forth in the RFQ, and the legal and regulatory requirements set forth in Act 29, Act 120 and the Regulation.

RFQ Evaluation Results

Each Respondent was evaluated solely on the basis of the contents of its SOQ, including its responses to the P3 Authority’s RFCs. Other than the RFCs, the PPP Committee did not engage in any oral or written communications with any Respondent during the evaluation process.

After careful evaluation of EthosEnergy Group Limited’s submission against the RFQ criteria, the PPP Committee determined that EthosEnergy Group Limited has met the requirements of the RFQ. As a result, EthosEnergy Group Limited is included in the shortlist of Qualified Respondents for the Project.

In total, the PPP Committee decided to shortlist the following eight (8) Respondents (listed in alphabetic order) as Qualified Respondents for the Project:

- EcoEléctrica, L.P.
- Empresa Generadora de Electricidad Haina, S.A. (EGE Haina)
- Encanto Power LLC
- EthosEnergy Group Limited
- NAES Corporation
- NRG Energy Services Group LLC
- ProEnergy Services, LLC
- Siemens Energy, Inc.





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Rules and Regulations Applicable to Qualified Respondents

We note that the selection of EthosEnergy Group Limited as a Qualified Respondent, and the ability of EthosEnergy Group Limited to continue in the RFP process, is subject to the execution of a confidentiality agreement in favor of the P3 Authority and the Puerto Rico Electric Power Authority ("PREPA") in a form satisfactory to the P3 Authority and PREPA (the "Confidentiality Agreement"). A draft of the Confidentiality Agreement is attached hereto as Annex A.

Pursuant to Section 1.7 of the RFQ, Qualified Respondents who wish to (i) change any Team Members listed in their SOQs (either by adding new members, removing listed members or substituting new members for listed members), (ii) materially change the ownership or Control of a Respondent or a Team Member or (iii) change the legal relationship between the Respondent and/or its Team Members (such as the creation of a new joint venture, partnership or legal entity that will take the place of the Respondent), must, in each case, submit a written application to the PPP Committee seeking its consent to the proposed change. The PPP Committee's consent may be withheld, delayed or conditioned in the sole and absolute discretion of the PPP Committee, pursuant to Section 1.7 of the RFQ.

Qualified Respondents should at all times continue to respect the applicable rules and regulations governing the procurement of public-private partnership contracts under Act 29, Act 120 and the Regulation, including the "Clarifications and Communications Protocol" set forth in Section 1.9 of the RFQ and the clear prohibitions against lobbying, including unauthorized direct or indirect communications with any Government official in relation to the referenced project, as set forth in Section 1.10 of the RFQ.

Next Steps

Consistent with prior practice, the Governor of Puerto Rico may make a public announcement identifying the Qualified Respondents.

Qualified Respondents should respond to this Notice via PowerAdvocate© by October 30, 2020 (i) confirming the names and contact information of the Qualified Respondent and each Team Member that will proceed to the RFP stage and (ii) returning an executed copy of the Confidentiality Agreement.





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Puerto Rico Public-Private Partnerships Authority

The P3 Authority expects to issue a formal RFP for the Project to those Qualified Respondents who have executed the Confidentiality Agreement in the first two weeks of November 2020, which RFP will be provided to the Qualified Respondents via PowerAdvocate®.

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We thank you for your interest in this procurement process and we look forward to your continued engagement.

Sincerely yours,

The PPP Committee





GOVERNMENT OF PUERTO RICO
Puerto Rico Public-Private Partnerships Authority

ANNEX A: FORM OF CONFIDENTIALITY AGREEMENT





GOVERNMENT OF PUERTO RICO
Puerto Rico Public-Private Partnerships Authority

VIA CERTIFIED MAIL

October 22, 2020

Mr. Wilbert De La Paz
Sales Manager - Caribbean
Siemens Energy, Inc.
4400 Alafaya Trail, MC Q1-107
Orlando, FL 32826-2399

**Re: Request for Qualifications
Puerto Rico Electric Power Authority
Thermal Generation Facilities (RFQ 2020-1)
Notice to Qualified Respondents ("Notice")**

Dear Mr. De La Paz:

We refer to the Request for Qualifications ("RFQ") for the Puerto Rico Electric Power Authority Thermal Generation Facilities project (the "Project") issued by the Puerto Rico Public-Private Partnerships Authority (the "P3 Authority") on August 10, 2020, and your statement of qualifications ("SOQ") submitted pursuant to the RFQ. Capitalized terms used but not defined herein shall have the meanings ascribed to them in the RFQ.

Background

The Board of Directors of the P3 Authority established a partnership committee for the Project (the "PPP Committee") as required by the Puerto Rico Public-Private Partnership Act (Act 29-2009), as amended ("Act 29"), the Puerto Rico Electric System Transformation Act (Act 120-2018), as amended ("Act 120"), and the Regulation for the Procurement, Evaluation, Selection, Negotiation and Award of Partnership Contracts and Sale Contracts for the Transformation of the Electric System under Act No. 120-2018, as amended (the "Regulation"). The PPP Committee is responsible for evaluating and pre-qualifying the entities that submitted responses to the RFQ and selecting those most qualified to participate as proponents for the Projects under a Request for Proposal ("RFP") process.

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Project. Accordingly, Section 1.4 of the RFQ provides that “[T]he PPP Committee reserves the right in its absolute discretion to limit the number of Respondents it considers to be qualified in order to arrive at a shortlist of Qualified Respondents that allows for an orderly procurement”.

On or before September 15, 2020, the P3 Authority received fifteen (15) statements of qualification (“SOQs”) in response to the RFQ. The PPP Committee evaluated the technical and legal components of each SOQ and each response to the P3 Authority’s Request for Clarifications (“RFCs”) in accordance with the criteria and requirements set forth in Sections 3 and 4 of the RFQ. As part of their evaluation process, the PPP Committee assessed each Respondent’s compliance with the rules set forth in the RFQ, and the legal and regulatory requirements set forth in Act 29, Act 120 and the Regulation.

RFQ Evaluation Results

Each Respondent was evaluated solely on the basis of the contents of its SOQ, including its responses to the P3 Authority’s RFCs. Other than the RFCs, the PPP Committee did not engage in any oral or written communications with any Respondent during the evaluation process.

After careful evaluation of Siemens Energy, Inc.’s submission against the RFQ criteria, the PPP Committee determined that Siemens Energy, Inc. has met the requirements of the RFQ. As a result, Siemens Energy, Inc. is included in the shortlist of Qualified Respondents for the Project.

In total, the PPP Committee decided to shortlist the following eight (8) Respondents (listed in alphabetic order) as Qualified Respondents for the Project:

- EcoEléctrica, L.P.
- Empresa Generadora de Electricidad Haina, S.A. (EGE Haina)
- Encanto Power LLC
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- NAES Corporation
- NRG Energy Services Group LLC
- ProEnergy Services, LLC
- Siemens Energy, Inc.





GOVERNMENT OF PUERTO RICO

Puerto Rico Public-Private Partnerships Authority

Rules and Regulations Applicable to Qualified Respondents

We note that the selection of Siemens Energy, Inc. as a Qualified Respondent, and the ability of Siemens Energy, Inc. to continue in the RFP process, is subject to the execution of a confidentiality agreement in favor of the P3 Authority and the Puerto Rico Electric Power Authority ("PREPA") in a form satisfactory to the P3 Authority and PREPA (the "Confidentiality Agreement"). A draft of the Confidentiality Agreement is attached hereto as Annex A.

Pursuant to Section 1.7 of the RFQ, Qualified Respondents who wish to (i) change any Team Members listed in their SOQs (either by adding new members, removing listed members or substituting new members for listed members), (ii) materially change the ownership or Control of a Respondent or a Team Member or (iii) change the legal relationship between the Respondent and/or its Team Members (such as the creation of a new joint venture, partnership or legal entity that will take the place of the Respondent), must, in each case, submit a written application to the PPP Committee seeking its consent to the proposed change. The PPP Committee's consent may be withheld, delayed or conditioned in the sole and absolute discretion of the PPP Committee, pursuant to Section 1.7 of the RFQ.

Qualified Respondents should at all times continue to respect the applicable rules and regulations governing the procurement of public-private partnership contracts under Act 29, Act 120 and the Regulation, including the "Clarifications and Communications Protocol" set forth in Section 1.9 of the RFQ and the clear prohibitions against lobbying, including unauthorized direct or indirect communications with any Government official in relation to the referenced project, as set forth in Section 1.10 of the RFQ.

Next Steps

Consistent with prior practice, the Governor of Puerto Rico may make a public announcement identifying the Qualified Respondents.

Qualified Respondents should respond to this Notice via PowerAdvocate© by October 30, 2020 (i) confirming the names and contact information of the Qualified Respondent and each Team Member that will proceed to the RFP stage and (ii) returning an executed copy of the Confidentiality Agreement.





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Puerto Rico Public-Private Partnerships Authority

The P3 Authority expects to issue a formal RFP for the Project to those Qualified Respondents who have executed the Confidentiality Agreement in the first two weeks of November 2020, which RFP will be provided to the Qualified Respondents via PowerAdvocate®.

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We thank you for your interest in this procurement process and we look forward to your continued engagement.

Sincerely yours,

The PPP Committee





GOVERNMENT OF PUERTO RICO

Puerto Rico Public-Private Partnerships Authority

ANNEX A: FORM OF CONFIDENTIALITY AGREEMENT





GOVERNMENT OF PUERTO RICO
Puerto Rico Public-Private Partnerships Authority

VIA CERTIFIED MAIL

October 22, 2020

Mr. Maurizio Biondo
Director, Business Development
NAES Corporation
1180 NW Maple Street, Suite 200
Issaquah, WA 98027

**Re: Request for Qualifications
Puerto Rico Electric Power Authority
Thermal Generation Facilities (RFQ 2020-1)
Notice to Qualified Respondents ("Notice")**

Dear Mr. Biondo:

We refer to the Request for Qualifications ("RFQ") for the Puerto Rico Electric Power Authority Thermal Generation Facilities project (the "Project") issued by the Puerto Rico Public-Private Partnerships Authority (the "P3 Authority") on August 10, 2020, and your statement of qualifications ("SOQ") submitted pursuant to the RFQ. Capitalized terms used but not defined herein shall have the meanings ascribed to them in the RFQ.

Background

The Board of Directors of the P3 Authority established a partnership committee for the Project (the "PPP Committee") as required by the Puerto Rico Public-Private Partnership Act (Act 29-2009), as amended ("Act 29"), the Puerto Rico Electric System Transformation Act (Act 120-2018), as amended ("Act 120"), and the Regulation for the Procurement, Evaluation, Selection, Negotiation and Award of Partnership Contracts and Sale Contracts for the Transformation of the Electric System under Act No. 120-2018, as amended (the "Regulation"). The PPP Committee is responsible for evaluating and pre-qualifying the entities that submitted responses to the RFQ and selecting those most qualified to participate as proponents for the Projects under a Request for Proposal ("RFP") process.

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GOVERNMENT OF PUERTO RICO

Puerto Rico Public-Private Partnerships Authority

Project. Accordingly, Section 1.4 of the RFQ provides that “[T]he PPP Committee reserves the right in its absolute discretion to limit the number of Respondents it considers to be qualified in order to arrive at a shortlist of Qualified Respondents that allows for an orderly procurement”.

On or before September 15, 2020, the P3 Authority received fifteen (15) statements of qualification (“SOQs”) in response to the RFQ. The PPP Committee evaluated the technical and legal components of each SOQ and each response to the P3 Authority’s Request for Clarifications (“RFCs”) in accordance with the criteria and requirements set forth in Sections 3 and 4 of the RFQ. As part of their evaluation process, the PPP Committee assessed each Respondent’s compliance with the rules set forth in the RFQ, and the legal and regulatory requirements set forth in Act 29, Act 120 and the Regulation.

RFQ Evaluation Results

Each Respondent was evaluated solely on the basis of the contents of its SOQ, including its responses to the P3 Authority’s RFCs. Other than the RFCs, the PPP Committee did not engage in any oral or written communications with any Respondent during the evaluation process.

After careful evaluation of NAES Corporation’s submission against the RFQ criteria, the PPP Committee determined that NAES Corporation has met the requirements of the RFQ. As a result, NAES Corporation is included in the shortlist of Qualified Respondents for the Project.

In total, the PPP Committee decided to shortlist the following eight (8) Respondents (listed in alphabetic order) as Qualified Respondents for the Project:

- EcoEléctrica, L.P.
- Empresa Generadora de Electricidad Haina, S.A. (EGE Haina)
- Encanto Power LLC
- EthosEnergy Group Limited
- NAES Corporation
- NRG Energy Services Group LLC
- ProEnergy Services, LLC
- Siemens Energy, Inc.





GOVERNMENT OF PUERTO RICO

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Rules and Regulations Applicable to Qualified Respondents

We note that the selection of NAES Corporation as a Qualified Respondent, and the ability of NAES Corporation to continue in the RFP process, is subject to the execution of a confidentiality agreement in favor of the P3 Authority and the Puerto Rico Electric Power Authority ("PREPA") in a form satisfactory to the P3 Authority and PREPA (the "Confidentiality Agreement"). A draft of the Confidentiality Agreement is attached hereto as Annex A.

Pursuant to Section 1.7 of the RFQ, Qualified Respondents who wish to (i) change any Team Members listed in their SOQs (either by adding new members, removing listed members or substituting new members for listed members), (ii) materially change the ownership or Control of a Respondent or a Team Member or (iii) change the legal relationship between the Respondent and/or its Team Members (such as the creation of a new joint venture, partnership or legal entity that will take the place of the Respondent), must, in each case, submit a written application to the PPP Committee seeking its consent to the proposed change. The PPP Committee's consent may be withheld, delayed or conditioned in the sole and absolute discretion of the PPP Committee, pursuant to Section 1.7 of the RFQ.

Qualified Respondents should at all times continue to respect the applicable rules and regulations governing the procurement of public-private partnership contracts under Act 29, Act 120 and the Regulation, including the "Clarifications and Communications Protocol" set forth in Section 1.9 of the RFQ and the clear prohibitions against lobbying, including unauthorized direct or indirect communications with any Government official in relation to the referenced project, as set forth in Section 1.10 of the RFQ.

Next Steps

Consistent with prior practice, the Governor of Puerto Rico may make a public announcement identifying the Qualified Respondents.

Qualified Respondents should respond to this Notice via PowerAdvocate© by October 30, 2020 (i) confirming the names and contact information of the Qualified Respondent and each Team Member that will proceed to the RFP stage and (ii) returning an executed copy of the Confidentiality Agreement.

The P3 Authority expects to issue a formal RFP for the Project to those Qualified Respondents who have executed the Confidentiality Agreement in the first two weeks of November 2020, which RFP will be provided to the Qualified Respondents via PowerAdvocate©.





GOVERNMENT OF PUERTO RICO
Puerto Rico Public-Private Partnerships Authority

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We thank you for your interest in this procurement process and we look forward to your continued engagement.

Sincerely yours,

The PPP Committee





GOVERNMENT OF PUERTO RICO

Puerto Rico Public-Private Partnerships Authority

ANNEX A: FORM OF CONFIDENTIALITY AGREEMENT





GOVERNMENT OF PUERTO RICO
Puerto Rico Public-Private Partnerships Authority

VIA CERTIFIED MAIL

October 22, 2020

Mr. Juan Fanjul
Director Commercial Ops
ProEnergy Services, LLC
2001 ProEnergy Blvd.
Sedalia, MI 65301

**Re: Request for Qualifications
Puerto Rico Electric Power Authority
Thermal Generation Facilities (RFQ 2020-1)
Notice to Qualified Respondents ("Notice")**

Dear Mr. Fanjul:

We refer to the Request for Qualifications ("RFQ") for the Puerto Rico Electric Power Authority Thermal Generation Facilities project (the "Project") issued by the Puerto Rico Public-Private Partnerships Authority (the "P3 Authority") on August 10, 2020, and your statement of qualifications ("SOQ") submitted pursuant to the RFQ. Capitalized terms used but not defined herein shall have the meanings ascribed to them in the RFQ.

Background

The Board of Directors of the P3 Authority established a partnership committee for the Project (the "PPP Committee") as required by the Puerto Rico Public-Private Partnership Act (Act 29-2009), as amended ("Act 29"), the Puerto Rico Electric System Transformation Act (Act 120-2018), as amended ("Act 120"), and the Regulation for the Procurement, Evaluation, Selection, Negotiation and Award of Partnership Contracts and Sale Contracts for the Transformation of the Electric System under Act No. 120-2018, as amended (the "Regulation"). The PPP Committee is responsible for evaluating and pre-qualifying the entities that submitted responses to the RFQ and selecting those most qualified to participate as proponents for the Projects under a Request for Proposal ("RFP") process.

Pursuant to the Regulation, the PPP Committee may identify a limited number of entities that submitted responses to the RFQ in order to arrive at a shortlist of Qualified Respondents for the





GOVERNMENT OF PUERTO RICO

Puerto Rico Public-Private Partnerships Authority

Project. Accordingly, Section 1.4 of the RFQ provides that “[T]he PPP Committee reserves the right in its absolute discretion to limit the number of Respondents it considers to be qualified in order to arrive at a shortlist of Qualified Respondents that allows for an orderly procurement”.

On or before September 15, 2020, the P3 Authority received fifteen (15) statements of qualification (“SOQs”) in response to the RFQ. The PPP Committee evaluated the technical and legal components of each SOQ and each response to the P3 Authority’s Request for Clarifications (“RFCs”) in accordance with the criteria and requirements set forth in Sections 3 and 4 of the RFQ. As part of their evaluation process, the PPP Committee assessed each Respondent’s compliance with the rules set forth in the RFQ, and the legal and regulatory requirements set forth in Act 29, Act 120 and the Regulation.

RFQ Evaluation Results

Each Respondent was evaluated solely on the basis of the contents of its SOQ, including its responses to the P3 Authority’s RFCs. Other than the RFCs, the PPP Committee did not engage in any oral or written communications with any Respondent during the evaluation process.

After careful evaluation of ProEnergy Services, LLC’s submission against the RFQ criteria, the PPP Committee determined that ProEnergy Services, LLC has met the requirements of the RFQ. As a result, ProEnergy Services, LLC is included in the shortlist of Qualified Respondents for the Project.

In total, the PPP Committee decided to shortlist the following eight (8) Respondents (listed in alphabetic order) as Qualified Respondents for the Project:

- EcoEléctrica, L.P.
- Empresa Generadora de Electricidad Haina, S.A. (EGE Haina)
- Encanto Power LLC
- EthosEnergy Group Limited
- NAES Corporation
- NRG Energy Services Group LLC
- ProEnergy Services, LLC
- Siemens Energy, Inc.





GOVERNMENT OF PUERTO RICO

Puerto Rico Public-Private Partnerships Authority

Rules and Regulations Applicable to Qualified Respondents

We note that the selection of ProEnergy Services, LLC as a Qualified Respondent, and the ability of ProEnergy Services, LLC to continue in the RFP process, is subject to the execution of a confidentiality agreement in favor of the P3 Authority and the Puerto Rico Electric Power Authority ("PREPA") in a form satisfactory to the P3 Authority and PREPA (the "Confidentiality Agreement"). A draft of the Confidentiality Agreement is attached hereto as Annex A.

Pursuant to Section 1.7 of the RFQ, Qualified Respondents who wish to (i) change any Team Members listed in their SOQs (either by adding new members, removing listed members or substituting new members for listed members), (ii) materially change the ownership or Control of a Respondent or a Team Member or (iii) change the legal relationship between the Respondent and/or its Team Members (such as the creation of a new joint venture, partnership or legal entity that will take the place of the Respondent), must, in each case, submit a written application to the PPP Committee seeking its consent to the proposed change. The PPP Committee's consent may be withheld, delayed or conditioned in the sole and absolute discretion of the PPP Committee, pursuant to Section 1.7 of the RFQ.

Qualified Respondents should at all times continue to respect the applicable rules and regulations governing the procurement of public-private partnership contracts under Act 29, Act 120 and the Regulation, including the "Clarifications and Communications Protocol" set forth in Section 1.9 of the RFQ and the clear prohibitions against lobbying, including unauthorized direct or indirect communications with any Government official in relation to the referenced project, as set forth in Section 1.10 of the RFQ.

Next Steps

Consistent with prior practice, the Governor of Puerto Rico may make a public announcement identifying the Qualified Respondents.

Qualified Respondents should respond to this Notice via PowerAdvocate© by October 30, 2020 (i) confirming the names and contact information of the Qualified Respondent and each Team Member that will proceed to the RFP stage and (ii) returning an executed copy of the Confidentiality Agreement.





GOVERNMENT OF PUERTO RICO

Puerto Rico Public-Private Partnerships Authority

The P3 Authority expects to issue a formal RFP for the Project to those Qualified Respondents who have executed the Confidentiality Agreement in the first two weeks of November 2020, which RFP will be provided to the Qualified Respondents via PowerAdvocate®.

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We thank you for your interest in this procurement process and we look forward to your continued engagement.

Sincerely yours,

The PPP Committee





GOVERNMENT OF PUERTO RICO
Puerto Rico Public-Private Partnerships Authority

ANNEX A: FORM OF CONFIDENTIALITY AGREEMENT





GOVERNMENT OF PUERTO RICO
Puerto Rico Public-Private Partnerships Authority

VIA CERTIFIED MAIL

October 22, 2020

Mr. Kevin Shea
Sales and Marketing Manager
NRG Energy Services Group LLC
12307 Kurland Drive
Houston, TX 77034

**Re: Request for Qualifications
Puerto Rico Electric Power Authority
Thermal Generation Facilities (RFQ 2020-1)
Notice to Qualified Respondents ("Notice")**

Dear Mr. Shea:

We refer to the Request for Qualifications ("RFQ") for the Puerto Rico Electric Power Authority Thermal Generation Facilities project (the "Project") issued by the Puerto Rico Public-Private Partnerships Authority (the "P3 Authority") on August 10, 2020, and your statement of qualifications ("SOQ") submitted pursuant to the RFQ. Capitalized terms used but not defined herein shall have the meanings ascribed to them in the RFQ.

Background

The Board of Directors of the P3 Authority established a partnership committee for the Project (the "PPP Committee") as required by the Puerto Rico Public-Private Partnership Act (Act 29-2009), as amended ("Act 29"), the Puerto Rico Electric System Transformation Act (Act 120-2018), as amended ("Act 120"), and the Regulation for the Procurement, Evaluation, Selection, Negotiation and Award of Partnership Contracts and Sale Contracts for the Transformation of the Electric System under Act No. 120-2018, as amended (the "Regulation"). The PPP Committee is responsible for evaluating and pre-qualifying the entities that submitted responses to the RFQ and selecting those most qualified to participate as proponents for the Projects under a Request for Proposal ("RFP") process.

Pursuant to the Regulation, the PPP Committee may identify a limited number of entities that submitted responses to the RFQ in order to arrive at a shortlist of Qualified Respondents for the





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Project. Accordingly, Section 1.4 of the RFQ provides that “[T]he PPP Committee reserves the right in its absolute discretion to limit the number of Respondents it considers to be qualified in order to arrive at a shortlist of Qualified Respondents that allows for an orderly procurement”.

On or before September 15, 2020, the P3 Authority received fifteen (15) statements of qualification (“SOQs”) in response to the RFQ. The PPP Committee evaluated the technical and legal components of each SOQ and each response to the P3 Authority’s Request for Clarifications (“RFCs”) in accordance with the criteria and requirements set forth in Sections 3 and 4 of the RFQ. As part of their evaluation process, the PPP Committee assessed each Respondent’s compliance with the rules set forth in the RFQ, and the legal and regulatory requirements set forth in Act 29, Act 120 and the Regulation.

RFQ Evaluation Results

Each Respondent was evaluated solely on the basis of the contents of its SOQ, including its responses to the P3 Authority’s RFCs. Other than the RFCs, the PPP Committee did not engage in any oral or written communications with any Respondent during the evaluation process.

After careful evaluation of NRG Energy Services Group LLC’s submission against the RFQ criteria, the PPP Committee determined that NRG Energy Services Group LLC has met the requirements of the RFQ. As a result, NRG Energy Services Group LLC is included in the shortlist of Qualified Respondents for the Project.

In total, the PPP Committee decided to shortlist the following eight (8) Respondents (listed in alphabetic order) as Qualified Respondents for the Project:

- EcoEléctrica, L.P.
- Empresa Generadora de Electricidad Haina, S.A. (EGE Haina)
- Encanto Power LLC
- EthosEnergy Group Limited
- NAES Corporation
- NRG Energy Services Group LLC
- ProEnergy Services, LLC
- Siemens Energy, Inc.





GOVERNMENT OF PUERTO RICO

Puerto Rico Public-Private Partnerships Authority

Rules and Regulations Applicable to Qualified Respondents

We note that the selection of NRG Energy Services Group LLC as a Qualified Respondent, and the ability of Energy Services Group LLC to continue in the RFP process, is subject to the execution of a confidentiality agreement in favor of the P3 Authority and the Puerto Rico Electric Power Authority ("PREPA") in a form satisfactory to the P3 Authority and PREPA (the "Confidentiality Agreement"). A draft of the Confidentiality Agreement is attached hereto as Annex A.

Pursuant to Section 1.7 of the RFQ, Qualified Respondents who wish to (i) change any Team Members listed in their SOQs (either by adding new members, removing listed members or substituting new members for listed members), (ii) materially change the ownership or Control of a Respondent or a Team Member or (iii) change the legal relationship between the Respondent and/or its Team Members (such as the creation of a new joint venture, partnership or legal entity that will take the place of the Respondent), must, in each case, submit a written application to the PPP Committee seeking its consent to the proposed change. The PPP Committee's consent may be withheld, delayed or conditioned in the sole and absolute discretion of the PPP Committee, pursuant to Section 1.7 of the RFQ.

Qualified Respondents should at all times continue to respect the applicable rules and regulations governing the procurement of public-private partnership contracts under Act 29, Act 120 and the Regulation, including the "Clarifications and Communications Protocol" set forth in Section 1.9 of the RFQ and the clear prohibitions against lobbying, including unauthorized direct or indirect communications with any Government official in relation to the referenced project, as set forth in Section 1.10 of the RFQ.

Next Steps

Consistent with prior practice, the Governor of Puerto Rico may make a public announcement identifying the Qualified Respondents.

Qualified Respondents should respond to this Notice via PowerAdvocate© by October 30, 2020 (i) confirming the names and contact information of the Qualified Respondent and each Team Member that will proceed to the RFP stage and (ii) returning an executed copy of the Confidentiality Agreement.





GOVERNMENT OF PUERTO RICO

Puerto Rico Public-Private Partnerships Authority

The P3 Authority expects to issue a formal RFP for the Project to those Qualified Respondents who have executed the Confidentiality Agreement in the first two weeks of November 2020, which RFP will be provided to the Qualified Respondents via PowerAdvocate®.

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We thank you for your interest in this procurement process and we look forward to your continued engagement.

Sincerely yours,

The PPP Committee





GOVERNMENT OF PUERTO RICO

Puerto Rico Public-Private Partnerships Authority

ANNEX A: FORM OF CONFIDENTIALITY AGREEMENT

