

January 30, 2020

Eng. Ralph Kreil-Rivera
President of the Board of Directors
Puerto Rico Electric Power Authority
PO Box 364267
San Juan, PR 00936-4267
VIA ELECTRONIC MAIL

Dear President Kreil:

Included below are my comments in reference to your letter dated January 28, 2020, addressed to me.

First: I visited Costa Sur and entered Costa Sur facilities under the authority and security control of the executives of Costa Sur.

Second: At no time did I requested anything from the employees and much less gave any instructions to them.

Third: At no time I made any expression or communicated in the name of the Board, nor in the name of PREPA.

Fourth: I visited Costa Sur as the Consumer Representative to asses, from the consumer's perspective, the situation at Costa Sur and its impact on consumers.

Fifth: There is no legal impediment for me to speak publicly about PREPA and its consumers, other than not making public confidential information, which is not the case here which the subject matter is a public issue.

As Consumer Representative I have different responsibilities than yours and other members of the board. I represent the consumers, whom the Legislature determined were not fully represented or protected by traditional PREPA's Board Members that are appointed by the Governor. It is because of this situation that a Consumer Representative is selected differently, directly by consumers, not appointed by the Governor nor confirmed by the Senate.

If the legislators believed that the regular Board Members do represent the consumers, they would not have created the Consumer Representative position.

Therefore, my consumer representation responsibilities and my free expressions rights, protected under both the US and Puerto Rico's Constitutions, needs to be properly exercised to represent and protect consumers.

Sincerely yours,



Tomás J. Torres

Board Member

Consumers Representative

C:

Mr. David Owens

Member of the Executive Committee

Mr. Charles Bayless

Chairman of the Legal and Customer Affairs Committee

Mr. Robert Poe

Chairman of the Audit Committee

Since the day of the first seismic event, I have been in continuous contact with the Chief Executive Officer and determined that the correct course of action was to provide the opportunity to assess the situation, gather the information provided, including periodic updates, and submit to this Board the most detailed account possible, to be discussed during the upcoming Board meeting in January. Furthermore, daily updates were shared with all Board Members in a joint communications effort between our staff and the CEO's office as soon as verified data was made available to me from the PMO's office.

Your entry to the critically damaged Costa Sur facility is a serious breach of the Code of Ethics of the PREPA Governing Board of which you are a member. Your actions jeopardized your own personal safety, violated safety protocols of the plant, thus potentially endangering the safety of others. Moreover, and in what constitutes a separate breach to the unauthorized visit to Costa Sur, your communication with the press regarding this topic constitutes, yet again, another unilateral discussion with the media in violation of previous Resolutions regarding this matter. (See, Resolution 4669 of January 30, 2019 "Prepa Board Communications"). This behavior will not be tolerated in the future. Herewith copied are the independent members of the Board as each one presides or sits in a Board committee which may decide to investigate this matter more thoroughly.

Sincerely,



Eng. Ralph Kreil-Rivera
President of the Board

c: Mr. David Owens
Member of the Executive Committee

Mr. Charles Bayless
Chairman of the Legal and Customer Affairs Committee

Mr. Robert Poe
Chairman of the Audit Committee