



GOVERNMENT OF PUERTO RICO

Puerto Rico Electric Power Authority

- I. Information about PREPA
 - A. Public – Might include, but not limited to:
 - i. Monthly Financial Statement that might include:
 - a) *Data by area*
 - b) *Pricing by fuel type and average*
 - c) *Kilowatt per hour cost by area (residential, industrial and commercial) in the past three (3) months*
 - d) *Production cost by kilowatt per hour*
 - e) *PREPA's operational costs during the last month*
 - f) *Generation distribution by technology type and fuel type*
 - B. Confidential – Must not be provided and must not include:
 - i. Privileged information according to what is stipulated in “Reglas de Evidencia de Puerto Rico”
 - ii. Information related to the negotiation of collective agreement, labor disputes or personnel issues, like:
 - a) *Recruiting*
 - b) *Evaluations*
 - c) *Disciplinary actions*
 - d) *Dismissal*
 - iii. Information related to PREPA's potential contracts or the determination to resolve or rescind current contracts
 - iv. Information about legal proceedings
 - v. Information about on-going investigations
 - vi. Divulge aspects of intellectual properties of third parties
 - vii. Divulge trade secrets of third parties
 - viii. Issues covered by a confidentiality agreement
 - ix. Public security issues related to threats against PREPA, its infrastructure or its employees





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- x. Any document that might fall within these categories:
- a) *All documents that might contain personal data or circumstances of an individual that requests services or benefits, be customers or employees. Including but not limited to:*
 - (1) Medical treatment
 - (2) Personnel area
 - (3) Social benefits
 - (4) Job security
 - (5) Any and all documents that might pertain to a customer/lawyer or medical/patient relationship or whose divulgence might constitute a clear and unjustified violation of privacy of the individual
 - b) *All saved documents related to the implementation of a certain law that might be declared confidential by such law*
 - c) *Reports or declarations about strategies or labor negotiations, arbitration and negotiation of labor agreements, as well as reports and declarations of a legal defense*
 - (1) Current disciplinary investigations due to a violation of PREPAs code of conduct
 - (2) Reports of current investigations about the conduct of a supervisor due to an administrative action and a collective agreement
 - d) *Information about the deliberation related to the formulation or implementation of public policy, by the PREPAs Governing Board or any public entity that might formulate or implement public policy*
 - e) *Exam questions, codes or any data used to administer licensing exams, jobs, promotions or academic data; provided the individual has a right to review the results of such examination.*





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- f) *Opinions emitted by PREPAs lawyers that pertain to its customer/client relationship*
- g) *Documents related exclusively to personnel policies and internal practices*
- h) *Letters and internal communications or inter-agency that might be available due to dispositions of law, to people unrelated to the letter or communication*
- i) *Any document that might not be available by a court order, to the parts carrying litigation against PREPA*
- j) *Contents of an appraisal of real estate, engineering or estimates and evaluations of viability made by or for PREPA, for the acquisition of properties or possible public materials and developing contracts, up to the moment that the property is acquired or to the point where all transactions are completed or abandoned, provided the domain right is not affected by this disposition*
- k) *Any documents of public entities related to investigations about possible statute violations or rules*
- l) *Documents that might be necessary in an investigation and might affect a legal proceeding in the following way:*
 - (1) Interfere with the upholding of a law
 - (2) Deprive a person of the right to an impartial trial or due process
 - (3) Constitute an unjustified invasion of privacy
 - (4) Divulge the identity of a confidential source
 - (5) Divulge the confidential information contained in documents gathered by an agency in charge of upholding the law or an organization that might conduct investigations of national security
 - (6) Divulge proceedings or investigation techniques





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- (7) Endanger the life or security of personnel in charge of upholding the law
- m) *Documents that might contain information related to the evaluation of offers or elicitation in an auction, while the evaluation process is ongoing, or the adjudication of the auction and the corresponding contract is granted. Provided no information will be divulged that might come from this procedure when it is protected by what is stated in the following items.*
- n) *A trade secret revealed to PREPA by its owner, agent or employee when any of these invokes the right to not divulge the same and impede that others might divulge it, provided it does not involve concealment of fraud.*
- o) *Information revealed to or generated by PREPA as part of a commercial transaction whose divulging might be utilized by third parties to provide goods or services to PREPA at a higher price that might be regularly offered such goods or services, in detriment of the purpose contained in the enabling laws of PREPA, so that electrical service might be more affordable*
- p) *Information declared confidential and exempt of disclosure by law or rules approved at its disposal*



