



GOVERNMENT OF PUERTO RICO  
Puerto Rico Electric Power Authority  
Governing Board

**RESOLUTION 4752  
GREENBERG TRAURIG FIRST AMENDMENT**

- WHEREAS: The Puerto Rico Electric Power Authority (PREPA) is a public corporation and an instrumentality of the Government of Puerto Rico created by Act No. 83 of May 2, 1941, as amended (Act 83). PREPA was created to provide electrical energy in a reliable way, contributing to the general welfare and sustainable future of the people of Puerto Rico, maximizing benefits and minimizing social, environmental and economic impacts. It also provides a service based on affordable, fair, reasonable and non-discriminatory costs that are consistent with environmental protection, non-profit, focused on citizen participation and its clients.
- WHEREAS: Act 83 authorizes PREPA to grant contracts and formalize all the instruments that are necessary or convenient in the exercise of any of its powers.
- WHEREAS: Section 15(1)(a) of Act 83 states that all purchases made and contracts for supplies or services, except professional services, entered into by PREPA, including its capital construction contracts, shall be made by a bid process.
- WHEREAS: Section 15(2) of Act 83 lists the instances in which a bid process will not be required, specifically including in its subsection (d) professional services in the best interests of PREPA.
- WHEREAS: On June 30, 2019 PREPA and Greenberg Traurig, LLP (Greenberg) executed Professional Services Contract 2019-P00136, with a maximum amount of \$450,000, effective until June 30, 2020.
- WHEREAS: Through Contract 2019-P00136, Greenberg assists PREPA as outside counsel, regarding legal issues that arise from PREPA's ongoing restructuring and operational needs, including, but not limited to: hurricane and related relief efforts; PREPA's emergency and power restoration contract procurement practices; FEMA reimbursements and audits by the Office of the Inspector General of the United States; internal investigations; assistance in pending and future litigation proceedings as needed; support for the transformation process as needed, and other matters as requested by PREPA.



WHEREAS: As indicated by Mr. Fernando Padilla-Padilla, Restructuring and Fiscal Affairs Administrator, on August, 2019, PREPA requested Greenberg's legal advice on energy regulation and related issues, before the Puerto Rico Energy Bureau.

WHEREAS: Mr. Padilla-Padilla also indicated that the cost of the services provided by the Contractor as a result of this Contract have been reasonable, but the increase in the work created the necessity to raise the Contract Amount to avoid interruptions in these critical legal services during Fiscal Year 2019-2020, or until the Request for Proposal (RFP) process for these legal services is concluded.

WHEREAS: Mr. Padilla-Padilla recommends a First Amendment to the Contract to increase its amount by \$475,000, that is, from \$450,000 to \$925,000.

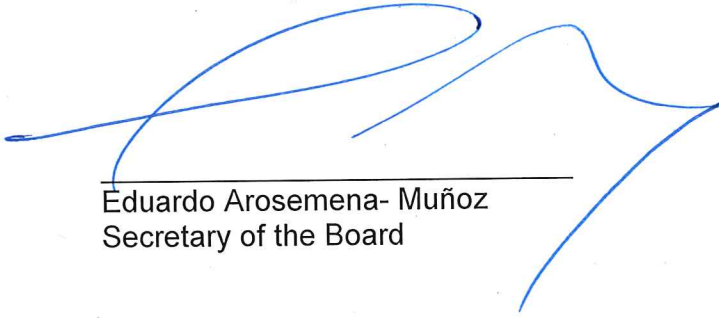
WHEREAS: The Finance Directorate certified the availability of the funds for the First Amendment of the Contract for services until June 30, 2020.

WHEREAS: The General Counsel evaluated the terms and conditions of the First Amendment to the Contract and concluded that there is no legal impediment for this Amendment, subject to the approval of PREPA's Governing Board. The total amount of the Contract, as amended, will be \$925,000.

THEREFORE: In accordance with Act 83, PREPA's Governing Board resolves to:

Authorize the First Amendment to Contract 2019-P00136 between PREPA and Greenberg for an additional amount of \$475,000, for a total cost of \$925,000, until June 30, 2020, or until the RFP process for these legal services is concluded.

Approved in San Juan, Puerto Rico, this eighteenth day of December, two thousand nineteen.



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Eduardo Arosemena- Muñoz  
Secretary of the Board