



**GOVERNMENT OF PUERTO RICO**  
**Puerto Rico Public-Private Partnerships Authority**

January 16, 2019

**VIA EMAIL AND CERTIFIED MAIL**

Duke Energy Corporation  
Karl Newlin  
Senior Vice President, Corporate  
Development and Treasurer  
550 S. Tryon St.  
Charlotte, NC 28202  
Karl.newlin@duke-energy.com

**Re: Request for Qualifications  
Puerto Rico Electric Power Transmission and Distribution System  
Notice to Shortlisted Respondents**

Dear Mr. Newlin:

We refer to the Request for Qualifications (“RFQ”) for the Puerto Rico Electric Power Transmission and Distribution System (“Project”) issued by the Puerto Rico Public-Private Partnerships Authority (“Authority”), on October 31, 2018, as amended, and Duke Energy Corporation (“Duke”) timely response to the RFQ on December 4, 2018.<sup>1</sup>

The Board of Directors of the Authority established a Partnership Committee for the Project as required by the Public-Private Partnerships Act, Act No. 29 of June 8, 2009, as amended, (the “Act”) and *the Regulation for the Procurement, Evaluation, Selection, Negotiation, and Award of Participatory Public-Private Partnership Contracts under the Act* (the “Regulation”). The Partnership Committee has the duty and responsibility to evaluate and pre-qualify the entities that submitted responses to the RFQ and select those most suitable to participate as proponents for the Project under a RFP process.

Pursuant to the Regulation, the Partnership Committee may qualify a limited number of Respondents in order to arrive at a shortlist for the Project. Accordingly, the Partnership Committee notified Respondents of its right to shortlist in the RFQ. Specifically, Section 1.4 of the RFQ provides that “[...] the PPP Committee reserves the right to limit in its absolute discretion 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.”

The Authority received five (5) statement of qualifications (“SOQ”) in response to the RFQ on or before December 5, 2018. The Partnership Committee evaluated each SOQ to determine which prospective proponents satisfied the requirements of Sections 3 and 4.2 of the RFQ. This process allowed the Partnership Committee to arrive at a shortlist of qualified proponents. After careful consideration and discussion, the Partnership

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<sup>1</sup> Capitalized terms used but not defined in this letter have the meanings set forth in the RFQ.





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Committee decided to shortlist the following four (4) respondents listed in alphabetical order (the “Proponent(s)” or “Shortlisted Respondent(s)”):

- Duke Energy Corporation
- Exelon Corporation
- PSEG Services Corporation
- Consortium of: Quanta, ATCO, and IEM (“Quanta”)

The Shortlisted Respondents, were strictly evaluated on their SOQs submitted and their compliance with Sections 3 and 4.2 of the RFQ. The Partnership Committee did not engage in any oral or written communications with any prospective Proponent during the evaluation process.

The inclusion of the above prospective Proponents in the shortlist, and their ability to continue in the RFP process, is subject to the execution of a Confidentiality Agreement in favor of the Authority and the Puerto Rico Electric Power Authority in a form satisfactory to them.

Shortlisted Respondents may add to their teams entities that were not shortlisted during the qualifications process provided prior written notice is given to the Partnership Committee pursuant to Section 1.7 of the RFQ.

As in prior occasions, the Governor of Puerto Rico will shortly make the public announcement of the shortlisted Proponents.

We thank you sincerely for your interest in the procurement process.

Sincerely yours,

*/S/ Partnership Committee*

c: Alex.gleen@duke-energy.com

Manu.Tewari@duke-energy.com

