

Fill in this information to identify
the case:

United States District Court for the
District of Puerto Rico

Case number (if known): _____ (PROMESA Title III)

Check if this is
an amended filing

Title III Petition for Covered Territory or Covered Instrumentality

This form is designed to comply with section 304(a) of Puerto Rico Oversight, Management, and Economic Stability Act, 48 U.S.C. § 2164 ("PROMESA").

If more space is needed, attach a separate sheet to this form. On the top of any additional pages, write the Debtor's name and the case number (if known).

1. Debtor's Name	Puerto Rico Electric Power Authority (PREPA)		
2. All other names Debtor used in the last 8 years	Autoridad de Energia Eléctrica		
Include any assumed names, trade names, and <i>doing business as</i> names			
3. Debtor's address	Principal Place of Business	Address for Financial Oversight and Management Board for Puerto Rico, as Representative of Debtor per PROMESA § 315	
	1110 Ponce de Leon Avenue Number Street	Jacob Javits Federal Bldg., 26 Federal Plaza Number Street	
	San Juan, PR 00907 City State Zip Code	Room 2-128, Attn: Jaime A. El Koury P.O. Box New York, NY 10278 City State Zip Code	
4. Debtor's website (URL)	http://www.prepa.com/		
Financial Oversight and Management Board website (URL)	https://juntasupervision.pr.gov/index.php/en/home/		
5. Type of Title III Debtor	<input type="checkbox"/> Covered Territory (as defined in PROMESA § 5(8)) <input checked="" type="checkbox"/> Covered Territorial Instrumentality (as defined in PROMESA § 5(7)).		
6. Are any Title III or Title VI cases pending or being filed by an affiliate of the Debtor?	<input type="checkbox"/> No. <input checked="" type="checkbox"/> Yes Debtor: <u>See attached Exhibit 1</u> Relationship: _____ List all cases. If more than 1, attach a separate list. District: _____ When: _____ MM/ DD / YYYY Case Number, if known: _____		
7. Why is the Title III Case filed in <i>this</i> District?	Check all that apply: <input checked="" type="checkbox"/> This is the United States District Court for the covered territory or covered territorial instrumentality, as applicable (PROMESA § 307(a)) <input type="checkbox"/> This is the United States District Court for the jurisdiction in which the Oversight Board maintains an office that is located outside of the territory (PROMESA § 307(b)) <input type="checkbox"/> Territory does not have a district court (U.S. District Court of Hawaii only) (PROMESA § 307(a))		

Debtor

In re: Puerto Rico Electric Power Authority
Name

Case Number (if known)

Request for Relief, Declaration, and Signatures

8. Declaration and signature of Financial Oversight and Management Board for Puerto Rico as Representative of Debtor per PROMESA § 315.

 The Debtor requests relief in accordance with Title III of PROMESA. I have been authorized to file this petition on behalf of the Financial Oversight and Management Board for Puerto Rico. I have examined the information in this petition and the documents attached to this petition as listed below and have a reasonable belief that the information is true and correct. Schedule A: Certification of Resolutions Adopted by the Financial Oversight and Management Board for Puerto Rico Pursuant to PROMESA §§ 104(j) and 206(a). Schedule B: List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Inholders.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on:

7/2/2017
MM/DD/YYYY Signature

Title: General Counsel

James A. Elkony
Printed Name

Signature of attorney for Financial Oversight and Management Board for Puerto Rico as Representative of Debtor per PROMESA § 315

 SignatureMartin J. Bienenstock (pro hac vice pending)
Printed Name

Date:

7/2/2017
MM/DD/YYYYProskauer Rose LLP
Firm Name11 Times Square
Number StreetNew York
CityNY 10038
State Zip Code212.969.3000
Contact phonembienenstock@proskauer.com
Email address1542554
Bar NumberNY
State

Signature of attorney for Financial Oversight and Management Board for Puerto Rico as Representative of Debtor per PROMESA § 315

Hermann D. Bauer-Alvarez
Printed Name

Date:

7/2/2017
MM/DD/YYYYO'Neill & Borges LLC
Firm NameAmerican International Plaza, 250 Munoz Rivera Avenue, Ste. 800
Number StreetSan Juan, Puerto Rico
City00918-1813
State Zip Code787-282-5723
Contact phoneHermann.Bauer@oneillborges.com
Email address215 205, Puerto Rico
Bar Number

State

Exhibit 1

List of Title III Cases Pending by an Affiliate

1. Commonwealth of Puerto Rico, Title III Case No. 17-cv-01578-LTS (now docketed at 17-BK-3283-LTS). Court: U.S. District Court for the District of Puerto Rico. Petition Date: May 3, 2017
2. Puerto Rico Sales Tax Financing Corporation (COFINA). Title III Case No. 17-cv-01599-LTS (now docketed at 17-BK-3284-LTS). Court: U.S. District Court for the District of Puerto Rico. Petition Date: May 5, 2017
3. Employees Retirement System of the Government of the Commonwealth of Puerto Rico (ERS). Title III Case No. 17-cv-01685-LTS (now docketed at 17-BK-3566-LTS). Court: U.S. District Court for the District of Puerto Rico. Petition Date: May 21, 2017
4. Puerto Rico Highways and Transportation Authority (HTA). Title III Case No. 17-cv-01686-LTS (now docketed at 17-BK-3567-LTS). Court: U.S. District Court for the District of Puerto Rico. Petition Date: May 21, 2017

Schedule A

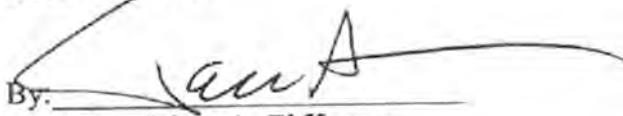
Certification of Resolutions Adopted by Financial Oversight and Management Board

**CERTIFICATION OF RESOLUTIONS ADOPTED BY THE FINANCIAL OVERSIGHT
AND MANAGEMENT BOARD FOR PUERTO RICO**

(The Puerto Rico Electric Power Authority (PREPA))

I, the undersigned, General Counsel of the Financial Oversight and Management Board for Puerto Rico (the “Oversight Board”), do hereby certify that (i) attached is a true and correct copy of the Oversight Board’s resolutions dated June 30, 2017 (the “Resolutions”), (ii) such resolutions were adopted by affirmative vote of each member of the Oversight Board (with no abstentions), and (iii) such Resolutions have not been modified or rescinded, and remain in full force and effect.

By:


Name: Jaime A. El Koury
Title: General Counsel
Date: June 30, 2017



BOARD RESOLUTION ADOPTED ON JUNE 30, 2017

**(CERTIFICATIONS PURSUANT TO SECTIONS 104 AND 206 OF PROMESA FOR
THE PUERTO RICO ELECTRIC POWER AUTHORITY (PREPA))**

WHEREAS on June 30, 2016, the federal Puerto Rico Oversight, Management, and Economic Stability Act (“**PROMESA**”)¹ was enacted; and

WHEREAS Section 101 of PROMESA created the Financial Oversight and Management Board for Puerto Rico (the “**Oversight Board**”); and

WHEREAS on September 30, 2016, Puerto Rico Electric Power Authority (“**PREPA**”) was designated by the Oversight Board as a Covered Territorial Instrumentality pursuant to Section 101(d)(1)(A) of PROMESA; and

WHEREAS the Oversight Board has been advised that PREPA desires to effect a plan to adjust its debts pursuant to Title III of PROMESA; and

WHEREAS in connection with the commencement of a Title III case for PREPA, the Oversight Board is required (i) pursuant to Section 206 of PROMESA, to make certain Restructuring Determinations (as defined below) and to issue a restructuring certification as to such determinations, and (ii) pursuant to Section 104(j) of PROMESA, to certify the filing by PREPA of a voluntary petition under Title III of PROMESA; and

WHEREAS following discussions with PREPA and its legal and financial advisors, and after consultation with the Oversight Board’s legal and financial advisors, and following extensive deliberation, the Oversight Board has determined, in its sole discretion, that (1) PREPA has made good-faith efforts to reach a consensual restructuring with creditors; (2) PREPA has adopted procedures necessary to deliver timely audited financial statements and made public draft financial statements and other information sufficient for any interested person to make an informed decision with respect to a possible restructuring; (3) PREPA is a Covered Territorial Instrumentality that is subject to a Territory Fiscal Plan certified by the Oversight Board; and (4) no order approving a Qualifying Modification under Section 601 of PROMESA has been entered with respect to PREPA (the foregoing determinations, the “**Restructuring Determinations**”); and

WHEREAS following discussions with PREPA and its legal and financial advisors, and after consultation with the Oversight Board’s legal and financial advisors, and following extensive deliberation, the Oversight Board has determined it is necessary and appropriate in order to protect the residents of Puerto Rico, and in the best interests of the creditors of PREPA,

¹ Capitalized terms used but not defined herein have the definitions given to them in PROMESA.

for a voluntary petition under Title III of PROMESA to be filed for PREPA in the United States District Court for the District of Puerto Rico (the “**District Court**”); and

WHEREAS it is the Oversight Board’s intention in making its determinations in connection with such Title III filing (1) that such filing should not preclude efforts to implement consensual debt restructurings if possible and practicable, and (2) to continue negotiations with the creditors of PREPA with a view to implementing consensual debt restructurings to the extent possible and appropriate;

NOW, THEREFORE, IT IS HEREBY RESOLVED that the Oversight Board approves and certifies the Restructuring Determinations pursuant to Section 206 of PROMESA; and it is further

RESOLVED that, pursuant to Section 104(j) of PROMESA, the Oversight Board approves and certifies the filing in the District Court of a voluntary petition under Title III of PROMESA for PREPA at such time as the Chair or Executive Director of the Oversight Board determines to be appropriate; and it is further

RESOLVED that, for the avoidance of doubt, these resolutions shall constitute (i) the restructuring certificate required to be issued by the Oversight Board pursuant to Section 206 of PROMESA, and (ii) the certification required to be issued by the Oversight Board for the filing of a Title III petition for PREPA pursuant to Section 104(j) of PROMESA; and it is further

RESOLVED that the Executive Director, General Counsel and any other officer of the Oversight Board now or hereafter appointed by the Oversight Board (each, an “**Authorized Officer**”) shall be, and each hereby is, authorized and empowered to execute and publish (including by attaching a copy thereof to a Title III petition filed for PREPA) a certificate or certificates that certify (i) the Restructuring Determinations of the Oversight Board pursuant to Section 206 of PROMESA, (ii) the filing of a Title III petition for PREPA pursuant to Section 104(j) of PROMESA, and (iii) the other approvals and authorizations of the Oversight Board set forth in these resolutions; and it is further

RESOLVED that each Authorized Officer shall be, and each hereby is, authorized and empowered to execute and file in the name and on behalf of Oversight Board, as the “representative” of PREPA pursuant to Section 315 of PROMESA, all petitions (including, but not limited to, a Title III petition), schedules, motions, lists, applications, pleadings, affidavits and other papers to be filed in the District Court (and in such other courts of competent jurisdiction as may be applicable), and, in connection therewith, to employ and retain all assistance by legal counsel, accountants, financial advisors, investment bankers and other professionals, and take and perform any and all further acts and deeds which such Authorized Officer deems necessary, proper, or desirable in connection with PREPA’s Title III case.

Schedule B

List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

Case Information

Debtor: Puerto Rico Electric Power Authority

United States District Court for the District of Puerto Rico

Case number (if known): _____ (PROMESA Title III)

List of Creditors Who Have the 20 Largest Unsecured Claims and Are Not Insiders

Ref ⁽¹⁾	Creditor Legal Name ⁽²⁾	Name, Address, Contact Phone/Fax Number	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	Indicate if claim is contingent, unliquidated, or disputed	Amount of unsecured claim	
					Deduction for Value of Collateral	Unsecured Claim
1	Santiago Méndez, Pedro J.	ATTN: MANUEL FERNÁNDEZ MEJÍAS MANUEL FERNÁNDEZ MEJÍAS 2000 CARR. 8177 SUITE 26 GUAYNABO, PR. 00966 TEL: 787-786-3466 EMAIL: PGA@CARIBE.NET	Litigation	C, U, D	\$0	\$600,000,000
2	Scotiabank De Puerto Rico	ATTN: RICHARD MASON WACHTELL, LIPTON, ROSEN & KATZ 51 WEST 52ND STREET NEW YORK, NY 10019 TEL: 212-403-1252 EMAIL: RGMAISON@WLRK.COM	Unsecured Debt Claim		\$0	\$53,227,099
3	PBJL Energy Corporation	ATTN: LUIS A. GIERBOLINI RODRÍGUEZ DEGUZMAN & GIERBOLINI LAW OFFICES, PSC PO BOX 364567 SAN JUAN, PR 00936-4567 TEL: 787-756-2765 EMAIL: LGIERBOLINI@DGGLAWPR.COM	Litigation	C, U, D	\$0	\$210,985,000
4	Solus Alternative Asset Management LP	ATTN: NICHOLAS BAKER SIMPSON THACHER & BARTLETT LLP 425 Lexington Avenue New York, NY 10017 TEL: 212-455-2032 EMAIL: NBAKER@STBLAW.COM	Unsecured Debt Claim		\$0	\$146,040,000
5	Carmona Resto. Hector	ATTN: HECTOR A. CASTRO PÉREZ RODRIGUEZ LÓPEZ LAW OFFICES PO BOX 227 YABUCOA, PR 00767 TEL: 787-850-8876 EMAIL: HACASTRO.PEREZ@GMAIL.COM	Litigation	C, U, D	\$0	\$100,000,000
6	Freeport Commodities LLC	ATTN: CHERYL FAHEY FREEPOINT COMMODITIES LLC 58 COMMERCE ROAD STAMFORD, CT 06902 TEL: 203-542-6407 EMAIL: CFAHEY@FREEPOINT.COM	Trade Claim		\$0	\$60,004,806
7	Sistema Retiro Empleados AEE Aportación Patronal	ATTN: MARIA HERNANDEZ SISTEMA RETIRO EMPLEADOS AEE APORTACION PATRONAL PO BOX 13978 SAN JUAN, PR 00936-3978 TEL: 787-521-4745 EMAIL: M-HERNANDEZ-SRET@AEEPR.COM	Trade Claim		\$0	\$58,614,605
8	Rodriguez Ramirez, Myrna	ATTN: ROBERTO PADIAL PEREZ JOSE R. CINTRÓN RODRÍGUEZ NUM. 2 CALLE VELA EDIFICIO ESQUIRE SUITE 101 SAN JUAN, PR 00918 TEL: 787-294-0750 EMAIL: RPADIAL@CMPLAWPR.COM	Litigation	C, U, D	\$0	\$56,030,000
9	KDC Solar PRSI LLC	ATTN: ERIC PÉREZ OCHOA SHYLENE DE JESÚS ADSUAR MUNIZ GOYCO SEDA & PÉREZ-OCHOA, PSC PO BOX 70294 SAN JUAN, PR 00936-8294 TEL: 787-281-1813 EMAIL: EPO@AMGPRLAW.COM	Litigation	C, U, D	\$0	\$52,000,000
10	EcoEléctrica, LP	ATTN: JAIME L SANABRIA HERNANDEZ PLAZA SCOTIABANK SUITE 902 273 AVE PONCE DE LEON SAN JUAN, PR 00918 TEL: 787-622-6115 EMAIL: JAIME.SANABRIA@ECOELECTRICA.COM	Trade Claim		\$0	\$44,883,101

Ref ⁽¹⁾	Creditor Legal Name ⁽²⁾	Name, Address, Contact Phone/Fax Number	Nature of the claim (for example, trade debts, bank loans, professional services, and government contracts)	INDICATE IF CLAIM IS CONTINGENT, UNLIQUIDATED, OR DISPUTED	Amount of unsecured claim	
					Deduction for Value of Collateral	Unsecured Claim
11	AES Puerto Rico	ATTN: EDNA I. SANCHEZ AES PUERTO RICO PO BOX 1890 GUAYAMA, PR 00785 TEL: 787-866-8117 EXT. 2221 EMAIL: EDNA.SANCHEZ@AES.COM	Trade Claim		\$0	\$44,191.484
12	Aguas Puros	ATTN: ANIBELLE SLOAN ALTIERI RODRIGUEZ LOPEZ LAW OFFICES PO BOX 362738 SAN JUAN, PR 00918 TEL: 787-756-2765 EMAIL: ASLOAN@DGGLAWPR.COM	Litigation	C, U, D	\$0	\$43,618.831
13	Marrero, Ismael	ATTN: DOUGLAS H. SANDERS SANDERS PHILLIPS GROSSMAN, LLC B7 TABONUCO, SUITE 801 GUAYNABO, PR 00968 TEL: 787-331-1140 EMAIL: DSANDERS@THESANDERSFIRM.COM	Litigation	C, U, D	\$0	\$36,000,000
14	Abengoa Puerto Rico, S.E.	ATTN: FRANCISCO A. ROSA SILVA CORRETJER PIQUER LLC PO BOX 902463 SAN JUAN, PR 00902-4063 TEL: 787-977-7210 EMAIL: EJCR@CORRETJERLAW.COM	Litigation	C, U, D	\$0	\$35,000,000
15	JP Morgan Libor Fixed / Floating	ATTN: EUGENIO ALARCON J.P. MORGAN 383 MADISON AVENUE, 8TH FLOOR NEW YORK, NY 10179 TEL: 212-270-1502 EMAIL: EUGENIO.ALARCON@JPMORGAN.COM	Swap Claim	C, U	\$0	\$34,490,000
16	Tradewinds Energy Barcelona LLC	ATTN: JOHN ARRASTIA GENOVESE, JOBLOVE Y BATTISTA, PA 100 S.E 2ND STREET, SUITE 400 MIAMI, FL 33131 TEL: 305-349-2300 EMAIL: JARRASTIA@GJB-LAW.COM	Litigation	C, U, D	\$0	\$30,000,000
17	Vitol Inc.	ATTN: EDUARDO A. ZAYAS MARXUACH MCCONNELL VALDES LLC PO BOX 364225 SAN JUAN, PR 00936-4225 TEL: 787-250-5813 EMAIL: EZM@MCVPR.COM	Litigation	C, U, D	\$0	\$28,000,000
18	Rivera, Ana Teresa	ATTN: DAVID W. ROMAN UBARRI & ROMAN LAW OFFICE PO BOX 79564 CAROLINA, PR 00984-9564 TEL: 787-945-5900 EMAIL: DRROMAN@UBARRI-ROMANLAW.COM	Litigation	C, U, D	\$0	\$27,000,000
19	Lawes, Grandville T	ATTN: JORGE M. IZQUIERDO-SAN-MIGUEL IZQUIERDO SAN MIGUEL & ASOS CAPITAL CENTER SOUTH TOWER 239 ARTERIAL HOSTOS AVENUE, SUITE 1005 SAN JUAN, PR 00918 TEL: 787-723-7767 EMAIL: JIZQUIERDO@IZQUIERDOSANMIGUEL.COM	Litigation	C, U, D	\$0	\$22,000,000
20	Puma Energy Caribe, LLC	ATTN: VICTOR M. DOMINGUEZ RESTO PUMA ENERGY CARIBE LLC PO BOX 11961 SAN JUAN, PR 00922 TEL: 787-622-6499 EMAIL: -	Trade Claim		\$0	\$19,978.366

Notes:

- 1) PREPA reserves all rights to amend or supplement this list from time to time, in all respects, as may be necessary or appropriate. Nothing herein shall be deemed an admission or a waiver of any rights, claims, and defenses.
- 2) PREPA has outstanding obligations owed to certain municipalities, who in turn have outstanding obligations owed to PREPA. Pursuant to Contributions in Lieu of Tax (CILT) laws, these obligations are subject to setoff. CILT liabilities owed by PREPA to the municipalities have not been included herein.

ie JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

(a) PLAINTIFFS

Puerto Rico Electric Power Authority (PREPA)(Debtor)

(b) County of Residence of First Listed Plaintiff

(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Koskauer Rose LLP, 11 Times Square, New York, NY 10036, Tel: 212-969-3000; O'Neill & Borges, LLC, 250 Munoz Rivera Avenue, Suite 100, San Juan, PR 00918, Tel: 787-764-8181

DEFENDANTS

County of Residence of First Listed Defendant

(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

I. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- | | |
|--|---|
| <input type="checkbox"/> 1 U.S. Government Plaintiff | <input checked="" type="checkbox"/> 3 Federal Question
(U.S. Government Not a Party) |
| <input type="checkbox"/> 2 U.S. Government Defendant | <input type="checkbox"/> 4 Diversity
(Indicate Citizenship of Parties in Item III) |

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

Citizen of This State	PTF	DEF	PTF	DEF
<input type="checkbox"/> 1	<input type="checkbox"/> 1	Incorporated or Principal Place of Business In This State	<input type="checkbox"/> 4	<input type="checkbox"/> 4
<input type="checkbox"/> 2	<input type="checkbox"/> 2	Incorporated and Principal Place of Business In Another State	<input type="checkbox"/> 5	<input type="checkbox"/> 5
<input type="checkbox"/> 3	<input type="checkbox"/> 3	Foreign Nation	<input type="checkbox"/> 6	<input type="checkbox"/> 6

V. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
110 Insurance	PERSONAL INJURY	PERSONAL INJURY	PROPERTY RIGHTS	<input type="checkbox"/> 375 False Claims Act
120 Marine	<input type="checkbox"/> 310 Airplane	<input type="checkbox"/> 365 Personal Injury - Product Liability	<input type="checkbox"/> 422 Appeal 28 USC 158	<input type="checkbox"/> 376 Qui Tam (31 USC 3729(a))
130 Miller Act	<input type="checkbox"/> 315 Airplane Product Liability	<input type="checkbox"/> 367 Health Care/ Pharmaceutical Personal Injury	<input type="checkbox"/> 423 Withdrawal 28 USC 157	<input type="checkbox"/> 400 State Reapportionment
140 Negotiable Instrument	<input type="checkbox"/> 320 Assault, Libel & Slander	<input type="checkbox"/> 368 Asbestos Personal Injury Product Liability	SOCIAL SECURITY	<input type="checkbox"/> 410 Antitrust
150 Recovery of Overpayment & Enforcement of Judgment	<input type="checkbox"/> 330 Federal Employers' Liability	<input type="checkbox"/> 370 Other Fraud	<input type="checkbox"/> 820 Copyrights	<input type="checkbox"/> 430 Banks and Banking
151 Medicare Act	<input type="checkbox"/> 340 Marine	<input type="checkbox"/> 371 Truth in Lending	<input type="checkbox"/> 830 Patent	<input type="checkbox"/> 450 Commerce
152 Recovery of Defaulted Student Loans (Excludes Veterans)	<input type="checkbox"/> 345 Marine Product Liability	<input type="checkbox"/> 380 Other Personal Property Damage	<input type="checkbox"/> 835 Patent - Abbreviated New Drug Application	<input type="checkbox"/> 460 Deportation
153 Recovery of Overpayment of Veteran's Benefits	<input type="checkbox"/> 350 Motor Vehicle	<input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 840 Trademark	<input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations
160 Stockholders' Suits	<input type="checkbox"/> 355 Motor Vehicle Product Liability	<input type="checkbox"/> 390 Other Fraud	FEDERAL TAX SUITS	<input type="checkbox"/> 480 Consumer Credit
190 Other Contract	<input type="checkbox"/> 360 Other Personal Injury	<input type="checkbox"/> 710 Fair Labor Standards Act	<input type="checkbox"/> 861 HIA (1395ff)	<input type="checkbox"/> 490 Cable/Sat TV
195 Contract Product Liability	<input type="checkbox"/> 362 Personal Injury - Medical Malpractice	<input type="checkbox"/> 720 Labor/Management Relations	<input type="checkbox"/> 862 Black Lung (923)	<input type="checkbox"/> 850 Securities/Commodities Exchange
196 Franchise		<input type="checkbox"/> 740 Railway Labor Act	<input type="checkbox"/> 863 DIWC/DIW (405(g))	<input checked="" type="checkbox"/> 890 Other Statutory Actions
REAL PROPERTY	CIVIL RIGHTS	HABEAS CORPUS:	<input type="checkbox"/> 864 SSDI Title XVI	<input type="checkbox"/> 891 Agricultural Acts
210 Land Condemnation	<input type="checkbox"/> 440 Other Civil Rights	<input type="checkbox"/> 751 Family and Medical Leave Act	<input type="checkbox"/> 865 RSI (405(g))	<input type="checkbox"/> 893 Environmental Matters
220 Foreclosure	<input type="checkbox"/> 441 Voting	<input type="checkbox"/> 790 Other Labor Litigation	IMMIGRATION	<input type="checkbox"/> 895 Freedom of Information Act
230 Rent Lease & Ejectment	<input type="checkbox"/> 442 Employment	<input type="checkbox"/> 791 Employee Retirement Income Security Act	<input type="checkbox"/> 462 Naturalization Application	<input type="checkbox"/> 896 Arbitration
240 Torts to Land	<input type="checkbox"/> 443 Housing/ Accommodations	<input type="checkbox"/> 530 General Death Penalty	<input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision
245 Tort Product Liability	<input type="checkbox"/> 445 Amer. w/Disabilities - Employment	<input type="checkbox"/> 540 Mandamus & Other		<input type="checkbox"/> 950 Constitutionality of State Statutes
290 All Other Real Property	<input type="checkbox"/> 446 Amer. w/Disabilities - Other	<input type="checkbox"/> 550 Civil Rights		
	<input type="checkbox"/> 448 Education	<input type="checkbox"/> 555 Prison Condition		
		<input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement		

VI. ORIGIN (Place an "X" in One Box Only)

- | | | | | | | |
|--|---|--|---|--|--|---|
| <input type="checkbox"/> 1 Original Proceeding | <input type="checkbox"/> 2 Removed from State Court | <input type="checkbox"/> 3 Remanded from Appellate Court | <input type="checkbox"/> 4 Reinstated or Reopened | <input type="checkbox"/> 5 Transferred from Another District (specify) | <input type="checkbox"/> 6 Multidistrict Litigation - Transfer | <input type="checkbox"/> 8 Multidistrict Litigation - Direct File |
|--|---|--|---|--|--|---|

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
48 U.S.C.A. §§ 2101-2241

Brief description of cause:

Title III case under the Puerto Rico Oversight, Management, and Economic Stability Act, 48 U.S.C.A. § 2101-2244

II. REQUESTED IN COMPLAINT:

 CHECK IF THIS IS A CLASS ACTION
UNDER RULE 23, F.R.Cv.P.

DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: Yes NoIII. RELATED CASE(S)
IF ANY

(See instructions):

JUDGE

DOCKET NUMBER

ATE
July 2, 2017
OR OFFICE USE ONLY

SIGNATURE OF ATTORNEY OF RECORD

RECEIPT #

AMOUNT

APPLYING IFFP

JUDGE

MAG. JUDGE

INSTRUCTIONS FOR ATTORNEYS COMPLETING CIVIL COVER SHEET FORM JS 44**Authority For Civil Cover Sheet**

The JS 44 civil cover sheet and the information contained herein neither replaces nor supplements the filings and service of pleading or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. Consequently, a civil cover sheet is submitted to the Clerk of Court for each civil complaint filed. The attorney filing a case should complete the form as follows:

- I.(a) **Plaintiffs-Defendants.** Enter names (last, first, middle initial) of plaintiff and defendant. If the plaintiff or defendant is a government agency, use only the full name or standard abbreviations. If the plaintiff or defendant is an official within a government agency, identify first the agency and then the official, giving both name and title.
- (b) **County of Residence.** For each civil case filed, except U.S. plaintiff cases, enter the name of the county where the first listed plaintiff resides at the time of filing. In U.S. plaintiff cases, enter the name of the county in which the first listed defendant resides at the time of filing. (NOTE: In land condemnation cases, the county of residence of the "defendant" is the location of the tract of land involved.)
- (c) **Attorneys.** Enter the firm name, address, telephone number, and attorney of record. If there are several attorneys, list them on an attachment, noting in this section "(see attachment)".

- II. **Jurisdiction.** The basis of jurisdiction is set forth under Rule 8(a), F.R.Cv.P., which requires that jurisdictions be shown in pleadings. Place an "X" in one of the boxes. If there is more than one basis of jurisdiction, precedence is given in the order shown below.
 - United States plaintiff. (1) Jurisdiction based on 28 U.S.C. 1345 and 1348. Suits by agencies and officers of the United States are included here.
 - United States defendant. (2) When the plaintiff is suing the United States, its officers or agencies, place an "X" in this box.
 - Federal question. (3) This refers to suits under 28 U.S.C. 1331, where jurisdiction arises under the Constitution of the United States, an amendment to the Constitution, an act of Congress or a treaty of the United States. In cases where the U.S. is a party, the U.S. plaintiff or defendant code takes precedence, and box 1 or 2 should be marked.
 - Diversity of citizenship. (4) This refers to suits under 28 U.S.C. 1332, where parties are citizens of different states. When Box 4 is checked, the citizenship of the different parties must be checked. (See Section III below; NOTE: federal question actions take precedence over diversity cases.)

- III. **Residence (citizenship) of Principal Parties.** This section of the JS 44 is to be completed if diversity of citizenship was indicated above. Mark this section for each principal party.

- IV. **Nature of Suit.** Place an "X" in the appropriate box. If there are multiple nature of suit codes associated with the case, pick the nature of suit code that is most applicable. Click here for: [Nature of Suit Code Descriptions](#).

- V. **Origin.** Place an "X" in one of the seven boxes.
 - Original Proceedings. (1) Cases which originate in the United States district courts.
 - Removed from State Court. (2) Proceedings initiated in state courts may be removed to the district courts under Title 28 U.S.C., Section 1441. When the petition for removal is granted, check this box.
 - Remanded from Appellate Court. (3) Check this box for cases remanded to the district court for further action. Use the date of remand as the filing date.
 - Reinstated or Reopened. (4) Check this box for cases reinstated or reopened in the district court. Use the reopening date as the filing date.
 - Transferred from Another District. (5) For cases transferred under Title 28 U.S.C. Section 1404(a). Do not use this for within district transfers or multidistrict litigation transfers.
 - Multidistrict Litigation – Transfer. (6) Check this box when a multidistrict case is transferred into the district under authority of Title 28 U.S.C. Section 1407.
 - Multidistrict Litigation – Direct File. (8) Check this box when a multidistrict case is filed in the same district as the Master MDL docket.

PLEASE NOTE THAT THERE IS NOT AN ORIGIN CODE 7. Origin Code 7 was used for historical records and is no longer relevant due to changes in statute.

- VI. **Cause of Action.** Report the civil statute directly related to the cause of action and give a brief description of the cause. **Do not cite jurisdictional statutes unless diversity.** Example: U.S. Civil Statute: 47 USC 553 Brief Description: Unauthorized reception of cable service

- VII. **Requested in Complaint.** Class Action. Place an "X" in this box if you are filing a class action under Rule 23, F.R.Cv.P.
 Demand. In this space enter the actual dollar amount being demanded or indicate other demand, such as a preliminary injunction.
 Jury Demand. Check the appropriate box to indicate whether or not a jury is being demanded.

- VIII. **Related Cases.** This section of the JS 44 is used to reference related pending cases, if any. If there are related pending cases, insert the docket numbers and the corresponding judge names for such cases.

Date and Attorney Signature. Date and sign the civil cover sheet.

**UNITED STATES DISTRICT COURT
DISTRICT OF PUERTO RICO**

CATEGORY SHEET

You must accompany your complaint with this Category Sheet, and the Civil Cover Sheet (JS-44).

Attorney Name (Last, First, MI): Bauer-Alvarez, Hermann D.

USDC-PR Bar Number: 215205

Email Address: hermann.bauer@oneillborges.com

1. Title (caption) of the Case (provide only the names of the first party on each side):

Plaintiff: Puerto Rico Electric Power Authority (PREPA)

Defendant:

2. Indicate the category to which this case belongs:

Ordinary Civil Case

Social Security

Banking

Injunction

3. Indicate the title and number of related cases (if any).

4. Has a prior action between the same parties and based on the same claim ever been filed before this Court?

Yes

No

5. Is this case required to be heard and determined by a district court of three judges pursuant to 28 U.S.C. § 2284?

Yes

No

6. Does this case question the constitutionality of a state statute? (See, Fed.R.Civ. P. 24)

Yes

No

Date Submitted: 7/2/17