

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

In re:
THE FINANCIAL OVERSIGHT AND
MANAGEMENT BOARD FOR PUERTO RICO,
as representative of
PUERTO RICO ELECTRIC POWER
AUTHORITY (“PREPA”),
Debtor.¹
PROMESA
Title III
Case No. 17-04780 (LTS)

**NOTICE OF COMMENCEMENT OF PREPA'S TITLE III CASE, ENTRY OF
ORDER FOR RELIEF, AND RELATED MATTERS**

**TO ALL CREDITORS OF PUERTO RICO ELECTRIC POWER AUTHORITY,
AND TO OTHER PARTIES IN INTEREST, PLEASE TAKE NOTICE OF THE
FOLLOWING:**

Commencement of Title III Case and Order for Relief

On July 2, 2017 (the “Petition Date”), Puerto Rico Electric Power Authority (“PREPA”) by and through the Financial Oversight and Management Board for Puerto Rico (the “Oversight Board”), as PREPA’s representative pursuant to section 315(b) of the *Puerto Rico Oversight, Management, and Economic Stability Act* (“PROMESA”), filed a petition on behalf of PREPA in the United States District Court for the District of Puerto Rico (the “District Court”) under title III of PROMESA (the “Title III Case”). The filing of the petition constitutes an order for relief.

The Title III Case is pending before the Honorable Laura Taylor Swain, United States District Judge.

General Case Information and Publicly Available Documents

All documents filed in the Title III Case are available, free of charge, by accessing the website maintained by Epiq Bankruptcy Solutions, LLC (the “Claims and Noticing Agent”) at <http://dm.epiq11.com/PREPA> (the “Case Website”) or by contacting the Claims and Noticing Agent directly at (888)-697-8557 (toll free for U.S. and Puerto Rico) or (503)-520-4450 (for international callers).

The District Court has ordered that the docket for the Title III Case be maintained by the United States Bankruptcy Court for the District of Puerto Rico (the “Bankruptcy Court”). As such, you may also obtain copies of any documents by visiting the Bankruptcy Court’s website at www.prb.uscourts.gov in accordance with the procedures and fees set forth therein.

Proofs of Claim Are Not Required to be Filed Now

This Title III Notice is not an admission that PREPA has a debt to the recipient, and does not necessarily mean that you are a creditor or that monies are owed to you.

To the extent you are a creditor, this Title III Notice does not establish a deadline to file proofs of claim in this Title III Case. Accordingly, to the extent you are a creditor, at this time, you are not required to file a proof of a claim.

When the Court sets a deadline to file proofs of claim (commonly referred to as the “bar date”), PREPA will send another notice of the deadline and the applicable procedures to the creditors before the bar date. Such notice will also be posted on the Case Website.

Purpose of Title III Case

Title III of PROMESA provides a means for a covered territorial instrumentality of Puerto Rico, such as PREPA, that has encountered

financial difficulty to work with its creditors to adjust its debts. To that end, PROMESA incorporates by reference certain sections of title 11 of the United States Code (the “Bankruptcy Code”).

During this Title III Case, PREPA will remain in possession and control of its property, and will continue to maintain its functions and provide services for the benefit of the citizens of Puerto Rico. Under PROMESA, however, the Oversight Board is the representative of PREPA (as a debtor in this Title III Case) and may take any action necessary on behalf of PREPA to prosecute this Title III Case. Under PROMESA, only the Oversight Board may file a plan of adjustment for PREPA. In that regard, the Oversight Board (as PREPA’s representative) intends to propose a plan for the adjustment of PREPA’s debts. Future notice concerning any such plan will be provided pursuant to the form and manner of notice ordered by the District Court.

The filing of this Title III Case should not preclude PREPA’s efforts to continue voluntary debt restructuring negotiations and to seek consensual agreements with creditors.

Background information regarding PREPA and the commencement of this Title III Case is contained in the *Notice of Statement of Oversight Board Regarding PREPA’s Title III Case* [D.I. 2].

Automatic Stay

Pursuant to sections 362 and 922 of the Bankruptcy Code, which are made applicable in the Title III Case, the filing of PREPA’s petition operates as an automatic stay of actions against PREPA (and its officers), including, among other things: the commencement or continuation of a judicial, administrative, or other action or proceeding against PREPA, or against an officer of PREPA, that was or could have been commenced before the commencement of this Title III Case, or to recover a claim against PREPA, or against an officer of PREPA, that arose before the commencement of this Title III Case.

Case Management Procedures

The District Court entered the *Order Establishing Case Management Procedures* [D.I. 11] limiting notice of filings in the Title III Case to certain creditors and interested parties. If you wish to receive notices in this Title III Case, you are encouraged to file with the Clerk of Court a written request for service of papers in accordance with Bankruptcy Rules 2002 and 9010(b), which are applicable in this Title III Case. The request should include the following: (a) the requesting party’s name, address, and telephone number; (b) the name and address of the requesting party’s counsel, if any; (c) an e-mail address at which the requesting party may be served; (d) an address by which the requesting party may be served by U.S. mail, hand delivery, and/or overnight delivery; (e) a facsimile number for the requesting party, if applicable; and (f) the requesting party’s relationship to the Title III Case (e.g., trade creditor, interested party, etc.).

Inquiries

Inquiries about the matters described herein may be directed to: (a) the Claims and Noticing Agent, at the contact information listed above, (b) the Oversight Board’s counsel, Proskauer Rose LLP, Eleven Times Square, New York, NY 10036, (212) 969-3000 (Attn: Martin J. Bienenstock, Esq., Paul V. Possinger, Esq., Ehud Barak, Esq., and Maja Zerjal, Esq.), and/or (c) counsel to the Puerto Rico Fiscal Agency and Financial Advisory Authority, Greenberg Traurig LLP, 200 Park Avenue, New York, New York 10166 (Attn: Nancy A. Mitchell, Esq. and Nathan A. Haynes, Esq.).

¹ The last four (4) digits of PREPA’s federal tax identification number are 3747.

² PROMESA is codified at 48 U.S.C. §§ 2101-2241.