PUERTO RICO
ELECTRIC POWER AUTHORITY
PREPA
GOVERNMENT OF PUERTO RICO

Mary C. Zapata Acosta
Executive Director

February 11, 2026

By Electronic Mail
jaime.elkoury@promesa.gov

Mr. Jaime A. El Koury
General Counsel
Financial Oversight and Management
Board for Puerto Rico
PO Box 192018
San Juan, Puerto Rico 00919-2018

Dear Mr. El Koury:

Re.: Request for Approval of the Power Purchase and Operating Agreement between the Puerto Rico Electric Power Authority and Gothams Energy LLC

In accordance with the Financial Oversight and Management Board for Puerto Rico (FOMB) Contract Review Policy, as amended, the Puerto Rico Electric Power Authority (PREPA) hereby submits for FOMB review and approval the Power Purchase and Operating Agreement (PPOA) between PREPA and Gothams Energy LLC (Gothams Energy).

The Third-Party Procurement Office (3PPO) issued RFP No. 3PPO-0314-20-TPG2 for the procurement of up to 800MW of temporary emergency generation capacity. The PPOA submitted for approval is result of that RFP process and provides for 200 MW of continuous power generation. Gothams Energy shall deploy and operate Mobile Sea Generation Units (Floating Power Plants), to provide continuous power to the San Juan Power Plant and if applicable any additional site.

The PPOA is consistent with the expense control policy and the proper use of public funds established by the Government of Puerto Rico. Funds are available to cover the obligations under the contract, and its execution will not result in a budgetary overdraft for PREPA. PREPA has complied with the applicable internal regulations and will continue to comply with all corresponding procedures and regulatory requirements related to the execution of the contract. To the best of our knowledge, no officer or public employee of PREPA has any direct or indirect pecuniary interest in the profits or benefits derived from this contract.

The granting of this contract complies with the provisions of Public Law No. 187 of June 30, 2016, known as the "Puerto Rico Oversight, Management and Economic Stability Act" (PROMESA), and the regulations and processes established by the FOMB regarding government contracting. The contractor has certified that they have read and are aware

of the provisions of Law No. 1-2012, as amended, known as the "Puerto Rico Government Ethics Act of 2011," as well as the provisions of Law No. 2-2018, as amended, known as the "Anti-Corruption Code for a New Puerto Rico," and therefore, the granting of the contract does not represent a violation to any of their provisions.

We will appreciate FOMB's timely review and approval of this PPOA.

Cordially,

Mary C. Zapata Acosta
Executive Director

Enclosures