

a course of action which is to the detriment of the estate and the creditors, preventing PREPA from obtaining reimbursement of \$36.9 million which it could use for any one of the pressing financial issues it has detailed to this Court. Furthermore, if WEH is not paid by PREPA with FEMA funds, then it will be forced to file an administrative claim against the PREPA estate, which would have to be paid in full upon confirmation of a Plan of Adjustment, and would be paid before general unsecured creditors. Submission of the WEH invoices to FEMA will eliminate this \$100+ million plus claim from the PREPA estate, and should be done timely.

18. WEH requests that this Court hold the Fee Application in abeyance and order that no amounts be disbursed to Filsinger until PREPA has provided WEH with a certification regarding (i) a timeline for its preparation of the necessary FEMA documentation for WEH's invoices; (ii) a commitment to dedicate the necessary resources at PREPA, Filsinger, and other professionals to complete the FEMA submission process for WEH's invoices; (iii) a communication plan to ensure transparency with WEH regarding the FEMA submission process; and (iv) a deadline for PREPA's submission of the necessary documentation to FEMA for the reimbursement and/or payment of WEH's invoices (the "Certification").

19. While WEH's request is somewhat unusual, WEH has been unable to resolve this issue with PREPA and its professionals over the last several months, despite WEH's submission of all information sought by PREPA and its professionals needed to submit the request to FEMA, and its repeated commitments to assist in any way it can with the FEMA submissions. WEH believes that this remedy will help expedite the process of having WEH's invoices submitted for reimbursement and/or payment by FEMA, which will benefit all of the parties in this case.

### **CONCLUSION**

WHEREFORE, for the foregoing reasons, WEH respectfully requests that this Court (1) hold in abeyance the application by Filsinger, (2) order that none of the fees sought in the Fee