

Republic of the Philippines
ENERGY REGULATORY COMMISSION
Pasig City

IN THE MATTER OF THE
APPLICATION FOR THE
APPROVAL OF THE
EMERGENCY POWER
SUPPLY AGREEMENT
("EPSA") BETWEEN
EASTERN SAMAR
ELECTRIC COOPERATIVE,
INC. AND TAFT
HYDROENERGY
CORPORATION, WITH
MOTION FOR
CONFIDENTIAL
TREATMENT OF
INFORMATION

ERC CASE NO. 2024-155 RC

EASTERN SAMAR
ELECTRIC COOPERATIVE,
INC. AND TAFT
HYDROENERGY
CORPORATION,

Applicants.

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Promulgated:
March 04, 2025

NOTICE OF VIRTUAL HEARING

TO ALL INTERESTED PARTIES:

Notice is hereby given that on 18 November 2024, Eastern Samar Electric Cooperative, Inc., (ESAMELCO) and Taft Hydroenergy Corporation (THC) filed a *Joint Application*, dated 12 August 2024, seeking the Commission’s approval of their Emergency Power Supply Agreement (EPSA), with motion for confidential treatment of information.

The pertinent allegations of the *Joint Application* are hereunder quoted as follows:

THE APPLICANTS

1. Applicant ESAMELCO is an electric cooperative, duly organized and existing under the Philippine laws, with principal address at Brgy. Cabong, Borongan City, Eastern Samar. It was granted an exclusive franchise to own and operate a system for the distribution of electricity in the Municipalities of Lawaan, Girporlos, Balangiga, Quinapondan, Salcedo, Mercedes Guiuan, General MacArthur, Hernani, Llorente, Balangkayan, Maydolong, San Julian, Sulat, Taft, Can-avid, Dolores, Oras, San Policarpo, Arteche, Maslog, Jipapad, and City of Borongan, all in the province of Eastern Samar. ESAMELCO is represented herein by its [position], [name] and Bernardo Placido and Lasam Law Offices whose authority to initiate, file, and pursue the instant application is evidenced by ESAMELCO *Board Resolution No. 112A, Series of 2023*. A copy thereof is attached hereto as ANNEX "A".
2. Applicant THC is a corporation duly organized and existing under the laws of the Republic of the Philippines, which (*sic*) principal address at 126 5th St., B. Serrano St., Between 11th and 12th Avenue, Brgy. 89 Grace Park, Caloocan City. It owns and operates Tubig Hydroelectric Power Plant ("THPP"), a 15.93 MW run-of-river hydroelectric power generation facility located in Brgy. San Rafael, Municipality of Taft, Eastern Samar. THC is represented herein by Mr. Ruben Q. Picardo, is (*sic*) President, and Bernardo Placido and Lasam Law Offices whose authority to initiate, file, and pursue the instant application is evidenced by the *Secretary's Certificate* dated 27 October 2023 attached hereto as ANNEX "B".
3. Applicants ESAMELCO and THC may be served with notices, orders and other processes of this Honorable Commission through undersigned counsel.

NATURE OF THE APPLICATION

4. This is an application for the approval of the *Emergency Power Supply Agreement (EPSA)* between ESAMELCO and THC executed on 25 September 2023. A copy of *EPSA* dated 25 September 2023 is attached herein as ANNEX "C".

STATEMENT OF MATERIAL FACTS

5. ESAMELCO mainly sources its power supply requirement from GNPDP, EDC, KEPCO, FDCMPC and THC. However, ESAMELCO's *EPSA* with KEPCO ended on 25 August 2023 while its *EPSA* with EDC and GNPDP ended on 25 September 2023. Meanwhile, its *EPSA* with THC and FDCMPC shall end on 25 September 2024.
6. On 29 April 2016, ESAMELCO and THC filed before the Energy Regulatory Commission ("Commission") an *Application* for the approval of their Power Purchase and Sale

Agreement (“PPSA”) dated 16 December 2015 which was docketed as ERC Case No. 2016-058 [RC].¹

- 7. On 17 May 2023, the Supreme Court of the Philippines rendered its Decision in the case of *Alyansa Para sa Bagong Pilipinas, Inc. v. Energy Regulatory Commission et al.*, which ruled that all power supply agreement applications submitted by Distribution Utilities to the Energy Regulatory Commission on or after 30 June 2015 shall comply with the Competitive Selection Process in accordance with Department of Energy (“DOE”) *Circular No. DC 2018-02-0003* (2018 DOE Circular) and its annexes.²
- 8. On 26 September 2019, the Commission issued an *Order* directing all affected parties, including THC and ESAMELCO to comply with the DOE 2018 CSP Circular and to submit a DOE certification attesting to such compliance.
- 9. On 29 August 2023, ESAMELCO received this Commission’s *Order* dated 19 April 2023 which dismissed THC and ESAMELCO’s then *Application* dated 29 April 2016 for failure to comply with the *Order* dated 26 September 2019 and the DOE 2018 CSP Circular. The *Order* effectively terminated the provisional authority granted to ESAMELCO and THC and the implementation of the PSSA (*sic*).
- 10. On 10 August 2023, the Commission issued an Advisory informing all distribution utilities with existing Power Supply Agreements affected by the *Alyansa* decision that a transition period was granted to allow DUs the opportunity to source power supply requirements through an Emergency Power Supply Agreement (“EPSA”).
- 11. In line with the additional guidelines set forth [under] Section 2.3.5. of DOE *Circular No. DC 2023-06-0021* dated 30 June 2023, ESAMELCO issued its *Board Resolution No.74-B, Series of 2023*, authorizing its General Manager and Board President to sign the subject *Emergency Power Supply Agreement* with THC. A copy of said thereof (*sic*) is attached hereto as ANNEX “E”.
- 12. Thereafter, ESAMELCO and THC executed the *EPSA* dated 26 September 2023, the salient features of which are as follows:

Contracted Capacity	THC shall supply and deliver, or shall cause the supply and delivery of, 5 MW capacity sourced from the THPP for the duration of the Cooperation Period of one (1) year,
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¹ Based on the record of the Commission, the PPSA is entered into between ESAMELCO and GNPD under ERC Case No. 2016-058 RC, entitled, In the Matter of the Application of Approval of the Power Purchase and Sale Agreement Between Eastern Samar Electric Cooperative, Inc. (ESAMELCO) and GNPower Dinginin Ltd. Co. (GNPD), with prayer for the confidential treatment of information and the issuance of provisional authority, and filed before the Commission on 27 April 2016.

² G.R. No. 227670, 3 May 2019.

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	subject to a committed 40% capacity factor for the entire Cooperation Period, considering the intermittency of the THC's power resource.
Replacement Power	If THC is unable to deliver the contracted capacity and associated energy for any reason, ESAMELCO shall procure replacement power at its own costs.
Cooperation Period	The period of one (1) year commencing the Initial Delivery Date, 26 September 2023 until the end of the three hundred sixty-fifth (365th) day from the Initial Delivery Date
Delivery Point	Based on Schedule 2 of the EPSA
Other Charges	ESAMELCO shall be liable for (i) any taxes, fees, charges, levies and imposts imposed or assessed by any Government Authority on or in connection with the purchase and sale of electricity and/or payments due to THC, and (ii) any new taxes, fees, charges, levies and imposts imposed on THC after the date of the EPSA in connection with the performance by THC of its obligations pursuant to the EPSA.

SUPPLY AND DEMAND SCENARIO

13. Below is the Supply and Demand Scenario for ESAMELCO:



EASTERN SAMAR ELECTRIC COOPERATIVE, INC.
ESAMELCO
Brgy. Cabong, Borongan City, Eastern Samar

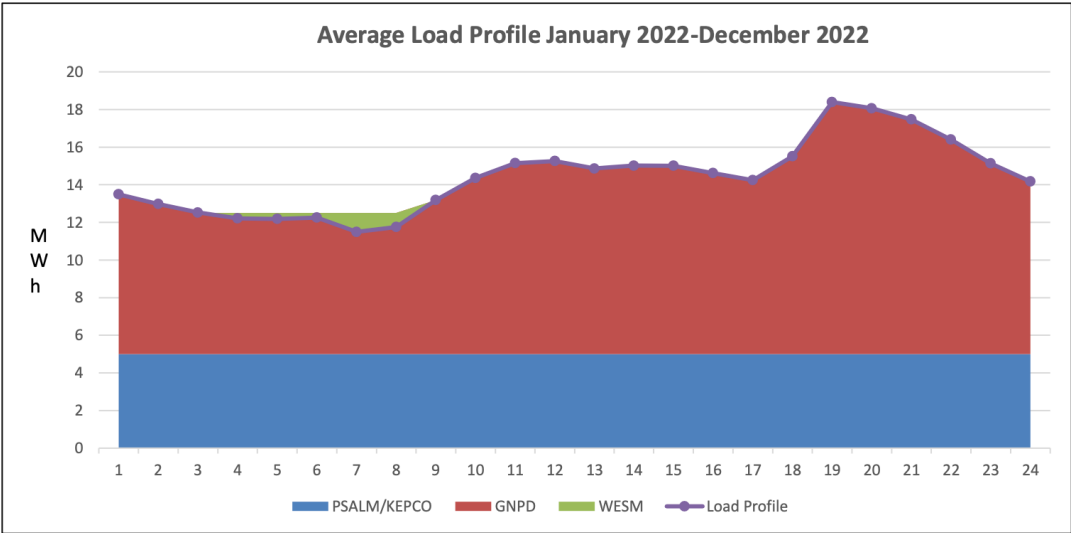
A. SUPPLY-DEMAND SCENARIO (MW)

	HISTORICAL										CURRENT YEAR(JAN-SEP)	CURRENT YEAR(OCT-DEC)	FORECASTED									
	2014	2015	2016	2017	2018	2019	2020	2021	2022	2023	2023	2024	2025	2026	2027	2028	2029	2030	2031			
PEAK DEMAND(MW)	14.11	15.54	16.30	18.16	18.45	18.68	20.29	20.78	21.88	22.62	22.62	23.50	24.38	25.26	26.14	27.00	27.88	28.76	29.64			
Supplier/s:																						
Supplier 1: PSALM	8.27					15.00	15.00	4.00														
Supplier 2: Trans-Asia		6.00	2.00																			
Supplier 3: FDCUI			2.00																			
Supplier 4: GN Power			7.00																			
Supplier 5: SMEC				11.00	12.00																	
Supplier 6: GNPD							15.00	15.00	15.00													
Supplier 7: KEPCO								5.00	5.00													
Supplier 8: EDC									2.00													
Supplier 9: THEC										5.00												
Supplier 10: FDCMPC										10.0												
TOTAL SUPPLY(MW)	8.27	6.00	11.00	11.00	12.00	15.00	15.00	19.00	20.00	22.00	17.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00			
Deficit /Surplus	-5.67	-4.74	-5.30	-7.16	-6.45	-3.68	-5.29	-1.78	-1.88	-0.62	-5.62	-23.50	-24.38	-25.26	-26.14	-27.00	-27.88	-28.76	-29.64			

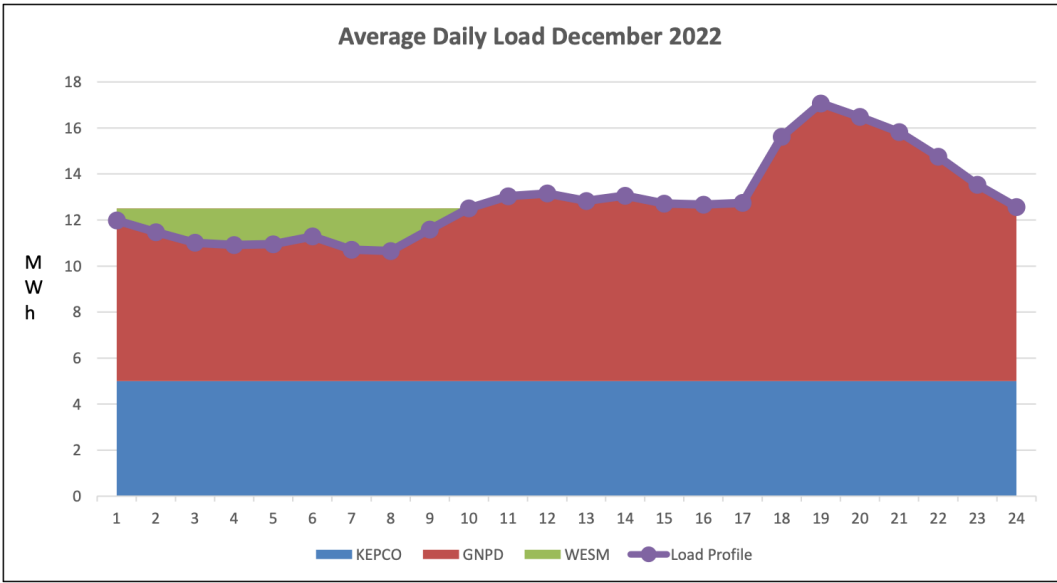
Further details are found in the Supply and Demand Scenario prepared by ESMALCO hereto attached as ANNEX “F”.

14. On the other hand, the Average Daily Load Curve is shown in the graphs below:

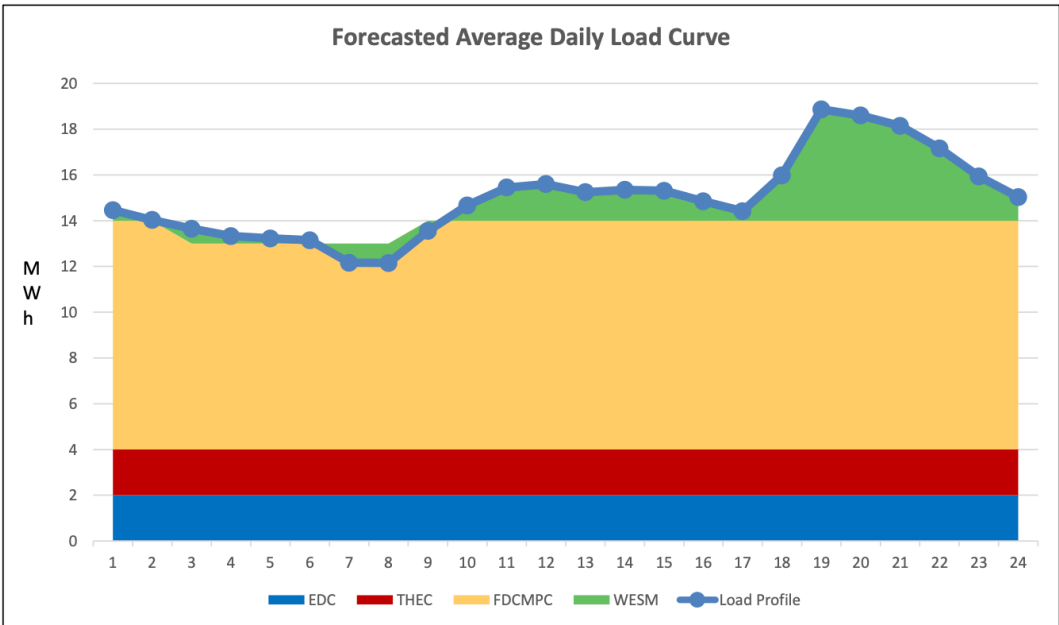
1. Average Load Profile January 2022-December 2022



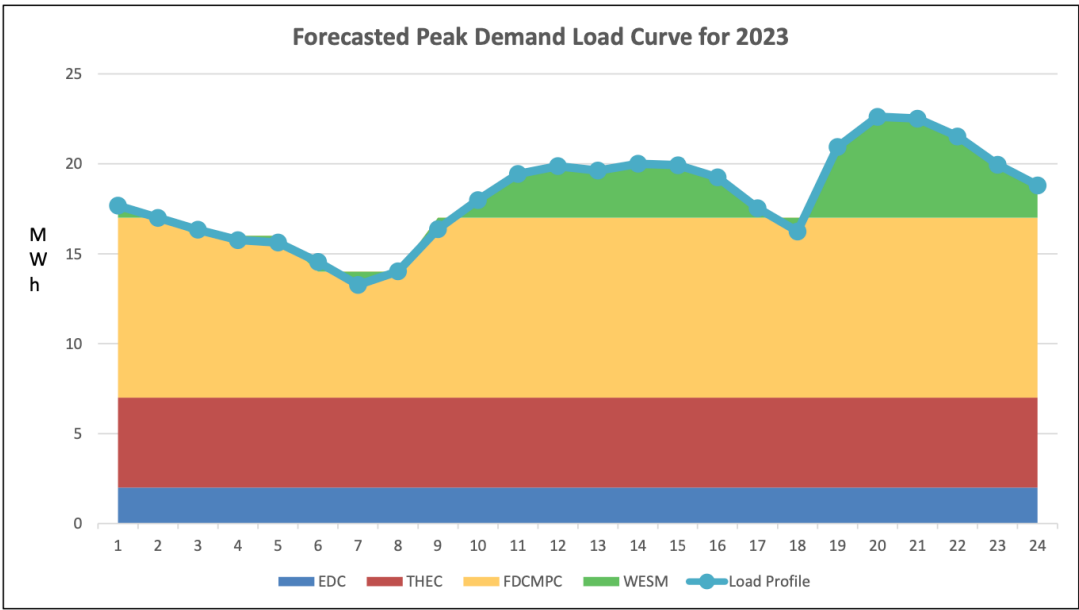
2. Average Daily Load Curve December 2022.



3. Forecasted Daily Load Curve



4. Forecasted Peak Demand Load Curve for 2023



The *Average Load Profile, Daily Load Curve, and Forecasted Peak Demand Load Curve*, as prepared by ESAMELCO, is hereto attached as ANNEX “G”.

RATE IMPACT ANALYSIS

15. The table in ANNEX “H” (*Rate Impact Analysis*) shows in greater detail the actual rate impact of THC’s emergency supply of energy to ESAMELCO. Based on the result of the rate impact of the EPSA with THC on the generation costs of ESAMELCO, there was a downward adjustment or decrease of Php 0.2241 per kWh on the generation costs of ESAMELCO as billed to its customers for the previous months.

ALLEGATIONS IN SUPPORT OF THE EPSA RATE

16. Section 2.2.2. of DOE Circular No. DC 2018-02-0003 dated 1 February 2018 stated that the rate for the emergency power supply “shall not be higher than the latest ERC-approved generation tariff for the same or similar technology in the area.”
17. However, the same provision was amended by DOE Circular No. DC 2021-10-0030 dated 24 September 2021 and now states: “For EPSAs contemplated under Section 2.2.1.2, the grant of COE-CSP authorizes the DU to immediately implement the EPSAs executed by virtue of such certificate, without prejudice to the evaluation and final decision of the ERC on the application for the approval of such EPSAs.”
18. Nevertheless, the latest ERC-approved generation tariff for the same or similar technology in the Province of Eastern Samar, where Applicant ESAMELCO’s distribution network and where Applicant THC’s power plant is located, is the generation rate for the supply of power between Palawan Electric Cooperative, Inc. (“PALECO”) and DMCI Power

Corporation (“DPC”) in the Honorable Commission’s Decision dated 11 December 2017 in ERC Case No. 2013-022 RC.

- 19. Attached as ANNEX “II” is a Comparative Matrix of Suppliers (*Generation Rate Comparative Matrix*) showing that the total generation rate from THC being charged in the Applicants’ *EPSA* is not higher than the rate approved by the Honorable Commission in the foregoing power supply agreement.
- 20. Further, Applicant THC, through Engr. Josefino U. Calata, has submitted a *Verified Certification* dated 30 April 2024, attesting that: THPP is ready to deliver power to address emergency situations; the rates being charged by Applicant THC for the electricity delivered during emergency situations are no more than the latest rate approved by the ERC for the same relevant technology in the area; and THPP adheres to all applicable regulations and standards governing emergency power supply and rate charging practices. A copy thereof is attached hereto as ANNEX “OO”.
- 21. The rates under Applicants’ *EPSA* are subject of the motion for confidential treatment of information. The allegations in support of the said motion are provided below.
- 22. The applicants respectfully submit that the rates in the *EPSA* are compliant, and in case otherwise, shall comply with all applicable rules of the DOE and the ERC.

COMPLIANCE WITH PRE-FILING REQUIREMENTS
AND SUPPORTING DOCUMENTS

- 23. As further support to the instant *Joint Application*, herein Applicants provide the following documents, which underwent the pre-filing review and pre-filing marking of annexes with this Honorable Commission:

Document	Annex
ESAMELCO’s <i>Articles of Incorporation</i> ; General Information Sheet; and Proof of Business Registration	“J” and Series
ESAMELCO’s <i>Amended By-Laws</i>	“K”
ESAMELCO’s National Electrification Administration <i>Certificate of Registration</i> ; and National Electrification Commission <i>Certificate of Franchise</i>	“L” and L-1”
ESAMELCO’s <i>Verified Certification</i> showing its list of Board of Directors and Board Members	“M”
ESAMELCO’s 2023 <i>Audited Financial Statements</i>	“N”
ESAMELCO’s <i>Certification</i> that it has no alternative Demand Side Management (DSM) Program	“O”
ESAMELCO’s <i>Transmission Service Agreement</i> with the National Grid Corporation of the Philippines (“NGCP”)	“P”
ESAMELCO’s <i>Metering Services Agreement</i> with the NGCP	“Q”

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ESAMELCO’s <i>Distribution Development Plan</i> which includes load forecast projections in, and the variability of those projections over the proposed contractual period	“R”
ESAMELCO’s <i>Power Supply Procurement Plan</i>	“S”
ESAMELCO’s <i>Single Line Diagram</i>	“T”
ESAMELCO’s Supply and Demand Scenario, Details of Existing Suppliers, Contract Utilization, Average Daily Load Curve	“F”
ESAMELCO’s Performance Assessment of the System: a. SAIDI and SAIFI; b. Historical (Five years); and c. Current year (January 2024 to Present)	“U”
ESAMELCO Potential Reduction of Load due to RCOA	”V”
<i>Rate Impact Analysis</i>	“H”
<i>Generation Rate Comparative Mix</i>	“II”
THC’s SEC <i>Certificate of Registration</i> and <i>Amended Articles of Incorporation</i> , General Information Sheet, and Proof of Business Registration	“W” Series
THC’s <i>By-Laws</i>	“X”
THC’s <i>Verified Certification</i> showing the list of Board of Directors and Board Members of the Ultimate Parent Company, its Subsidiaries and all its affiliates	“Y”
THC’s 2022 <i>Audited Financial Statement</i>	“Z”
THCs DENR <i>Environmental Compliance Certificate</i>	“AA” and Series
THC’s ERC Provisional Authority to Operate (“PAO”), with sub-annexes with Request for Issuance of Certificate of Compliance and/or Extension of PAO	“BB”
ERC <i>Certificate of Endorsement</i> that THC’s 15.930 MW (3 x 5.310 MW) Tubig Hyrdroelectric (<i>sic</i>) Powerplant is consistent with the government’s Power Development Plan	“CC”
Vivant Energy Corp. (predecessor of THC) <i>Hydropower Service Contract</i> dated 10 November 2016	“DD”
THC’s <i>Certificate of Registration</i> issued by the DOE with <i>Terms and Conditions</i>	“EE” and “EE-1”
THC’s <i>Certificate of Confirmation of Commerciality</i>	“FF”
THC’s <i>Water Permit</i> issued by the National Water Resources Board (“NWRB”)	“GG”
Board of Investment’s <i>Certificate of Registration</i> in favor of THC	“HH”
<i>EPSA Financials</i> with <i>Generation Rate Comparative Matrix</i> showing total generation rate being charged in the <i>EPSA</i> is not higher than the latest ERC approved generation tariff rate for the same or similar technology in the area	“II”
DBP <i>Certification</i> of THC’s outstanding loans as of 30 September 2023	“JJ”
THC’s WESM Registration	“KK”
ESAMELCO’s WESM Registration	“KK-1”

ESAMELCO’s <i>Write-up on Non-Availability of Certification by NPC of Transition Supply Contract and Energy Availability</i>	“LL”
<i>Executive Summary of EPSA</i>	“MM”
THC <i>15.930 MW Tubig Hydroelectric Power Plant Technical Characteristics</i>	“NN”
THC’s <i>Verified Certification</i> that the rates being charged by THC - THPP for the electricity delivered during emergency situations are no more than the latest rate approved by the ERC for the same relevant technology in the area; and that THPP adheres to all applicable regulations and standards governing emergency power supply and rate charging practices.	“OO”
THC’s <i>Plant Capability Certificate No. GC-2022-V053-R01</i> issued by the NGCP	“PP”

STATEMENT ON OTHER PRE-FILING REQUIREMENTS
AND SUPPORTING DOCUMENTS

24. As advised by the Regulatory Operations Service (“ROS”) of this Honorable Commission, herein Applicants submit the following explanation on the other pre-filing requirements and supporting documents required by said service.
25. *First*, In this Honorable Commission’s *letter* dated 2 November 2022 (Annex “BB”), Applicant THC was granted a Provisional Authority to Operate (“PAO”) from even date to 1 November 2023.
26. On 13 September 2023, this Honorable Commission issued its *Resolution No. 17, Series of 2023* of even date which, in Section 11 thereof, allowed the extension of PAOs for a period of one (1) year, up to a maximum of five (5) consecutive issuances, subject to compliance with the requirements set forth therein.
27. To this end, the extension of Applicant THC’s PAO is currently on process with this Honorable Commission.
28. *Second*, as attested to by Atty. Jose Michael Edwin S. Amancio, CPA, MBN of Applicant ESAMELCO, a Transition Supply Contract (“TSC”) is not applicable in the situation of ESAMELCO as it is directly connected to the grid and can source their electricity from various suppliers from the spot market. His write-up explanation is attached hereto as ANNEX “LL”.
29. *Third*, it is humbly submitted that documentation for Applicant THC’s net heat rate, potential cost of ancillary services, and distribution wheeling services (“DWS”) agreement are not applicable to the hydroelectric power produced by said Applicant. Relative to THC’s ability to meet the Minimum Energy Off-Take (“MEOT”) for the EPSA with Applicant ESAMELCO, THC submits its *Plant Capability Certificate No. GC-2022-V053-R01* issued by the NGCP in

support thereof. Said *Certificate* is attached hereto as ANNEX “PP”.

30. *Finally*, as Applicant THC has no shareholders agreement, the requirement to submit such contract does not apply.

ALLEGATIONS IN SUPPORT OF THE
MOTION FOR CONFIDENTIAL TREATMENT OF INFORMATION

31. Under Rule 4 of the ERC Revised Rules of Practice and Procedure, a party to any proceeding before the Honorable Commission may request that certain information not be disclosed and be treated as confidential, by describing with particularity the information to be treated as confidential, specifying the ground for the claim of confidential treatment of the information and, if applicable, specifying the period during which the information must not be disclosed.
32. With respect to the documents marked and attached as ANNEX “II”, THC respectfully moves that these be treated as confidential and not be disclosed to any party for the reason that these contain non-public, proprietary information, data and calculations involving the investments, financial calculations, and business operations of THC. The data and information contained therein are part of the overall formula and process in arriving at the competitive rates of THC. These formula and process are specifically developed for the use of THC and are treated as trade secrets. If the information contained in these documents are unduly disclosed, it will seriously prejudice the competitiveness of THC. These documents are neither generally available to the public nor already in the possession of the Honorable Commission on a non-confidential basis.
33. In the case of *Air Philippines Corporation vs. Pennswell, Inc.*³, the Supreme Court defined "trade secret" as follows:

A trade secret is defined as a plan or process, tool, mechanism or compound known only to its owner and those of his employees to whom it is necessary to confide it. The definition also extends to a secret formula or process not patented, but known only to certain individuals using it in compounding some article of trade having a commercial value. A trade secret may consist of any formula, pattern, device, or compilation of information that: (1) is used in one's business; and (2) gives the employer an opportunity to obtain an advantage over competitors who do not possess the information. Generally, a trade secret is a process or device intended for continuous use in the operation of the business, for example, a

³ G.R. No. 172835; 13 December 2007.

machine or formula, but can be a price list or catalogue or specialized customer list. It is indubitable that trade secrets constitute proprietary rights.

34. It is respectfully submitted therefore that ANNEX “II” fall within the bounds of proprietary “trade secrets” which are entitled to protection under the Constitution, statutes, and rules and regulations of this Honorable Commission.
35. Thus, Applicants hereby submits one (1) copy of each of the foregoing confidential documents in sealed envelopes, with the envelopes and each page of the documents marked “Confidential.”
36. The interest of the consumers of ESAMELCO is sufficiently protected by the review and evaluation of the rates under the *EPSA* by the Honorable Commission, without the need to disclose the contents of the confidential information. The reasonableness and transparency of the prices of electricity is to be assured by the Honorable Commission through its own review and verification of the foregoing documents sought to be afforded confidential treatment in the evaluation and handling thereof.
37. Lastly and corollary to the foregoing, THC would like to implore the discerning wisdom of the Honorable Commission to include in its issuance for this purpose the “procedures for the handling or returning the confidential information, as appropriate, upon the close of the proceedings or at the end of the period for which the information is to be treated as confidential.”
38. This is guided by the fact that THC will seek for the return of these sought to be declared confidential annexes after its utilization as evidence in this case and/or at the close of the proceedings hereof, so as to relieve the Honorable Commission of the burden of safekeeping the trade secrets of THC enclosed in the subject annexes.

PRAYER

WHEREFORE, premises considered, Applicants respectfully pray that the Honorable Commission:

- a. Issue an Order declaring ANNEX “II” and all other information contained therein as CONFIDENTIAL, directing their non-disclosure to persons other than officers and staffs of this Honorable Commission, continuously protecting the said information from public disclosure by maintaining the same separate and apart from the records of the case, and ensuring that these are not divulged to unauthorized persons, pursuant to Rule 4 of the ERC Revised Rules of Practice and Procedure; and

- b. After hearing on the merits, render a Decision APPROVING the EMERGENCY POWER SUPPLY AGREEMENT between ESAMELCO and THC and the terms and conditions thereunder, including the price.

Other just and equitable reliefs are likewise prayed for.

The Commission hereby sets the instant *Joint Application* for determination of compliance with the jurisdictional requirements, expository presentation, Pre-Trial Conference, and presentation of evidence on the following dates, and online platforms for the conduct thereof, pursuant to Resolution No. 09, Series of 2020,⁴ and Resolution No. 01, Series of 2021⁵ (ERC Revised Rules of Practice and Procedure):

Date	Platform	Activity
06 May 2025 (Tuesday) at two o'clock in the afternoon (2:00 P.M)	MS Teams Application	Determination of compliance with jurisdictional requirements and Expository presentation
13 May 2025 (Tuesday) at two o'clock in the afternoon (2:00 P.M)		Pre-Trial Conference and Presentation of Evidence

Accordingly, ESAMELCO and THC are hereby directed to host the virtual hearings at **ESAMELCO’s principal office located at Brgy. Cabong, Borongan City, Eastern Samar**, as the designated venue for the conduct thereof, and ensure that the same is open to the public. Moreover, ESAMELCO and THC shall guarantee that, during the conduct of the expository presentation, the participation of the public shall not be impaired.

Any interested stakeholder may submit its comments and/or clarifications **at least one (1) calendar day prior** to the scheduled initial virtual hearing, via electronic mail (e-mail) at docket@erc.ph, and copy furnish the Legal Service through legal@erc.ph. The

⁴ A Resolution Adopting the Guidelines Governing Electronic Applications, Filings and Virtual Hearings Before the Energy Regulatory Commission.
⁵ A Resolution Adopting the Revised Rules of Practice and Procedure of the Energy Regulatory Commission.

Commission shall give priority to the stakeholders who have duly submitted their respective comments and/or clarifications, to discuss the same and propound questions during the course of the expository presentation.

Moreover, all persons who have an interest in the subject matter of the instant case may become a party by filing with the Commission via e-mail at docket@erc.ph, and copy furnishing the Legal Service through legal@erc.ph, a verified Petition to Intervene **at least five (5) calendar days** prior to the date of the initial virtual hearing. The verified Petition to Intervene must follow the requirements under Rule 9 of the ERC Revised Rules of Practice and Procedure, indicate therein the docket number and title of the case, and state the following:

- 1) The petitioner's name, mailing address, and e-mail address;
- 2) The nature of petitioner's interest in the subject matter of the proceeding and the way and manner in which such interest is affected by the issues involved in the proceeding; and
- 3) A statement of the relief desired.

Likewise, all other persons who may want their views known to the Commission with respect to the subject matter of the case may file through e-mail at docket@erc.ph, and copy furnish the Legal Service through legal@erc.ph, their Opposition or Comment **at least five (5) calendar days** prior to the initial virtual hearing. Rule 9 of the ERC Revised Rules of Practice and Procedure shall govern. No particular form of Opposition or Comment is required, but the document, letter, or writing should contain the following:

- 1) The name, mailing address, and e-mail address of such person;
- 2) A concise statement of the Opposition or Comment; and
- 3) The grounds relied upon.

All interested parties filing their Petition to Intervene, Opposition or Comment are required to submit the hard copies thereof through personal service, registered mail or ordinary mail/private

courier, **within five (5) working days** from the date that the same were electronically submitted, as reflected in the acknowledgment receipt e-mail sent by the Commission.

Any of the persons mentioned in the preceding paragraphs may access the copy of the *Joint Application* on the Commission's official website at www.erc.gov.ph.

Finally, all interested persons may be allowed to join the scheduled initial virtual hearings by providing the Commission, thru legal.virtualhearings@erc.ph, their respective e-mail addresses and indicating therein the case number of the instant *Joint Application*. The Commission will send the access link/s to the aforementioned hearing platform within five (5) working days prior to the scheduled hearings.

WITNESS, the Honorable Chairperson and CEO, **MONALISA C. DIMALANTA**, and Honorable Commissioners **ALEXIS M. LUMBATAN**, **CATHERINE P. MACEDA**, **FLORESINDA G. BALDO-DIGAL**, and **MARKO ROMEO L. FUENTES**, Energy Regulatory Commission, this 4th day of March 2025 in Pasig City.

FOR AND BY AUTHORITY
OF THE COMMISSION:


KRISHA MARIE T. BUELA
Director III, Legal Service