

Province of Benguet  
La Trinidad

**OFFICE OF THE GOVERNOR**  
**Routing Slip**

Date: DEC 04 2023

Atty. Sunny G. Sacla  
Provincial Legal Officer

**REMARKS:**

for info & file.

T.Y.

Provincial Legal Office

**RECEIVED**  
DEC 04 2023  
2:00pm

BRIAN A. CAMHIT  
OIC Provincial Administrator

- APPROVED  
 NOTED  
 FILE

MELCHOR D. DICLAS  
Provincial Governor

Republic of the Philippines  
**ENERGY REGULATORY COMMISSION**  
Pasig City

**IN THE MATTER OF THE  
APPLICATION FOR  
APPROVAL OF THE  
OVER/UNDER RECOVERY  
BASED ON THE VARIOUS  
AUTOMATIC COST  
ADJUSTMENTS AND TRUE-  
UP MECHANISMS AND  
CORRESPONDING  
CONFIRMATION PROCESS  
PURSUANT TO ERC  
RESOLUTION NO. 16 SERIES  
OF 2009 AS AMENDED BY  
ERC RESOLUTION NO. 21  
SERIES OF 2010, AND ERC  
RESOLUTION NO. 23 SERIES  
OF 2010**



**ERC CASE NO. 2023-003 CF**

**BENGUET ELECTRIC  
COOPERATIVE (BENECO)**  
*Applicant.*

X-----X

Promulgated:  
April 18, 2023

**ORDER**

On 03 April 2023, Benguet Electric Cooperative (BENECO) filed an *Application* dated 20 March 2023, seeking the Commission's approval of its over/under recovery based on the various automatic cost adjustments and true-up mechanisms and corresponding confirmation process pursuant to the Commission's Resolution No. 16 Series of 2009, as amended by the Commission's Resolution No. 21 Series of 2010, and the Commission's Resolution No. 23 Series of 2010.

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

1. BENECO is an electric cooperative duly organized and existing under and by virtue of the laws of the Republic of the Philippines, with principal office at No. 4 Barangay South Drive in Baguio City where it may be served with summons

and other legal processes, represented in this instance by virtue of BENECO Board Resolution No. 2023-039, hereto attached as Annex "A" to form an integral part hereof, by its Acting General Manager Engr. Ramel B. Rifani, the Applicant's legally authorized representative, who holds office at the same address;

2. Herein Applicant is the exclusive franchise holder issued by the National Electrification Administration (NEA) to operate an electric light and power services in Baguio City and the 13 municipalities of Benguet, namely Atok, Bakun, Bokod, Buguias, Itogon, Kabayan, Kapangan, Kibungan, La Trinidad, Mankayan, Sablan, Tuba and Tublay;

#### **THE LEGAL BASIS FOR THE APPLICATION**

3. Pursuant to ERC Resolution No. 16, series of 2009 as amended by Resolution no. 21 series of 2010, Luzon Distribution Utilities (DUs) and Electric Cooperatives (ECs) are required to file for approval their respective consolidated application for the approval of their confirmation filing on the Calculation of the Over/Under Recovery in the implementation of various adjustment and true-up mechanism as follows:
  - a. Automatic Generation Rate and System Loss Adjustment Mechanism;
  - b. Transmission Rate Adjustment Mechanism;
  - c. Lifeline Rate Recovery Mechanism;
  - d. Local Franchise Tax Recovery Mechanism;
  - e. Local Business Tax Recovery Mechanism;
  - f. Calculation of the Over or Under Recovery in the Implementation of the Generation Rates;
  - g. Calculation of the Over or Under Recovery in the Implementation of the Transmission Rates;
  - h. Calculation of the System Loss Rate Over/Under Recovery;
  - i. Calculation of the Over or Under Recovery in the Implementation of the Lifeline Rates;
4. On the other hand, ERC Resolution 23, Series of 2010 adopts the rules implementing the discounts to qualified senior citizen end-users and subsidy from subsidizing end-users on electricity consumption and provides for the calculation of the Over or Under Recovery in the Implementation of the Senior Citizen Discounts and Subsidy Rates;
5. In applying the various formulae in the determination of the adjustments and the refund or recovery of Over or Under recoveries, herein Applicant hereby adopts the respective formulae as provided for in ERC Resolution No. 16, series of 2009, Resolution No. 21, series of 2010 and Resolution No. 23, Series of 2010 together with the specific definition and subformula for each item thereof;

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PAGE 3 OF 11**

6. The results of its calculations for the years 2020-2022 are hereunder presented as follows:

Particulars	Allowable Cost	Revenue	(Over)/Under
<b>GENERATION RATE (GR)</b>			
- Main	5,999,088,772.93	5,933,976,641.36	65,112,131.57
- Sale for Resale- LUELCO	340,955.00	382,494.40	(41,539.40)
<b>TRANSMISSION RATE (TR)</b>			
1,154,455,264.75	1,166,306,413.24		(11,851,148.49)
<b>SYSTEM LOSS RATE (SLR)</b>			
- Main	681,186,567.25	652,279,159.56	28,907,407.69
- Sale for Resale- LUELCO	40,955.03	41,794.58	(839.56)
LIFELINE SUBSIDY	83,791,147.26	91,525,511.60	(7,734,364.34)
SENIOR CITIZEN SUBSIDY	719,258.89	768,321.51	(49,062.62)
<b>NET RESULTS</b>			<b>74,342,584.85</b>

7. In support of this Application, Applicant hereby submits the following documents for the period January 2020 to December 2022 attached hereto as follows:

FOLDER NO.	ANNEX MARKINGS	NATURE OF DOCUMENTS
Folder 1	Annex A	Application
	Annex B	Supplier and Trans. Data Sheet
	Annex C	Statistical Data Sheet
	Annex D	Actual Implemented Rates Sheet Per Year
	Annex E	Lifeline Discount Sheet Per Year
	Annex F	Senior Citizen Discount Sheet Per Year
	Annex G	Additional Statistical Data Sheet
	Annex H	Summary of O/U Recoveries Computation
	Annex I	Proposed Refund/Collect Scheme
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	Annex J	Power Bills from Suppliers (Power Bill; Proof of Payment; Adjusted Bill/Debit or Credit Memo)
	Annex K	Proof of Payment of Power Bills
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	Annex L	Summary of Pilferage Cost Recoveries/Manifestation in N/A
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	Annex O	Demand (kW) Sales Summary Report
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	Annex P	Sample Bills per Customer Class (Non-Lifeliner)
	Annex Q	Sample Bills per Lifeliner Bracket (Lifeliner)
	Annex R	Sample Bills for Senior Citizens
Folder 5	<b>OTHER DOCUMENTS</b>	
	Annex S	Submitted Monthly URR

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	Submitted Monthly URR Addendum
Annex U	Single Line Diagram
Annex V	Power Supply Contracts
Annex W	Computation of Pass-through charges
Annex X	Lifeline data
Annex Y	Monthly Reports required under ERC Resolution No. 10, Series of 2018
Annex Z	Manifestation on No Recovery for RPT, Local Franchise Tax and Business Tax for 2021-2022

8. With respect to Annexes T and Y above, applicant is submitting the data corresponding to the required monthly reports only in the instant application considering that its actual data-gathering and ERC template updating took some time, rendering submission of the monthly report not possible. Hence, applicant respectfully prays that the submission in the instant application be duly considered;
9. Applicant is likewise submitting herewith the required electronic files of the Application and supporting data and documents.

**COMPLIANCE WITH PRE-FILING REQUIREMENTS**

10. In compliance with the pre-filing requirements under the ERC Rules of Practice and Procedure, applicant is submitting the following documents to form integral parts hereof, as follows:

ANNEX MARKINGS	NATURE OF DOCUMENTS
Annexes A1 and series	Copy of the Notice duly received by the following bodies to prove that copies of the Application were received: 1. Sangguniang Panglungsod of Baguio City (the Location of the 13 Municipalities in the service area of the Applicant)
Annexes A2 and series	Proof of publication of the Application in a newspaper of general publication within the applicant's franchise area

**PRAYER**

WHEREFORE, foregoing premises considered, it is most respectfully prayed of this Honorable Commission that:

1. After due notice and hearing, to approve the "OVER/UNDER RECOVERY BASED ON THE FORMULA ON THE VARIOUS AUTOMATIC COST ADJUSTMENTS AND TRUE-UP MECHANISMS AND CORRESPONDING CONFIRMATION PROCESS PURSUANT TO ERC RESOLUTION NO. 16 SERIES OF 2009 AS AMENDED BY ERC RESOLUTION NO. 21 SERIES OF 2010 AND ERC RESOLUTION NO. 23 SERIES OF 2010", as follows:

Particulars	Allowable Cost	Revenue	(Over)/Under
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<b>NET RESULTS</b>			<b>74,342,584.85</b>

2. Its submission of the data corresponding to the required submission of the Monthly URR Addendum as well as Monthly Reports required under ERC Resolution No. 10, Series of 2018 only in the instant application be duly considered in the resolution of the application and that applicant be allowed recovery of system loss as applicable.

Other reliefs just and equitable are likewise prayed for.

*(This space is intentionally left blank.)*

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Finding the said *Application* to be sufficient in form and with the required fees having been paid, the Commission hereby sets the same 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<sup>1</sup> and Resolution No. 01, Series of 2021<sup>2</sup> (ERC Revised Rules of Practice and Procedure):

<b>Date</b>	<b>Platform</b>	<b>Activity</b>
<b>01 June 2023</b> (Thursday) at two o'clock in the afternoon (2:00 P.M.)	<b>Microsoft Teams or Zoom Application</b>	Determination of compliance with jurisdictional requirements and expository presentation
<b>08 June 2023</b> (Thursday) at two o'clock in the afternoon (2:00 P.M.)		Pre-Trial Conference and Presentation of Evidence

**RELATIVE THERETO, BENECO is hereby directed to:**

- 1) Cause the publication of the attached *Notice of Virtual Hearing* once (1x) in a newspaper of nationwide circulation in the Philippines at its own expense, at least ten (10) days before the date of the scheduled initial hearing;
- 2) Furnish with copies of this *Order* and the attached *Notice of Virtual Hearing* the Offices of the Provincial Governor, the City and Municipal Mayors, and the Local Government Unit (LGU) legislative bodies within BENECO's franchise areas for the appropriate posting thereof on their respective bulletin boards;
- 3) Inform the consumers within BENECO's franchise areas, by any other means available and appropriate, of the filing of the *Application*, its reasons therefor, and of the scheduled virtual hearings thereon;
- 4) Furnish with copies of this *Order* and the attached *Notice of Virtual Hearing* the Office of the Solicitor General

<sup>1</sup> A Resolution Adopting the Guidelines Governing Electronic Applications, Filings and Virtual Hearings Before the Energy Regulatory Commission.

<sup>2</sup> A Resolution Adopting the Revised Rules of Practice and Procedure of the Energy Regulatory Commission.

(OSG), the Commission on Audit (COA), and the Committees on Energy of both Houses of Congress. They are hereby requested, if they so desire, to send their duly authorized representatives and attend the scheduled hearings; and

- 5) Furnish with copies of the *Application* and its attachments, except those subject of a motion for confidential treatment of information, all those making requests therefor, subject to reimbursement of reasonable photocopying costs.

**Within five (5) calendar days** prior to the date of the virtual hearings, BENECO must submit to the Commission via electronic mail (e-mail) at [docket@erc.ph](mailto:docket@erc.ph), and copy furnish the Legal Service through [legal@erc.ph](mailto:legal@erc.ph), the scanned copies of its written compliance with the aforementioned jurisdictional requirements, attaching the following methodically arranged and duly marked documents:

- 1) The evidence of publication of the attached *Notice of Virtual Hearing* consisting of affidavit of the Editor or Business Manager of the newspaper where the said *Notice of Virtual Hearing* was published, and the complete issue of the said newspaper;
- 2) The evidence of actual posting of this *Order* and the attached *Notice of Virtual Hearing* consisting of certifications issued to that effect, signed by the aforementioned Governor, Mayors and LGU legislative bodies or their duly authorized representatives, bearing the seals of their offices;
- 3) The evidence of other means employed by BENECO to inform the consumers within its franchise area of the filing of the *Application*, its reasons therefor, and of the scheduled hearings thereon;
- 4) The evidence of receipt of copies of this *Order* and the attached *Notice of Virtual Hearing* by the OSG, the COA, and the Committees on Energy of both Houses of Congress;
- 5) The evidence of receipt of copies of the *Application* and its attachments, except those subject of a motion for confidential treatment of information, if any, by all those making requests therefor; and

- 6) Such other proofs of compliance with the requirements of the Commission.

Moreover, BENECO is hereby required to post on its bulletin boards, the scanned copies of the foregoing jurisdictional requirements, together with the newspaper publication and certifications issued by the concerned Offices of the Governor, Mayors and Local Legislative Bodies, and to submit proof of posting thereof.

Applicant BENECO and all interested parties are also required to submit via e-mail at [docket@erc.ph](mailto:docket@erc.ph), and copy furnish the Legal Service through [legal@erc.ph](mailto:legal@erc.ph), **at least five (5) calendar days** before the date of the scheduled virtual hearing and Pre-trial Conference, their respective Pre-Trial Briefs containing, among others:

- 1) A summary of admitted facts and proposed stipulation of facts;
- 2) The issues to be tried or resolved;
- 3) The documents or exhibits to be presented, stating the purposes and proposed markings therefor, which should also be attached to the Pre-trial Brief; and
- 4) The number and names of the witnesses, with their written testimonies in a Judicial Affidavit form attached to the Pre-trial Brief.

Applicant BENECO must ensure that all the documents or exhibits proposed to be presented have already been duly submitted to the Commission **at least five (5) calendar days** before the date of the scheduled initial virtual hearing and Pre-trial Conference, pursuant to the preceding paragraph.

Failure of BENECO to comply with the above requirements within the prescribed period shall be a ground for cancellation of the scheduled hearing, and the resetting of which shall be six (6) months from the said date of cancellation.

Applicant BENECO must also be prepared to make an expository presentation of the instant *Application*, aided by whatever communication medium that it may deem appropriate for the purpose, in order to put in plain words and explain, for the benefit of the

consumers and other concerned parties, the nature of the *Application*. Relevant information and pertinent details substantiating the reasons and justifications for the *Application* must be cited in support thereof.

Applicant BENECO is hereby directed to file a copy of its Expository Presentation via e-mail at [docket@erc.ph](mailto:docket@erc.ph), and copy furnish the Legal Service through [legal@erc.ph](mailto:legal@erc.ph), **at least five (5) calendar days** prior to the scheduled virtual hearing. BENECO shall also be required, upon the request of any stakeholder, to provide an advance copy of its expository presentation, **at least five (5) calendar days** prior to the scheduled virtual hearing.

Applicant BENECO is further directed to submit, through personal service, registered mail or ordinary mail/private courier, one (1) set of the original or certified true hard copies of its Jurisdictional Compliance, Expository Presentation, Pre-trial Brief, and Judicial Affidavits of witnesses, **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.

Finally, BENECO, including its authorized representatives and witnesses, are hereby directed to provide the Commission, thru [legal.virtualhearings@erc.ph](mailto:legal.virtualhearings@erc.ph), their respective e-mail addresses upon receipt of this *Order*. The Commission will send the access link/s to the aforementioned hearing platform **within five (5) working days** prior to the scheduled hearing.

**SO ORDERED.**

Pasig City, 18 April 2023.

FOR AND BY AUTHORITY  
OF THE COMMISSION:

*monalisa c. dimalanta*  
**MONALISA C. DIMALANTA**  
*Chairperson and CEO*

*[Signature]*  
LS: JAM/LSP/MCCG



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ORDER/ 18 APRIL 2023  
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Copy Furnished:

1. Atty, Delmar O. Cariño  
*Counsel for Applicant*  
No. 4, Barangay South Drive,  
Baguio City  
E-mail address: [isd@beneco.com.ph](mailto:isd@beneco.com.ph)  
[yanikarensly@yahoo.com](mailto:yanikarensly@yahoo.com)
2. Benguet Electric Cooperative (BENEKO)  
*Applicant*  
No. 4 South Drive,  
Baguio City
3. Office of the Governor  
Province of Benguet
4. Office of the LGU legislative body  
Province of Benguet
5. Office of the Mayor  
City of Baguio
6. Office of the LGU legislative body  
City of Baguio
7. Office of the Mayor  
Municipality of Atok
8. Office of the LGU legislative body  
Municipality of Atok
9. Office of the Mayor  
Municipality of Bakun
10. Office of the LGU legislative body  
Municipality of Bakun
11. Office of the Mayor  
Municipality of Bokod
12. Office of the LGU legislative body  
Municipality of Bokod
13. Office of the Mayor  
Municipality of Buguias
14. Office of the LGU legislative body  
Municipality of Buguias
15. Office of the Mayor  
Municipality of Itogon
16. Office of the LGU legislative body  
Municipality of Itogon
17. Office of the Mayor  
Municipality of Kabayan
18. Office of the LGU legislative body  
Municipality of Kabayan
19. Office of the Mayor  
Municipality of Kapangan
20. Office of the LGU legislative body  
Municipality of Kapangan

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21. Office of the Mayor  
Municipality of Kibungan
22. Office of the LGU legislative body  
Municipality of Kibungan
23. Office of the Mayor  
Municipality of La Trinidad
24. Office of the LGU legislative body  
Municipality of La Trinidad
25. Office of the Mayor  
Municipality of Mankayan
26. Office of the LGU legislative body  
Municipality of Mankayan
27. Office of the Mayor  
Municipality of Sablan
28. Office of the LGU legislative body  
Municipality of Sablan
29. Office of the Mayor  
Municipality of Tuba
30. Office of the LGU legislative body  
Municipality of Tuba
31. Office of the Mayor  
Municipality of Tublay
32. Office of the LGU legislative body  
Municipality of Tublay
33. Office of the Solicitor General  
134 Amorsolo Street, Legaspi Village, Makati City  
Email: [docket@osg.gov.ph](mailto:docket@osg.gov.ph)
34. Commission on Audit  
Commonwealth Avenue, Quezon City  
Email: [citizensdesk@coa.gov.ph](mailto:citizensdesk@coa.gov.ph)
35. Senate Committee on Energy  
GSIS Bldg. Roxas Blvd., Pasay City  
Email: [senateenergycommittee@gmail.com](mailto:senateenergycommittee@gmail.com)
36. House Committee on Energy  
Batasan Hills, Quezon City  
Email: [committees@house.gov.ph](mailto:committees@house.gov.ph)
37. Regulatory Operations Service  
Energy Regulatory Commission  
14<sup>th</sup> Floor Exquadra Building, Jade Drive, Pasig City  
Email: [ros@erc.ph](mailto:ros@erc.ph)



Republic of the Philippines  
**ENERGY REGULATORY COMMISSION**  
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**IN THE MATTER OF THE  
APPLICATION FOR  
APPROVAL OF THE  
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*Applicant.*

**x ----- x**

**Promulgated:**  
April 18, 2023

**NOTICE OF VIRTUAL HEARING**

**TO ALL INTERESTED PARTIES:**

Notice is hereby given that on 03 April 2023, Benguet Electric Cooperative (BENECO) filed an *Application* dated 20 March 2023, seeking the Commission's approval of its over/under recovery based on the various automatic cost adjustments and true-up mechanisms and corresponding confirmation process pursuant to the Commission's Resolution No. 16 Series of 2009, as amended by the Commission's Resolution No. 21 Series of 2010, and the Commission's Resolution No. 23 Series of 2010.

**ERC CASE NO. 2023-003 CF  
NOTICE OF VIRTUAL HEARING/ 18 APRIL 2023  
PAGE 2 OF 8**

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

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2. Herein Applicant is the exclusive franchise holder issued by the National Electrification Administration (NEA) to operate an electric light and power services in Baguio City and the 13 municipalities of Benguet, namely Atok, Bakun, Bokod, Buguias, Itogon, Kabayan, Kapangan, Kibungan, La Trinidad, Mankayan, Sablan, Tuba and Tublay;

**THE LEGAL BASIS FOR THE APPLICATION**

3. Pursuant to ERC Resolution No. 16, series of 2009 as amended by Resolution no. 21 series of 2010, Luzon Distribution Utilities (DUs) and Electric Cooperatives (ECs) are required to file for approval their respective consolidated application for the approval of their confirmation filing on the Calculation of the Over/Under Recovery in the implementation of various adjustment and true-up mechanism as follows:
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**NOTICE OF VIRTUAL HEARING/ 18 APRIL 2023**  
**PAGE 3 OF 8**

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**ERC CASE NO. 2023-003 CF**  
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**PAGE 4 OF 8**

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9. Applicant is likewise submitting herewith the required electronic files of the Application and supporting data and documents.

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10. In compliance with the pre-filing requirements under the ERC Rules of Practice and Procedure, applicant is submitting the following documents to form integral parts hereof, as follows:

ANNEX MARKINGS	NATURE OF DOCUMENTS
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Annexes A2 and series	Proof of publication of the Application in a newspaper of general publication within the applicant's franchise area

**ERC CASE NO. 2023-003 CF  
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PAGE 5 OF 8**

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**PRAYER**

WHEREFORE, foregoing premises considered, it is most respectfully prayed of this Honorable Commission that:

1. After due notice and hearing, to approve the "OVER/UNDER RECOVERY BASED ON THE FORMULA ON THE VARIOUS AUTOMATIC COST ADJUSTMENTS AND TRUE-UP MECHANISMS AND CORRESPONDING CONFIRMATION PROCESS PURSUANT TO ERC RESOLUTION NO. 16 SERIES OF 2009 AS AMENDED BY ERC RESOLUTION NO. 21 SERIES OF 2010 AND ERC RESOLUTION NO. 23 SERIES OF 2010", as follows:

Particulars	Allowable Cost	Revenue	(Over)/Under
<b>GENERATION RATE (GR)</b>			
- Main	5,999,088,772.93	5,933,976,641.36	65,112,131.57
- Sale for Resale- LUELCO	340,955.00	382,494.40	(41,539.40)
<b>TRANSMISSION RATE (TR)</b>			
	1,154,455,264.75	1,166,306,413.24	(11,851,148.49)
<b>SYSTEM LOSS RATE (SLR)</b>			
- Main	681,186,567.25	652,279,159.56	28,907,407.69
- Sale for Resale- LUELCO	40,955.03	41,794.59	(839.56)
LIFELINE SUBSIDY	83,791,147.26	91,525,511.60	(7,734,364.34)
SENIOR CITIZEN SUBSIDY	719,258.89	768,321.51	(49,062.62)
<b>NET RESULTS</b>			<b>74,342,584.85</b>

2. Its submission of the data corresponding to the required submission of the Monthly URR Addendum as well as Monthly Reports required under ERC Resolution No. 10, Series of 2018 only in the instant application be duly considered in the resolution of the application and that applicant be allowed recovery of system loss as applicable.

Other reliefs just and equitable are likewise prayed for.

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The Commission sets the instant *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<sup>1</sup> and Resolution No. 01, Series of 2021<sup>2</sup> (ERC Revised Rules of Practice and Procedure):

Date	Platform	Activity
<b>01 June 2023</b> (Thursday) at two o'clock in the afternoon (2:00 P.M.)	<b>Microsoft Teams or Zoom Application</b>	Determination of compliance with jurisdictional requirements and expository presentation
<b>08 June 2023</b> (Thursday) at two o'clock in the afternoon (2:00 P.M)		Pre-Trial Conference and Presentation of Evidence

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](mailto:docket@erc.ph), and copy furnish the Legal Service through [legal@erc.ph](mailto:legal@erc.ph). The 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, any 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](mailto:docket@erc.ph), and copy furnishing the Legal Service through [legal@erc.ph](mailto: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

<sup>1</sup> A Resolution Adopting the Guidelines Governing Electronic Applications, Filings and Virtual Hearings Before the Energy Regulatory Commission.

<sup>2</sup> A Resolution Adopting the Revised Rules of Practice and Procedure of the Energy Regulatory Commission.

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 thereon **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 *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 *Application*. The Commission will send the access link/s to the aforementioned hearing platform within five (5) working days prior to the scheduled hearings.

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**WITNESS**, the Honorable Commissioners ALEXIS M. LUMBATAN, CATHERINE P. MACEDA, FLORESINDA G. BALDO-DIGAL, and MARKO ROMEO L. FUENTES, Energy Regulatory Commission, this 18<sup>th</sup> day of April 2023 in Pasig City.

*monalisa*  
**MONALISA C. DIMALANTA**  
*Chairperson and CEO*

LS: JAM/LSP/MCCG

**ERC**  
*Office of the Chairperson and CEO*



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