

**SUMMARY OF 206 CASES DECIDED IN 2011**

<b>No</b>	<b>ERC CASE NUMBER</b>	<b>CASE TITLE</b>	<b>APPLICANT</b>	<b>DECISION</b>
1	2000-195 2001-784	Jose B. de Guzman, represented by his Attorney-in-Fact, Zoraida de Guzman vs. Manila Electric Company (MERALCO)	<b>Jose B. de Guzman, represented by his Attorney-in-Fact, Zoraida de Guzman</b>	<b>Decision dated April 4, 2011.</b> ERC denied for lack of merit the claims of MERALCO for differential billing in the amount of Php611,098.40, violation of contract surcharge in the amount of Php1,726.85 and interest. The ERC found no substantial evidence to prove illegal use of electricity by Mr. de Guzman, neither is there any evidence to prove that he benefited from such use.
2	2001-750 2000-161	Col. Brigido P. Mesina, Jr. vs. Manila Electric Company (MERALCO)	<b>Col. Brigido P. Mesina, Jr.</b>	<b>Decision dated April 11, 2011.</b> The ERC found that complainant Col. Brigido P. Mesina, Jr. installed and made use of a "jumper" in his premises to interfere with the proper and accurate registration or metering of electric current by which electricity was directly pilfered. Consequently, Mr. Mesina, Jr. was made liable to MERALCO for a differential billing in the amount of Php11,840.88. Since Mr. Mesina, Jr. already paid the amount of Php9,614.80, he was directed to pay the remaining balance of differential billing amounting to Php2,226.03.
3	2003-390	Clark Power Corporation (CPC) vs. National Power Corporation (NPC) and National Transmission Corporation (TRANSCO)	<b>Clark Power Corporation (CPC)</b>	<b>Decision dated December 20, 2010.</b> The ERC resolved to enjoin the NPC and TRANSCO from collecting CPC's unsettled power bills owing to its reclassification as a non-utility customer. The act of NPC in unilaterally reclassifying CPC's customer class, which resulted in the imposition of new and higher rates, is tantamount to an imposition of a fulfillment dependent exclusively upon the uncontrolled will of NPC, a condition which is void. Further, the ERC directed NPC to re-compute the unsettled power bills of CPC using the rates for other utility customer and for CPC to pay NPC the unpaid power bills from the period December 26, 2002 to June 25, 2003. Lastly, the claim of CPC for actual, exemplary and moral damages in the aggregate amount of Php100 Million and Php1 Million in attorney's fees and for costs of the complaint was denied for not falling squarely within the ERC's jurisdiction to hear and decide.
4	2004-375	Duracom Mobile Power Corporation, for Itself and as Agent for East Asia Diesel Power Corporation vs. National Transmission Corporation (TRANSCO) and National Power Corporation (NPC)	<b>Duracom Mobile Power Corporation (DMPC), for Itself and as Agent for East Asia Diesel Power Corporation (EADPC)</b>	<b>Decision dated April 4, 2011.</b> The ERC resolved, basing from previous decisions and rulings, that DMPC/EADPC is not liable to pay the following to TRANSCO: (1) Transmission charges; (2) Cross-Subsidy Charge; and (3) System Operator Charge until the effectivity of the 2006 Open Access Transmission Services (OATS) Rules. Accordingly, DMPC/EADPC is liable to pay Ancillary Services Charge on Load Following Frequency Reserve (LFFR). Lastly, ERC decided that TRANSCO cannot charge interests on the unpaid power bills of DMPC/EADPC since the latter timely disputed said bills in good faith and ERC found no sufficient justification to charge said interest.
5	2004-481	In the Matter of the Application for the Approval of Applicant's: (1) Business Separation and Unbundling Plan (BSUP); and (2) Accounting and Cost Allocation Manual (ACAM) in Accordance with the Provisions of Section 36 of R.A. 9136 and Rule 10 of its Implementing Rules and Regulations (IRR)	<b>Cabanatuan Electric Corporation (CELCOR)</b>	<b>Decision dated May 9, 2011.</b> The ERC approved the application filed by CELCOR for the approval of its BSUP and ACAM, subject to its full compliance with the requirements of the Business Separation Guidelines (BSG), as amended. CELCOR is composed of five business segments: (1) Distribution Services; (2) Distribution Connection Services; (3) Regulated Retail Services; (4) Non-Regulated Retail Services; and (5) Related Businesses. The ERC directed CELCOR to submit the following: (1) Accounting Separation Statements; (2) Management Responsibility Statement; (3) Auditor's Report; (4) General Information Sheet; and

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				(5) Compliance Report. Moreover, in the event that CELCOR will modify the approved ACAM, it must submit to the ERC the following: (1) Precise details of the proposed changes; (2) Reasons and justification for such alteration or changes; and (3) Effect of that change in the Accounting Separation Statements.
6	2004-485	In the Matter of the Application for the Approval of Applicant's: (1) Business Separation and Unbundling Plan (BSUP); and (2) Accounting and Cost Allocation Manual (ACAM) in Accordance with the Provisions of Section 36 of R.A. 9136 and Rule 10 of its Implementing Rules and Regulations (IRR)	<b>San Fernando Electric Light and Power Company, Inc. (SFELAPCO)</b>	<b>Decision dated April 25, 2011.</b> The ERC approved the application filed by SFELAPCO for the approval of its BSUP and ACAM, subject to its full compliance with the requirements of the Business Separation Guidelines (BSG), as amended. SFELAPCO is composed of five business segments: (1) Distribution Services; (2) Distribution Connection Services; (3) Regulated Retail Services; (4) Non-Regulated Retail Services; and (5) Related Businesses. The ERC, however, directed SFELAPCO to modify specific items in their ACAM, as specified in the Decision. In addition to that, the ERC directed SFELAPCO to submit the following: (1) Accounting Separation Statements; (2) Management Responsibility Statement; (3) Auditor's Report; (4) General Information Sheet; (5) Compliance Report; and (6) Consolidated copy of its relevant ACAM, where the ACAM has been amended. Moreover, in the event that SFELAPCO will modify the approved ACAM, it must submit to the ERC the following: (1) Precise details of the proposed changes; (2) Reasons and justification for such alteration or changes; and (3) Effect of that change in the Accounting Separation Statements.
7	2005-021 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Non-inclusion of Pilferage Recoveries in PPA Computation</i>	<b>Cebu II Electric Cooperative, Inc. (CEBECO II)</b>	<b>Decision dated September 22, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the 50% settlement offer of CEBECO II of the total imposable penalty for failure to include the pilferage recoveries in the computation of its monthly PPA computation, with an equivalent amount of PhP110,250.00. CEBECO II was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
8	2005-031 RC	In the Matter of the Petition for Authority to Recover the Costs for the Rehabilitation - Operation - Maintenance and Management (ROMM) Agreement of the 203.8 MW Naga Power Plant Complex, with Prayer for Provisional Authority (PA)	<b>National Power Corporation (NPC)</b>	<b>Decision dated May 9, 2011.</b> The ERC approved the petition filed by NPC for authority to recover the costs for the ROMM Agreement of the 203.8 MW Naga Power Plant. The rehabilitation of the power plants is the only recourse of NPC to extend the effective life of the equipment and upgrade its reliability and efficiency. Since NPC does not have sufficient capital to undertake the massive rehabilitation, it decided to engage the services of a private contractor for the rehabilitation, operation and maintenance of the power plants. Also, ERC decided that the Naga Power Plant Complex (NPPC) cost shall be recovered, for the meantime, through the true-up adjustment mechanism under the approved Rules for the Automatic Cost Recovery Mechanism until such time that the said cost shall have been included in the base rate of NPC as approved by the ERC.
9	2005-042 RC	In the Matter of the Application for Approval / Review of the Power Supply Agreement (PSA) between ORMECO and Power One Corporation / Mid-Islands Power Generation Corporation, with Prayer for Provisional Authority and	<b>Oriental Mindoro Electric Cooperative, Inc. (ORMECO), Power One Corporation (POWERONE) and Mid-Islands Power Generation Corporation (MIPGC)</b>	<b>Decision dated January 31, 2011.</b> The ERC approved with modification the application filed by ORMECO, POWERONE and MIPGC for approval/review of their PSA and rate structure and the application filed by ORMECO for the approval of its ESA with POWERONE, MIPGC, Engcon Energy PTE Limited (ENGCON), Mindoro Greenery Power Corporation (MGPC) and Minkor Power Systems Corporation (MINKOR). The following base rate for the 9 MW Phase 1 Calapan Diesel Power Plant (CDPP) are as follows (PhP/kWh): (A) Capital Recovery Fee - 0.9100; (B) Fixed O

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	2008-023 RC	In the Matter of the Application for Approval of the Electricity Supply Agreement (ESA), with Prayer for Provisional Authority		& M - 0.8034; (C) Variable O & M - 0.3000; (D) Lube Oil Charge - 0.1000; and (E) Fuel Charge - 5.3300, with a total charge of PhP7.4434/kWh.
10	2005-214 MC	In the Matter of the Violation of the ERC Orders, Rules and Regulations - <i>Failure to Implement Energy Regulatory Commission's Order on Purchased Power Adjustment (PPA) on time</i>	<b>Mountain Province Electric Cooperative, Inc. (MOPRECO)</b>	<b>Decision dated March 8, 2011.</b> The ERC reprimanded MOPRECO for the delay in its implementation of PPA Refund Order and warned that a similar offense in the future shall be dealt with more severely. MOPRECO, after receiving the Show Cause Order issued by ERC on April 4, 2005, submitted its explanation stating that the Board of Directors issued Resolutions providing that it shall no longer refund the PPA over-recoveries but instead the same shall be used to acquire materials to replace rotten poles for the distribution system. Likewise, MOPRECO informed the ERC through its faxed letter dated February 23, 2010 that it started to implement the directed PPA refund on intermittent basis. Available records with the ERC confirm this.
11	2006-004 RC	In the Matter of the Application for the Approval of True Cost Generation Rate with Provisional Authority (PA)	<b>National Power Corporation-Small Power Utilities Group (NPC-SPUG)</b>	<b>Decision dated March 7, 2011.</b> The ERC dismissed the application filed by NPC-SPUG for the approval of its True Cost Generation Rate (TCGR) without prejudice to the filing of the true-up adjustment and/or a new application for the succeeding Universal Charge - Missionary Electrification (UC-ME). The ERC observed that the approval of the application will have an overlapping impact on the approved UC-ME currently being implemented by NPC-SPUG since 2005, which was based on its true cost of generation calculated on the basis of the Return on Rate Base (RORB) methodology. Further, the UC-ME was considered as NPC-SPUG's true cost of generation when its proposed availments from the UC-ME was approved in ERC Case No. 2009-028 RC. Thus, the ERC had already determined NPC-SPUG's TCGR from 2009 to 2013 when it approved the UC-ME on the basis of its Results of Operation for CY 2009. The approved ME Subsidy shall be subject to a subsequent true-up adjustment to determine its recovery shortfall or surplus.
12	2006-020 RC	In the Matter of the Application for the Approval of a Socially-Acceptable Generation Rate (SAGR) for Sixty (60) Remaining NPC-SPUG Areas	<b>National Power Corporation - Small Power Utilities Group (NPC-SPUG)</b>	<b>Decision dated March 7, 2011.</b> The ERC approved with modification the application filed by NPC-SPUG for the approval of the Socially Acceptable Generation Rate (SAGR) for the remaining 60 NPC-SPUG areas. The applicable rates are as follows (PhP/kWh): Luzon - Group 1 - 4.8024; Luzon - Group 2 - 5.6404; Visayas - 5.6404; and Mindanao - 4.8024. Also, the proposed automatic adjustment and Transition Index Factor was denied for lack of merit. NPC-SPUG failed to provide sufficient evidence to justify its proposed adjustment methodology.
13	2006-411 CC 2006-412 CC	Reynaldo de Guzman vs. Manila Electric Company (MERALCO)	<b>Reynaldo de Guzman</b>	<b>Decision dated January 24, 2011.</b> The ERC found Reynaldo de Guzman to have violated pertinent provisions of R.A. 7832, specifically having 2 tampered meters. Accordingly, he is liable to pay the computed differential billing for the 2 service meters' unregistered consumptions for the period November 2005 to May 2006 in the amount of PhP129,592.88 plus a 25% surcharge of his current bill.
14	2006-424 CC	Evelyn Labarda vs. Manila Electric Company (MERALCO)	<b>Evelyn Labarda</b>	<b>Decision dated September 20, 2010.</b> The ERC found complainant Ms. Evelyn Labarda to have violated the pertinent provisions of R.A. 7832, specifically a pulled out seal and a resistor was found connected in series with the current sensor. Accordingly, she was made liable to

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				pay the computed differential billing for the unregistered consumptions for the period 18 July 2004 to 12 May 2006 in the amount of PhP59,202.07 plus a 25% surcharge of her current bill.
15	2007-074 RC	In the Matter of the Application for the Approval of the Acquisition, Installation and Energization of one (1) unit 20 MVA Power Transformer as Replacement of the Overloaded 10 MVA Unit at Abucay Substation	<b>Leyte II Electric Cooperative, Inc. (LEYECO II)</b>	<b>Decision dated August 8, 2011.</b> The ERC approved the application filed by LEYECO II for the approval of the acquisition, installation and energization of one (1) unit 20 MVA power transformer as replacement of the overloaded 10 MVA unit at Abucay Substation. In this regard, LEYECO II was directed to pay a total permit fee of PhP158,025.00.
16	2007-325 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Failure to Implement Purchased Power Adjustment (PPA) Using Power Cost at "Net" of Discounts</i>	<b>Samar I Electric Cooperative, Inc. (SAMELCO I)</b>	<b>Decision dated January 17, 2011.</b> The ERC found and declared SAMELCO I to have committed the violation of failing to implement PPA using Power Cost at "net" of discounts and meted an initial fine in the amount of PhP148,800.00. SAMELCO I was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
17	2007-346 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Non-inclusion of Pilferage Recovery in PPA computation</i>	<b>Pampanga II Electric Cooperative, Inc. (PELCO II)</b>	<b>Decision dated July 6, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the 50% settlement offer of PELCO II of the total amount of imposable penalty for the non-inclusion of pilfergae recoveries in PPA computation, with an equivalent amount of PhP324,750.00. PELCO II was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
18	2007-350 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Non-inclusion of Pilferage Recovery in PPA computation</i>	<b>Tarlac I Electric Cooperative, Inc. (TARELCO I)</b>	<b>Decision dated April 4, 2011.</b> The ERC found TARELCO I to have committed the violation of not including the pilferage recoveries in the computation of its monthly Purchased Power Adjustment charges and meted an initial fine in the amount of PhP512,300.00. TARELCO I was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
19	2007-420 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Inclusion of Power Supply Contract Cost in the Retail Rates without Approval from the Commission</i>	<b>Benguet Electric Cooperative, Inc. (BENECO)</b>	<b>Decision dated June 7, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the 50% settlement offer of BENECO of the total imposable penalty for the inclusion of Power Supply Contract Cost in the Retail Rates without approval from the Commission, with an equivalent amount of PhP97,250.00. BENECO was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
20	2007-490 MC	In the Matter of the Application for Approval of the Sale of Subtransmission Lines/Assets within the Franchise Area of Mactan Electric Company, Inc. (MECO)	<b>National Transmission Corporation (TRANSCO)</b>	<b>Decision dated July 6, 2011.</b> The ERC approved the application filed by TRANSCO for the sale of the following subtransmission lines/assets to MECO: (1) Mactan Loadend S/S - GIS 69 kV Line; (2) TMX/STR #20 - MEPZ 1 Loadend S/S 69 kV Line; (3) Mactan Loadend S/S - MECO S/S #1 69 kV Line; (4) MECO S/S #1 - MECO S/S #3 69 kV Line; (5) GIS - MECO S/S #2 69 kV Line; (6) Mactan Loadend S/S - Muelle Osmeña 69 kV Line; (7) Mactan - PAF 13.8 kV Line; and (8) Mandaue - Mactan 69 kV Power Cable, with an agreed purchase price of PhP11,829,703.13. MECO was found to be qualified to take over the responsibility of operating, maintaining, upgrading and expanding said subtransmission assets and the ERC concluded that the purchase price was just and reasonable.
21	2008-041 RC	In the Matter of the Application for Approval of the Ancillary Services Procurement Agreement (ASPA) Between the National Transmission	<b>National Transmission Corporation (TRANSCO) and National Power Corporation (NPC)</b>	<b>Decision dated May 16, 2011.</b> The ERC approved the application filed by TRANSCO and NPC for the approval of the ASPA, subject to the formula and rates contained in the Decision. The ERC approved the following (in PhP/kW/hour): Capacity Fee of 5.6204, Energy Fee of 9.5040, and

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		Corporation (TRANSCO) and the National Power Corporation (NPC), with Prayer for Provisional Authority (PA)		Fuel rate of 0.264 liter/kWh at 33% load factor. Moreover, TRANSCO/NGCP is authorized to recover the cost relative to the ASPA for the period June 23, 2008 to June 23, 2009 as approved. The ERC directed TRANSCO/NGCP to submit its proposed recovery scheme, including monthly computation of the AS rates as its pass-on to its customers with supporting documents, to verify the amount considered in the computation, such as but not limited to: (1) NPC Payment invoice to lessee; (2) TRANSCO/NGCP's payment invoice to NPC; and (3) Total kWh generated by the generating set.
22	2008-045 RC	In the Matter of the Application for Authority to Collect Local Franchise Tax in the City of Malabon, with Prayer for Provisional Authority (PA)	<b>Manila Electric Company (MERALCO)</b>	<b>Decision dated January 17, 2011.</b> The ERC approved the authority to collect local franchise tax in the City of Malabon. Accordingly, the ERC directed MERALCO to implement a local franchise tax of 75% of 1% on its customers' bills based on its distribution revenues in the City of Malabon pursuant to Ordinance No. A04-2007, Series of 2007 promulgated by the Sangguniang Panlungsod of Malabon City starting the next billing cycle.
23	2008-060 RC	In the Matter of the Application for: (A) Extension of Power Purchase Agreement (PPA); and (B) the Approval of the Amended Electric Power Purchase Agreement (AEPPA) Entered into by and Between Tarlac Electric, Inc. (TEI) and Tarlac Power Corporation (TPC), with Prayer for Provisional Authority (PA)	<b>Tarlac Electric, Incorporated (TEI)</b>	<b>Decision dated April 11, 2011.</b> The ERC approved with modifications the application filed by TEI for the extension of the PPA and approval of the AEPPA it executed with TPC on February 19, 2009 (first supplemental agreements) and March 12, 2009 (second supplemental agreements). The modified base energy fee are as follows: (1) Base Capacity Rate - 230.36 (PhP/kW-month); (2) Energy Fee - 0.26 (Li/kWh); (3) Based Fixed O&M Rate - 169.95 (PhP/kW-month); and (4) Based Variable O&M Rate - 1.4295 (PhP/kWh). With the AEPPA with TPC, the ERC found that TEI will fulfill its obligation of securing the electricity needs within its franchise area. Further, TPC generation translates to the reduction of the load of the 100 MVA transformer at the Concepcion Substation, thus, mitigating or preventing the recurrence of power interruptions.
24	2008-061 RC	In the Matter of the Application of the National Transmission Corporation (TRANSCO) or its Concessionaire for the Approval of Force Majeure (FM) Event Regulated FM Pass-Through for Mindanao Tower Sabotage in accordance with the Transmission Wheeling Rate Guidelines (TWRG), with Prayer for Provisional Authority (PA)	<b>National Transmission Corporation (TRANSCO)</b>	<b>Decision dated July 6, 2011.</b> The ERC approved the application filed by TRANSCO for approval of FM Event regulated FM pass-through for Mindanao tower sabotage in accordance with the TWRG. The recoverable project cost (actual as of December 2008) of PhP27.5 Million is subject to asset valuation principles as approved by the ERC during the reset process for the Third Regulatory Period and other relevant issuances of the ERC. Also, TRANSCO was authorized to collect additional charges from its Mindanao Grid customers for 24 months in 2 consecutive periods in addition to its Maximum Allowable Revenue (MAR), in the amount of PhP0.4435/kW (1st Period) and PhP0.2765/kW (2nd Period). Accordingly, TRANSCO was directed to pay a permit fee in the amount of PhP206,368.00.
25	2008-066 RC	In the Matter of the Application for Approval of Connection Charges and Residual Subtransmission Charges for Calendar Year 2008 on the Excluded Services Covering the Existing Subtransmission Assets of the National Transmission Corporation (TRANSCO) and any Future	<b>National Transmission Corporation (TRANSCO)</b>	<b>Decision dated July 6, 2011.</b> The ERC approved with modification the application filed by TRANSCO for approval of connection charges and residual subtransmission charges for calendar year 2008 on the excluded services covering the existing subtransmission assets and any future concessionaire thereof. TRANSCO was directed to refund/collect, within a period of 6 months, the over or under recovery resulting from the difference between the provisional charges and the approved connection charges and residual subtransmission charges. Further, TRANSCO was also directed to implement the approved connection charges and re-

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		Concessionaire thereof, with Prayer for Provisional Authority		sidual subtransmission charges applicable for calendar year 2009 as their current charges. The ERC, after a thorough evaluation, found the instant application of TRANSCO to be consistent with the policies prescribed in the Transmission Wheeling Rates Guidelines (TWRG), Final Determination, Guidelines to the Sale and Transfer of the TRANSCO's Subtransmission Assets and the Franchising of Qualified Consortiums, and the formulae provided under the Revised OATS Rules on the computation of Connection and Residual Subtransmission Charges.
26	2008-073 CC	Engr. Leo Dy doing business under the name and style "AQUAFARM 2" vs. Agusan Del Norte Electric Cooperative, Inc. (ANECO)	<b>Engr. Leo Dy doing business under the name and style "AQUAFARM 2"</b>	<b>Decision dated September 27, 2010.</b> The ERC found ANECO to have violated the pertinent provisions of the Distribution Services and Open Access Rules (DSOAR) by installing a meter without the ERC seal. Also, the current transformers (CTs) installed by ANECO showed test results beyond the allowable limit of plus or minus 3% prescribed under the Philippine Grid and Distribution Codes (PGC & PDC) which resulted to inaccurate billings. Accordingly, ANECO was directed to immediately replace and relocate the metering facilities of AQUAFARM 2. Furthermore, a Show Cause Order will be issued to ANECO directing it to explain why it should not be held liable for fines and penalties for the installation of a meter and 2 CTs without the appropriate ERC seal. AQUAFARM 2 was directed to allow ANECO access to its premises in order to relocate and install the correct metering facilities. Failure of AQUAFARM 2 to comply shall be a ground for disconnection of its electric service. Lastly, AQUAFARM 2 was directed to pay ANECO the billing adjustment for 3 months prior to the filing of the complaint on May 20, 2008 and monthly bills from May 2008 up to the time of installation of the new metering facilities based on the lowest recorded monthly consumption under normal operating conditions within 3 months from installation of new metering facilities.
27	2009-001 MC	In the Matter of the Application for Approval of the Tacurong-Kalamansig 69 kV Line Project with Prayer for Provisional Authority (PA)	<b>National Transmission Corporation (TRANSCO, now the National Grid Corporation of the Philippines [NGCPI])</b>	<b>Decision dated January 17, 2011.</b> The ERC dismissed without prejudice the application filed by the TRANSCO, now NGCP, for the approval of the Tacurong-Kalamansig 69 kV Line Project due to failure to substantiate the proposed project as transmission asset. The ERC concluded that the proposed project is a subtransmission line for the following reasons: (1) It meets the technical and functional criteria of a subtransmission line established in Section 4 Rule 6 Part II of the IRR of the EPIRA; (2) TRANSCO, now the NGCP, has failed to justify the proposed project as a transmission line; and (3) The function of operating subtransmission lines is now the responsibility of DUs pursuant to Section 8 of the EPIRA.
28	2009-003 RC	In the Matter of the Application for the Approval of the Proposed Plant Heat Rates for Luzon, Visayas, and Mindanao Grids, with Prayer for Provisional Authority (PA)	<b>National Power Corporation (NPC)</b>	<b>Decision dated April 25, 2011.</b> The ERC approved with modification the application filed by NPC for the approval of the proposed plant Heat Rates for Luzon, Visayas, and Mindanao Grids subject to the following conditions: (1) The new Heat Rates of NPC for Luzon, Visayas and Mindanao contained in the Decision are the approved Heat Rates; (2) The methodology for the computation of Heat Rate shall be based on a degradation factor which is the average degradation factor of the last three (3) years using the previous four (4) year historical actual Heat Rate; (3) The Heating Values (HV) of coal shall be based on its corresponding Certificate of Analysis; (4) The recovery of fuel cost without generation should be part of the approved Heat rate cap/level; and (4) The total allowable fuel for recovery should be part of the Heat Rate level/cap.

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29	2009-021 RC  2009-058 RC  2011-008 RC	"In the Matter of the Adoption of the Generation Rate Adjustment Mechanism (4 <sup>th</sup> GRAM), with Prayer for Provisional Authority (PA)  In the Matter of the 5 <sup>th</sup> Application for the Approval of the Generation Rate Adjustment under the GRAM Rules, with Prayer for Provisional Authority (PA)  In the Matter of the 6 <sup>th</sup> Application for the Approval of the Generation Rate Adjustment under the GRAM Rules, with Prayer for Provisional Authority (PA)	<b>National Power Corporation-Small Power Utilities Group (NPC-SPUG)</b>	<b>Decision dated August 1, 2011.</b> The ERC approved with modification the application filed by NPC-SPUG for the approval of its generation rate adjustment under the GRAM. Using the applicable test period of January 2006 to December 2009, Carrying Charges were imposed on the allowable fuel costs to arrive at the allowable deferred accounting adjustment (DAA) of PhP7,277,211,431.42 on the basis of the projected energy sales of NPC-SPUG for the years 2011 2014. To mitigate the impact of the allowable GRAM DAA and pursuant to the GRAM Guidelines, the ERC deems it appropriate to allow NPC-SPUG to recover from the Universal Charge-Missionary Electrification (UC-ME) 50% of the PhP7,277,211,431.42, i.e., PhP3,638,605,715.71. The remaining PhP3,638,605,715.71 shall be recovered from the consumers within the SPUG Areas.
30	2009-033 RC  2009-059 RC  2011-007 RC	In the Matter of the Adoption of the Incremental Currency Exchange Rate Adjustment (4 <sup>th</sup> ICERA)  In the Matter of the Adoption of the Incremental Currency Exchange Rate Adjustment (5 <sup>th</sup> ICERA), with Prayer for Provisional Authority (PA)  In the Matter of the 6 <sup>th</sup> Application for the Recovery of the Incremental Costs on Foreign Currency Exchange Rate Fluctuations under the Incremental Currency Exchange Rate Adjustment (6 <sup>th</sup> ICERA), with Prayer for Provisional Authority (PA)	<b>National Power Corporation-Small Power Utilities Group (NPC-SPUG)</b>	<b>Decision dated August 1, 2011.</b> The ERC approved with modification the application filed by NPC-SPUG for the recovery of incremental costs on foreign currency exchange rate fluctuations under the ICERA. Using the applicable test period of January 2006 to December 2009, the carrying charges were imposed on the FOREX cost of PhP1,016,062,381.11 accruing during the said test period. The ERC used the projected energy sales of NPC-SPUG for the years 2011 to 2014 to reflect the most current data. To mitigate the impact of the allowable ICERA deferred accounting adjustment (DAA) and pursuant to the ICERA Guidelines, the ERC deems it appropriate to allow NPC-SPUG to recover from the Universal Charge-Missionary Electrification (UC-ME) 50% of the total amount of PhP1,016,062,381.11, i.e., PhP508,031,190.56. The remaining PhP508,031,190.56 shall be recovered from the consumers within the SPUG Areas.
31	2009-055 MC	In the Matter of the Application for Authority to Implement 2009 Major Capital Projects, with Prayer for Provisional Authority (PA)	<b>San Fernando Electric Light and Power Company, Inc. (SFELAPCO)</b>	<b>Decision dated December 6, 2010.</b> The ERC approved with modification the application filed by SFELAPCO for the approval of the following capital projects: (1) Upgrading of power transformer from 31.2 MVA to 40 MVA capacity of Magdalena Substation; (2) Installation of a new load end in the Baliti substation; (3) Relocation and upgrading of old 69 kV sub-transmission line; (4) Installation of a new feeder circuit breaker and accessories in the Lourdes Heights Substation; (5) Meter clustering; (6) Installation of new electrical distribution lines and metering equipment in the Northville 14 resettlement; (7) Meter Clustering; (8) Procurement of TOU meters and installation and replacement of power meters; and (9) Procurement of kWh meters for use by residential consumers, with a total project cost of PhP149,601,720.93.00. Accordingly, SFELAPCO was directed to remit to ERC the amount of PhP1,122,012.91 as permit fee. The projects aim to address present and future load growth, improve power quality and reliability, promote safety in the maintenance of distribution system, provide electrical distribution system and metering, provide power to the new location under the government resettlement program, and promote accuracy in the registration of consumers' power consumption.

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
32	2009-056 MC	In the Matter of the Petition for Dispute Resolution with Prayer for Issuance of Cease and Desist Order	<b>Private Electric Power Operators Association, Inc. (PEPOA) vs. National Grid Corporation of the Philippines (NGCP)</b>	<b>Decision dated July 4, 2011.</b> The ERC approved the revised Power Factor Adjustment (PFA) mechanism for the gradual removal of the Power Factor Discount (PFD). The ERC found that the outright removal of the PFD would have a significant impact on the transmission customers taking into account the capital expenditures they invested to improve their power factors. Thus, it is appropriate to devise a formula for the gradual removal of the power factor. Also, the proposal of NGCP to recover the amount of PFD granted to its customers as under-recovery in its 4th Regulatory Reset Application was denied by the ERC. Commencement of the removal of the PFD shall be on NGCP's December 26, 2011 to January 25, 2012 billing period.
33	2009-063 MC	In the Matter of the Application for Approval of a 3-year Capital Expenditure Projects of ORMECO for the Year 2009 to 2011, with Prayer for Provisional Authority (PA)	<b>Oriental Mindoro Electric Cooperative, Inc. (ORMECO)</b>	<b>Decision dated February 21, 2011.</b> The ERC approved with modification the application filed by ORMECO for authority to implement capital expenditure projects plan from 2009 to 2011, specifically the: (1) Pole or meter clustering, (2) Replacement of defective kWh meters, (3) Replacement of overloaded distribution transformers and installation of new units, (4) Refurbishment of Calapan substation, (5) Conversion of V-phase to three (3) phase line, (6) Installation of new substation at Victoria utilizing the available 3-0.833 MVA power transformer, (7) Repair of standby 5 MVA power transformer, (8) Construction of 69 kV subtransmission line, (9) Expansion of distribution lines, (10) Add-ons, and (11) Procurement of materials to rehabilitate equipment and upgrade service, with a total project cost of PhP123,708,701.00 as evaluated by the ERC. The projects will redound to the benefit of the consumers in terms of continuous, reliable, and efficient power supply. Accordingly, ORMECO was directed to remit to ERC the amount of PhP927,815.00 as permit fee. It was, however, found out that some of the projects were implemented without prior approval from the ERC. ORMECO was directed to: (1) Submit a progress report with an indication of any variance in the implementation of the projects and time schedule, (2) Conduct competitive bidding for the purchase of major materials in the implementation of the proposed projects, and (3) File an application for the approval of its authority to secure loans.
34	2009-069 MC	In the Matter of the Application for Approval of Capital Expenditure Program for the Year 2009 to 2013, with Prayer for Provisional Authority (PA)	<b>South Cotabato II Electric Cooperative, Incorporated (SOCOTECO II)</b>	<b>Decision dated May 2, 2011.</b> The ERC approved with modification the application filed by SOCOTECO II for approval of its Capital Expenditure Program for the year 2009 to 2013, which includes the following: installation of substations and voltage regulators; rehabilitation of equipment; acquisition of subtransmission line; construction and installation of lines and Supervisory Control and Data Acquisition (SCADA); and procurement of equipment, softwares and vehicle among others, with a total revised project cost of PhP589,144,308.00. The projects aim to address the increasing load and power needs of the customers, provide reliable, environmentally acceptable service at reasonable cost, improve power quality, ensure public protection and safety, and enhance system operation and reliability. Accordingly, SOCOTECO II was directed to remit to ERC the amount of PhP4,418,582.00 as permit fee.
35	2009-078 RC	In the Matter of the Petition for Approval of the Power Supply Agreement between Visayan Electric Company, Incorporated and Apo	<b>Visayan Electric Company, Incorporated (VECO) and Apo Cement Corporation (APOCEMCO)</b>	<b>Decision dated November 15, 2010.</b> The ERC approved with modification the petition filed by VECO and APOCEMCO for approval of their Power Supply Agreement (PSA). The approved rate at 10 MW Contracted Capacity is PhP2,232,812.52/month while the Capacity Fee for addi-



<b>No</b>	<b>ERC CASE NUMBER</b>	<b>CASE TITLE</b>	<b>APPLICANT</b>	<b>DECISION</b>
		Cement Corporation, with Prayer for Provisional Authority (PA)		tional electric power in excess of 10 MW contract capacity is PhP0.9303/kWh. The Energy Fee shall be a pass-through cost limited to the guaranteed fuel and lube consumption rate or actual, whichever is lower. Lastly, the component of the Energy Fee in the rate of PhP0.2746/kWh pertaining to Variable Wartsila Operating & Maintenance (O&M) shall be subject to foreign exchange adjustment with August 2009 base foreign exchange rate of PhP67.81 per Euro.
36	2009-080 RC	In the Matter for the Application for Approval of an Adjustment in Rates under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Bohol II Electric Cooperative, Inc. (BOHECO II)</b>	<b>Decision dated May 16, 2011.</b> The ERC made permanent the provisional authority granted to BOHECO II on January 11, 2010. The ERC calculated the differential billing of BOHECO II and ordered the net amount of PhP337,388.00 to be collected from its end-users starting July 2011 until December 2011. The said amount corresponds to the difference between its existing rates and the transition rates for January 2010 billing which is equivalent to an average rate of PhP0.0524/kWh. Accordingly, BOHECO II was directed to adopt the Final transition Rates schedule to be implemented effective its January 2010 to December 2012 billing periods.
37	2009-083 MC	In the Matter of the Application for Approval of the Implementation of the Transmission Projects Associated with the 3 x 82 MW Thermal Power Plant of Cebu Energy Development Corporation, Including Replacement Works for the Naga-Sigpit Tower NS-38 Line, with Prayer for Provisional Authority (PA)	<b>National Grid Corporation of the Philippines (NGCP) and Cebu Energy Development Corporation (CEDC)</b>	<b>Decision dated December 1, 2010.</b> The ERC approved the joint application filed by NGCP and CEDC for the approval of the implementation of the transmission projects associated with 3 x 82 MW thermal power plant of CEDC. The approval is subject to the condition that the proposed projects will be further optimized based on its actual use during the reset process for the next regulatory period following the procedures stated in the "Rules for Transmission Wheeling Rates (RTWR)" and other relevant issuances of the ERC. In view of the said approval, the NGCP was directed to pay the amount of PhP208,403.31 as permit fee.
38	2009-083 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Samar II Electric Cooperative, Inc. (SAMELCO II)</b>	<b>Decision dated January 17, 2011.</b> The ERC made permanent the provisional authority granted to SAMELCO II on January 11, 2010, on the adjustment in rates under RSEC-WR. The Final Transition Rate Schedule, as approved, will benefit SAMELCO II's consumers in terms of a more reliable, efficient and quality electric service. The implementation period of the said rates schedule is from January 2010 to December 2012 billing periods.
39	2009-084 MC	In the Matter of the Application for Authority to Secure a One Hundred Million Peso (PhP100,000,000.00) Loan with the Bank of the Philippine Island and/or China Banking Corporation, with Prayer for Provisional Authority (PA)	<b>San Fernando Electric Light and Power Company, Inc. (SFELAPCO)</b>	<b>Decision dated July 6, 2011.</b> The ERC approved the application filed by SFELAPCO for the authority to secure a PhP100,000,000.00 loan with Bank of the Philippine Islands (BPI) or China Banking Corporation (CBC) to finance the implementation of its capital projects. The approval was subject to the following conditions: (A) The proceeds of the loan shall not be used, even temporarily for any purpose other than the approved capital project expenditure; (B) The proceeds of the loan and the corresponding capital expenditures shall be recorded in a separate book; (C) The interest of the loan shall not be utilized or charged to fixed asset procured from the proceeds of the loan; (D) SFELAPCO is directed to submit annually a progress report of the projects funded from the proceeds of the loan after the date of the Decision until the loan has been fully paid; and (E) SFELAPCO should ensure that the contracting and procurement of the equipment, assets and services have been subjected to transparent and accepted industry procurement and purchasing practices to protect public interest.

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
40	2009-084 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Siargao Electric Cooperative, Incorporated (SIARELCO)</b>	<b>Decision dated October 4, 2010.</b> The ERC made permanent the provisional authority granted to SIARELCO on January 11, 2010, on the adjustment in rates under the RSEC-WR. The Final Transition Rate Schedule, as approved, will benefit SIARELCO's consumers in terms of a more reliable, efficient and quality electric service. The implementation period of the said rates schedule is from January 2010 to December 2012 billing periods.
41	2009-085 RC	In the Matter for the Application for Approval of an Adjustment in Rates under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Quezon II Electric Cooperative, Inc. (QUEZELCO II)</b>	<b>Decision dated July 25, 2011.</b> The ERC made permanent the provisional authority granted to QUEZELCO II on January 11, 2010. The ERC calculated the differential billing of QUEZELCO II and ordered the net amount of PhP1,243,342.00 to be collected from its end-users starting April 2011 until December 2011. The said amount corresponds to the difference between its existing rates and the transition rates for January 2010 billing which is equivalent to an average rate of PhP0.0909/kWh. Accordingly, QUEZELCO II was directed to adopt the Final Transition Rate schedule to be implemented effective its January 2010 to December 2012 billing periods.
42	2009-087 RC	In the Matter of the Application for the Approval of the Agreement for the Supply of the Electricity and Contract for Electric Service Entered Into By MERALCO with NPC SPUG-Luzon and NPC SPUG-MQNL Authority to Retire the Balagtas Substation Located at Morong, Province of Rizal, the Gaya-Gaya Substation Located at San Jose Del Monte, Province of Bulacan and the Mauban Substation Located at Mauban, province of Quezon, and to Withdraw from the Service Certain Equipment and Machinery Installed in the Said Substations, with Prayer for Provisional Authority (PA)	<b>Manila Electric Company (MERALCO)</b>	<b>Decision dated May 16, 2011.</b> The ERC approved the application filed by MERALCO for the approval of its Agreement for the Supply of Electricity and contract for Electric Service with the NPC-SPUG Marinduque, Quezon, and Northern Luzon (MQNL) pursuant to Resolution No. 9, Series of 2009. Accordingly, MERALCO was authorized to collect rates approved for NPC-SPUG Luzon and NPC-SPUG - MQNL effective immediately.
43	2009-091 MC	In the Matter of the Petition for Dispute Resolution Pursuant to the Guidelines to the Sale and Transfer of National Transmission Corporation's Subtransmission Assets and Franchising of Qualified Consortiums	<b>Iligan light and Power, Inc. (ILPI) vs. National Transmission Corporation (TRANSCO)</b>	<b>Decision dated December 15, 2010.</b> The ERC directed TRANSCO and ILPI to resolve their pending impasse in accordance with the disposition contained in the Decision and submit their signed contract if the parties are able to come to an agreement. The impasse specifically involved ILPI's apprehension over the Right of Way (ROW).
44	2009-094 MC	In the Matter of the Application for Authority to Secure Loan from the National Electrification Administration (NEA), with Prayer for Provisional Authority (PA)	<b>Dinagat Island Electric Cooperative, Inc. (DIELCO)</b>	<b>Decision dated August 1, 2011.</b> The ERC approved the application filed by DIELCO for authority to secure PhP7,688,156.04 loan with the NEA to finance the implementation of its major capital projects for the years 2009 to 2011. It was resolved that if the major capital projects will not be implemented, DIELCO's net loss is likely to increase for the years to come and it may experience low returns on assets and equities. With the implementation of the projects, improved and better services will be achieved.

<b>No</b>	<b>ERC CASE NUMBER</b>	<b>CASE TITLE</b>	<b>APPLICANT</b>	<b>DECISION</b>
45	2009-106 MC	In the Matter of the Application for the Approval of the Sale of Various Subtransmission Lines/Assets of the National Transmission Corporation (TRANSCO) to Cotabato Light and Power Company (CLPC), as covered by a Contract to Sell	<b>National Transmission Corporation (TRANSCO) and Cotabato Light and Power Company (CLPC)</b>	<b>Decision dated December 1, 2010.</b> The ERC disapproved the joint application filed by TRANSCO and CLPC for approval of the sale of various subtransmission lines/assets of TRANSCO within the franchise area of CLPC, as covered by a contract to sell. The subject asset for sale, the Cotabato-Simuay 69 kV line, is in close proximity to CLPC's retail customers. However, it is not primarily radial in character. Also, since power can be sourced out either from the Tacurong and Nuling Substations, it rarely flows out from the subject line. It was also technically determined that the concentration of power in the Tacurong Substation may be transmitted to and from the Nuling Substation. Thus, power consumption may only be in a comparatively restricted geographical area.
46	2009-110 MC	In the Matter of the Application for Approval of Capital Projects in Accordance with the Provisions of R.A. 9136 and the Guidelines to Govern the Submission, Evaluation, and Approval of Electric Capital Projects, with Prayer for Provisional Authority (PA)	<b>Misamis Occidental I Electric Cooperative, Inc. (MOELCI I)</b>	<b>Decision dated January 24, 2011.</b> The ERC approved with modification the application filed by MOELCI I for the for the approval of the following capital projects: (1) Construction of a dedicated line; (2) Installation of three (3) units of 50 kVAR switch capacitor; (3) Replacement of old or aged and polychlorinated biphenyls (PCB) type distribution transformer; (4) Construction of Bunawan Substation; (5) Replacement of old and obsolete kilowatt-hour (kWh) meters; (6) Replacement of rotten poles; (7) Acquisition of logistics, installation of a radio tower and communications station; (8) Site development of the Villaflo Substation; and (9) Procurement of Aluminum Concrete Steel reinforced Wires (ACSR) wires, with a total project cost of PhP167,730,202.00. The projects will redound to the benefit of the consumers in terms of continuous, reliable, and efficient power supply. Accordingly, MOELCI I was directed to remit to ERC the amount of PhP1,257,976.00 as permit fee.
47	2009-110 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Northern Samar Electric Cooperative, Incorporated (NORSAMELCO)</b>	<b>Decision dated January 10, 2011.</b> The ERC made permanent the provisional authority granted to NORSAMELCO on January 11, 2010, on the adjustment in rates under the RSEC-WR. The Final Rate Transition Rates Schedule as approved will benefit NORSAMELCO's consumers in terms of a more reliable, efficient and quality electric service. The implementation period of the said rates schedule is from January 2010 to December 2012 billing periods.
48	2009-111 MC	In the Matter of the Application for Approval of Capital Projects in Accordance with the Provisions of R.A. 9136 and the Guidelines to Govern the Submission, Evaluation, and Approval of Electric Capital Projects, with Prayer for Provisional Authority (PA)	<b>Camiguin Electric Cooperative (CAMELCO)</b>	<b>Decision dated December 15, 2010.</b> The ERC approved with modification the application filed by CAMELCO for the approval of the following capital projects: (1) Procurement of Kilowatt-hour (kWhr) Meters; (2) Procurement of tools and equipment for logistics, and motor vehicles; (3) Construction of Three (3) Phase line parallel to the existing backbone line and procurement of recloser and capacitor; (4) Procurement, installation, and correction of loose connections; (5) Upgrading of conventional type protection fused and cut-outs installed in the lateral lines; (6) Installation of distribution transformers; (7) Replacement of Dilapidated and rotten wooden poles with steel poles; (8) Procurement of a software for non-technical loss reduction; (9) Streetlight kilowatt-hour metering; (10) Easement of right-of-way clearance; (11) Preventive maintenance of substation; and (12) Acquisition of a 69kV subtransmission assets, with a total project cost of PhP68,689,546.00. The projects will redound to the benefit of the consumers in terms of continuous, reliable, and efficient power supply. Accordingly, CAMELCO was directed to remit to ERC the amount of PhP934,242.00 as permit fee.

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
49	2009-112 MC	In the Matter of the Application for Approval of the Capital Projects in Accordance with the Provisions of R.A. No. 9136 and the Guidelines to Govern the Submission, Evaluation and Approval of Electric Capital Projects, with Prayer for Provisional Authority (PA)	<b>Davao Oriental Electric Cooperative, Inc. (DORECO)</b>	<b>Decision dated June 21, 2011.</b> The ERC approved the application filed by DORECO for the approval of its capital projects, which includes the following: acquisition of subtransmission line; procurement of power circuit breaker, kilowatt-hour meters, and distribution transformers; upgrading of distribution systems; and procurement of vehicle and monitoring equipment, with a total project cost of PhP219,487,187.08. The projects aim to improve system reliability and provision for sustainable energy service, provide protection against damage to power transformer due to power fault occurrence, promote accuracy in the meter registration of energy sales, address load growth and improve distribution system, improve the quality of service to its consumers, and increase efficiency in operations. Accordingly, DORECO was directed to pay the amount of PhP1,646,153.90 as permit fee.
50	2009-113 MC	In the Matter of the Application for Approval of Capital Expenditure Projects in Accordance with the Provisions of R.A. No. 9136 and the Guidelines to Govern the Submission, Evaluation and Approval of Electric Capital Projects, with Prayer for Provisional Authority (PA)	<b>Bukidnon Second Electric Cooperative, Inc. (BUSECO)</b>	<b>Decision dated December 15, 2010.</b> The ERC approved with modification the application filed by BUSECO for the approval of the following capital projects: (1) Installation of one (1) 10 MVA substation and construction of a 25 km 69 kV line; (2) Installation of one (1) 5 MVA substation and construction of 69 kV double circuit line; (3) Relocation of one (1) MVA transformer; (4) Relocation of one (1) 10 MVA transformer and construction of 69 kV line; (5) Procurement of kWh meters and replacement, calibration, and correction of installed kWh meters; (6) Extension and construction of new distribution lines; (7) Reconductoring of existing backbone lines from Aluminum Concrete Steel Reinforced (ACSR) 2/0 to 4/0; (8) Rehabilitation of over-extended secondary lines; (9) Procurement of concrete poles of various sizes and acquisition of safety equipment and logistical support; (10) Primary metering for 53 industrial customers; (11) Procurement and installation of reclosers and cut-out arresters in the distribution system; (12) Procurement of new transformers of various sizes and ratings and their installation in areas within the franchise area; (13) Logistics and other support; (14) replacement, calibration, and correction of installed meters; (15) Installation and replacement of capacitor banks; (16) Acquisition of 69 kV sub-transmission line; (17) Procurement and installation of one (1) 10 MVA power transformer (Emergency Capital Expenditure Project), with a total project cost of PhP580,021,966.00. The projects aim to improve power quality and system reliability, address load growth, and reduce system loss which will redound to the benefit of BUSECO's consumers in terms of continuous, reliable and efficient power supply.  Accordingly, BUSECO was directed to remit to ERC the amount of PhP4,350,165.00 as permit fee.
51	2009-115 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Nueva Ecija II-Area II Electric Cooperative, Incorporated (NEECO II-Area II)</b>	<b>Decision dated January 10, 2011.</b> The ERC made permanent the provisional authority granted to NEECO II-Area II on January 11, 2010, on the adjustment in rates under RSEC-WR. The Final Transition Rate Schedule as approved will benefit NEECO II – Area II's consumers in terms of a more reliable, efficient and quality electric service. The implementation period of the said rate schedule is from January 2010 to December 2012 billing periods.

<b>No</b>	<b>ERC CASE NUMBER</b>	<b>CASE TITLE</b>	<b>APPLICANT</b>	<b>DECISION</b>
52	2009-116 MC	In the Matter of the Application for Approval of Proposed Electric Capital Projects for the Year 2009 to 2013 and Authority to Secure Loan from the National Electrification Administration (NEA)	<b>Surigao del Sur I Electric Cooperative, Incorporated (SURSECO I)</b>	<b>Decision dated July 25, 2011.</b> The ERC approved the application filed by SURSECO I for the approval of its proposed electric capital project for the year 2009 to 2013, which includes the following: repair and installation of power transformers; conversion and upgrading of phase lines; procurement of equipment; and acquisition of subtransmission line among others, with a total project cost of PhP124,110,121.96. The projects aim to address load growth and power demand, improve overall technical loss of the distribution feeders, and improve power quality. Accordingly, SURSECO I was directed to remit to ERC the amount of PhP930,825.91 as permit fee. Lastly, after finding that SURSECO I's financial condition to be stable and capable to implement proposed projects, ERC approved the application of SURSECO I for authority to secure loan from the NEA in the amount of PhP94,446,390.00.
53	2009-116 RC	In the Matter for the Application for Approval of an Adjustment in Rates under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Batangas I Electric Cooperative, Incorporated (BATELEC I)</b>	<b>Decision dated February 28, 2011.</b> The ERC made permanent the provisional authority granted to BATELEC I on January 11, 2010. The ERC calculated the differential billing of BATELEC I and ordered the net amount of PhP11,943,963.00 to be collected from its end-users starting April 2011 until December 2011. The said amount corresponds to the difference between its existing rates and the transition rates (MCC only) for January 2010 to March 2010 billing which is equivalent to an average rate of PhP0.0242/kWh. Accordingly, BATELEC I was directed to adopt the Final Transition Rate Schedule to be implemented effective its January 2010 to December 2012 billing periods.
54	2009-118 MC	In the Matter of the Application for Authority to Retire the Balagtas Substation Located at Morong, Province of Rizal, the Gaya-Gaya Substation Located at San Jose Del Monte, Province of Bulacan and the Mauban Substation Located Certain Equipment and Machinery Installed in the Said Substations, with Prayer for Provisional Authority (PA)	<b>Manila Electric Company (MERALCO)</b>	<b>Decision dated March 8, 2010.</b> The ERC approved the application filed by MERALCO for authority to retire the Morong Substation at Morong, Rizal, Gaya-Gaya Substation at San Jose Del Monte, Bulacan and the Mauban Substation at Mauban, Quezon, and to withdraw from the service certain equipment and machinery installed in the said substations and retired feeders. Further, the total cost of the retired assets amounting to PhP23,201,172.21 shall be removed from its Regulatory Asset Base (RAB) and subject to adjustment and optimization during reset process for the third (3rd) Regulatory Period in accordance with the "Rules for Setting Distribution Wheeling Rates (RDWR)" and other pertinent issuances of the ERC.
55	2009-118 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Tarlac II Electric Cooperative, Inc. (TARELCO II)</b>	<b>Decision dated January 10, 2011.</b> The ERC made permanent the provisional authority granted to TARELCO II on the adjustment of rates under the RSEC-WR. The ERC found the application to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation period of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.
56	2009-119 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Iloilo II Electric Cooperative, Incorporated (ILECO II)</b>	<b>Decision dated January 10, 2011.</b> The ERC made permanent the provisional authority granted to ILECO II on the adjustment of rates under the RSEC-WR. The ERC found the applications to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation period of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
57	2009-120 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Zamboanga del Norte Electric Cooperative, Incorporated (ZANECO)</b>	<b>Decision dated September 27, 2010.</b> The ERC made permanent the provisional authority granted to ZANECO on the adjustment of rates under the RSEC-WR. The ERC found the application to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation period of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.
58	2009-121 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Zamboanga del Sur II Electric Cooperative, Inc. (ZAMSURECO II)</b>	<b>Decision dated September 27, 2010.</b> The ERC made permanent the provisional authority granted to ZAMSURECO II on the adjustment of rates under the RSEC-WR. The ERC found the application to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.
59	2009-122 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Antique Electric Cooperative, Inc. (ANTECO)</b>	<b>Decision dated September 6, 2010.</b> The ERC made permanent the provisional authority granted to ANTECO on the adjustment of rates under the RSEC-WR. The ERC found the application to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation period of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.
60	2009-123 RC	In the Matter for the Application for Approval of an Adjustment in Rates under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Sorsogon I Electric Cooperative, Inc. (SORECO I)</b>	<b>Decision dated July 25, 2011.</b> The ERC made permanent the provisional authority granted to SORECO I on January 11, 2010. The ERC calculated the differential billing of SORECO I and ordered the net amount of PhP1,020,554.00 to be collected from its end-users starting August 2011 until December 2011. The said amount corresponds to the difference between its existing rates and the transition rates for January 2010 billing which is equivalent to an average rate of PhP0.0886/kWh. Accordingly, SORECO I was directed to adopt the Final Transition Rate Schedule to be implemented effective its January 2010 to December 2012 billing periods.
61	2009-124 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Agusan del Sur Electric Cooperative, Incorporated (ASELCO)</b>	<b>Decision dated October 4, 2010.</b> The ERC made permanent the provisional authority granted to ASELCO on the adjustment of rates under the RSEC-WR. The ERC found the application to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.
62	2009-125 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>V-M-C Rural Electric Service Cooperative, Inc. (VRESKO)</b>	<b>Decision dated September 27, 2010.</b> The ERC made permanent the provisional authority granted to VRESKO on the adjustment of rates under the RSEC-WR. The ERC found the application to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.
63	2009-126 RC	In the Matter for the Application for Approval of an Adjustment in Rates under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Zambales II Electric Cooperative, Inc. (ZAMECO II)</b>	<b>Decision dated March 21, 2011.</b> The ERC made permanent the provisional authority granted to ZAMECO II on January 25, 2010. ZAMECO II was directed to adopt the provisionally-approved Revised Rate Schedule starting its January 2010 billing period. ZAMECO II was able to implement it on its February 2010 billing period. ZAMECO II waived its right to collect the adjustment for its January 2010 billing in favor of the member-consumers. Accordingly, ZAMECO II was directed to adopt the Final Transition Rate Schedule to be implemented effective its January 2010 to December 2012 billing periods.

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
64	2009-127 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Sultan Kudarat Electric Cooperative, Incorporated (SUKELCO)</b>	<b>Decision dated September 27, 2010.</b> The ERC made permanent the provisional authority granted to SUKELCO on the adjustment of rates under the RSEC-WR. The ERC found the application to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.
65	2009-128 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Ilocos Norte Electric Cooperative, Inc. (INEC)</b>	<b>Decision dated October 12, 2010.</b> The ERC made permanent the provisional authority granted to INEC on the adjustment of rates under the RSEC-WR. The ERC found the application to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation period of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.
66	2009-130 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Guimaras Electric Cooperative, Incorporated (GUIMELCO)</b>	<b>Decision dated September 6, 2010.</b> The ERC approved the adjustment in rates filed by GUIMELCO under the RSEC-WR. The ERC found the applications to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation period of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.
67	2009-131 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Misamis Occidental II Electric Cooperative, Inc. (MOELCI II)</b>	<b>Decision dated November 8, 2010.</b> The ERC made permanent the provisional authority granted to MOELCI II on January 11, 2010, on the adjustment in rates under RSEC-WR. The Final Transition Rate Schedule as approved will benefit MOELCI II's consumers in terms of a more reliable, efficient and quality electric service. The implementation period of the said rates schedule is from January 2010 to December 2012 billing periods.
68	2009-132 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Negros Oriental I Electric Cooperative, Incorporated (NORECO I)</b>	<b>Decision dated October 18, 2010.</b> The ERC made permanent the provisional authority granted to NORECO I on January 11, 2010, on the adjustment in rates under the RSEC-WR. The Final Transition Rate Schedule as approved will benefit NORECO I's consumers in terms of a more reliable, efficient and quality electric service. The implementation period of the said rates schedule is from January 2010 to December 2012 billing periods.
69	2009-133 RC	In the Matter for the Application for Approval of an Adjustment in Rates under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Don Orestes Romuladez Electric Cooperative, Incorporated (DORELCO)</b>	<b>Decision dated February 28, 2011.</b> The ERC made permanent the provisional authority granted to DORELCO on January 11, 2010. The ERC calculated the differential billing of DORELCO and ordered the net amount of PhP5,514,891.00 to be collected from its end-users starting August 2011 until December 2011. The said amount corresponds to the difference between its existing rates and the transition rates for January 2010 billing which is equivalent to an average rate of PhP0.1494/kWh. Accordingly, DORELCO was directed to adopt the Final Transition Rates schedule to be implemented effective its January 2010 to December 2012 billing periods.
70	2009-134 RC	In the Matter for the Application for Approval of an Adjustment in Rates under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Camarines Sur III Electric Cooperative, Inc. (CASURECO III)</b>	<b>Decision dated May 16, 2011.</b> The ERC made permanent with modification the provisional authority granted to CASURECO III on January 25, 2010. The ERC calculated the differential billing of CASURECO III and ordered the net amount of PhP8,597,762.00 to be collected from its end-users starting July 2011 until December 2011. The said amount corresponds to the difference between its existing rates and the transition rates for January 2010 to March 2010 billing which is equivalent

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
				to an average rate of PhP0.3178/kWh. Upon review of the rates provisionally granted to CASURECO III, the Commission noted the following: (1) Start of Transition: January 2010 (Low Voltage) - (a) The Distribution System Charge for Lower Voltage-Commercial consumers for the transition period January 2010 to December 2010 should be PhP0.8996/kWh instead of PhP0.996/kWh; (b) Under the Supply Charge for Low Voltage-Irrigation Consumers for the transition period January 2010 to December 2010, the Retail customer Charge for Irrigation customers should be PhP11.35/cust/month instead of PhP11.36/cust/month while the Supply System Charge should be PhP0.0093/kWh; and (c) Under the Metering Charge for Low Voltage-Irrigation Consumers, the Irrigation Consumers should have a Metering System charge of PhP0.0620/kWh and the Retail Customer charge should be PhP9.97/meter/month instead of PhP10.0300/meter/month. (2) End of Year 1: January 2011 (Low Voltage) - (a) under the Supply Charges, a Supply System Charge of PhP0.0046 kWh for irrigation customer should be included; and (b) Under the Metering Charges, the retail Customer Charge of PhP19.97/meter/month while the Metering charge should be PhP0.0310/kWh. Accordingly, CASURECO III was directed to adopt the Final transition Rates schedule to be implemented effective its January 2010 to December 2012 billing periods.
71	2009-135 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Iloilo I Electric Cooperative, Incorporated (ILECO I)</b>	<b>Decision dated November 8, 2010.</b> The ERC made permanent the provisional authority granted to ILECO I on January 11, 2010, on the adjustment in rates under the RSEC-WR. The Final Transition Rates Schedule as approved will benefit ILECO I's consumers in terms of a more reliable, efficient and quality electric service. The implementation period of the said rates schedule is from January 2010 to December 2012 billing periods.
72	2009-136 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Southern Leyte Electric Cooperative, Inc. (SOLECO)</b>	<b>Decision dated March 14, 2011.</b> The ERC granted with modification the original and amended application filed by SOLECO for approval of an adjustment in rates under the RSEC-WR. The Final Transition Rates Schedule as approved will benefit SOLECO's consumers in terms of a more reliable, efficient and quality electric service. The implementation period of the said rates schedule is from January 2010 to December 2012 billing periods. Further, the ERC directed SOLECO to refund to its customers, who were previously charged with the Commercial and Public Building rates under the Higher Voltage customer class, the amount of PhP0.2433/kWh and PhP0.2198/kWh, respectively, from April 2011 to December 2011.
73	2009-137 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Davao del Sur Electric Cooperative, Inc. (DASURECO)</b>	<b>Decision dated November 22, 2010.</b> The ERC made permanent the provisional authority granted to DASURECO on the adjustment of rates under the RSEC-WR. The ERC found the application to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.



<b>No</b>	<b>ERC CASE NUMBER</b>	<b>CASE TITLE</b>	<b>APPLICANT</b>	<b>DECISION</b>
74	2009-139 RC	In the Matter for the Application for Approval of an Adjustment in Rates under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Iloilo III Electric Cooperative, Inc. (ILECO III)</b>	<b>Decision dated May 16, 2011.</b> The ERC made permanent the provisional authority granted to ILECO III on January 25, 2010. The ERC calculated the differential billing of ILECO III and ordered the net amount of PhP2,318,908.00 to be collected from its end-users starting July 2011 until December 2011. The said amount corresponds to the difference between its existing rates and the transition rates for January 2010 billing which is equivalent to an average rate of PhP0.0927/kWh. Accordingly, ILECO III was directed to adopt the Final Transition Rate Schedule to be implemented effective its January 2010 to December 2012 billing periods.
75	2009-142 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>South Cotabato I Electric Cooperative, Incorporated (SOCOTECO I)</b>	Decision dated September 27, 2010. The ERC made permanent the provisional authority granted to SOCOTECO I on the adjustment of rates under the RSEC-WR. The ERC found the application to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation of the Final Transition Rate Schedule is from January 2010 to December 2012 billing periods.
76	2009-145 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Misamis Occidental I Electric Cooperative, Inc. (MOELCI I)</b>	<b>Decision dated January 17, 2011.</b> The ERC made permanent the provisional authority granted to MOELCI I on January 11, 2010, on the adjustment in rates under the RSEC-WR. The Final Transition Rate Schedule as approved will benefit MOELCI I's consumers in terms of a more reliable, efficient and quality electric service. The implementation period of the said rate schedule is from January 2010 to December 2012 billing periods.
77	2009-146 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Lanao del Norte Electric Cooperative, Inc. (LANECO)</b>	<b>Decision dated November 22, 2010.</b> The ERC made permanent the provisional authority granted to LANECO on January 11, 2010, on the adjustment in rates under the RSEC-WR. The Final Transition Rate Schedule as approved will benefit LANECO's consumers in terms of a more reliable, efficient and quality electric service. The implementation period of the said rate schedule is from January 2010 to December 2012 billing periods.
78	2009-147 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Leyte V Electric Cooperative, Incorporated (LEYECO V)</b>	<b>Decision dated November 8, 2010.</b> The ERC made permanent the provisional authority granted to LEYECO V on January 11, 2010, on the adjustment in rates under the RSEC-WR. The Final Transition Rate Schedule as approved will benefit LEYECO V's consumers in terms of a more reliable, efficient and quality electric service. The implementation period of the said rate schedule is from January 2010 to December 2012 billing periods.
79	2009-148 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Central Pangasinan Electric Cooperative, Inc. (CENPELCO)</b>	<b>Decision dated November 8, 2010.</b> The ERC made permanent the provisional authority granted to CENPELCO on January 11, 2010, on the adjustment in rates under the RSEC-WR. The Final Transition Rate Schedule as approved will benefit CENPELCO's consumers in terms of a more reliable, efficient and quality electric service. The implementation period of the said rate schedule is from January 2010 to December 2012 billing periods.

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
80	2009-151 RC	In the Matter of the Applications for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Leyte IV Electric Cooperative, Inc. (LEYECO IV)</b>	<b>Decision dated October 18, 2010.</b> The ERC made permanent the provisional authority granted to LEYECO IV on January 11, 2010, on the adjustment in rates under the RSEC-WR. The ERC found the applications to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation period of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.
81	2009-152 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Ifugao Electric Cooperative, Incorporated (IFELCO)</b>	<b>Decision dated November 8, 2010.</b> The ERC made permanent with modification the provisional authority granted to IFELCO on January 11, 2010, on the adjustment in rates under RSEC-WR. The Final Rate Transition Rates Schedule as approved will benefit IFELCO's consumers in terms of a more reliable, efficient and quality electric service. The implementation period of the said rates schedule is from January 2010 to December 2012 billing periods.
82	2009-153 RC	In the Matter of the Application for Approval of Connection Charges and Residual Subtransmission Charges for Calendar Year 2009 on the Excluded Services Covering the Existing Subtransmission Assets of the National Grid Corporation of the Philippines (NGCP), with Prayer for Provisional Authority (PA)	<b>National Grid Corporation of the Philippines (NGCP)</b>	<b>Decision dated July 6, 2011.</b> The ERC approved with modification the application filed by NGCP for approval of connection charges and residual subtransmission charges for calendar year 2008 on the excluded services covering the existing subtransmission assets and any future concessionaire thereof. NGCP was directed to refund/collect, within a period of 6 months, the over or under recovery resulting from the difference between the provisional charges and the approved connection charges and residual subtransmission charges. Further, NGCP was also directed to implement the approved connection charges and residual subtransmission charges applicable for calendar year 2009 as their current charges. The ERC, after a thorough evaluation, found the instant application of NGCP to be consistent with the policies prescribed in the Transmission Wheeling Rates Guidelines (TWRG), Final Determination, Guidelines to the Sale and Transfer of the TRANSCO's Subtransmission Assets and the Franchising of Qualified Consortiums, and the formulae provided under the Revised OATS Rules on the computation of Connection and Residual Subtransmission Charges.
83	2009-154 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Surigao del Sur II Electric Cooperative, Incorporated (SURSECO II)</b>	<b>Decision dated October 4, 2010.</b> The ERC made permanent the provisional authority granted to SURSECO II on the adjustment of rates under the RSEC-WR. The ERC found the application to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.
84	2009-155 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Davao Oriental Electric Cooperative, Inc. (DORECO)</b>	<b>Decision dated October 18, 2010.</b> The ERC made permanent the provisional authority granted to DORECO on the adjustment of rates under the RSEC-WR. The ERC found the applications to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation period of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.
85	2009-156 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Camarines Norte Electric Cooperative, Incorporated (CANORECO)</b>	<b>Decision dated October 4, 2010.</b> The ERC made permanent the provisional authority granted to CANORECO on the adjustment of rates under the RSEC-WR. The ERC found the applications to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation period of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.

<b>No</b>	<b>ERC CASE NUMBER</b>	<b>CASE TITLE</b>	<b>APPLICANT</b>	<b>DECISION</b>
86	2009-158 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Misamis Oriental I Rural Electric Service Cooperative, Inc. (MORESCO I)</b>	<b>Decision dated September 27, 2010.</b> The ERC made permanent the provisional authority granted to MORESCO I on the adjustment of rates under the RSEC-WR. The ERC found the application to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.
87	2009-159 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Isabela II Electric Cooperative, Inc. (ISELCO II)</b>	<b>Decision dated September 5, 2011.</b> The ERC made permanent with modification the provisional authority granted to ISELCO II on the adjustment of rates under the RSEC-WR. Modifications approved by the ERC should include the rates for Industrial Low Voltage, Commercial and Public Building Higher Voltage customer classes of ISELCO II. The ERC found the application consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.
88	2009-162 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Mountain Province Electric Cooperative, Inc. (MOPRECO)</b>	<b>Decision dated September 6, 2010.</b> The ERC made permanent the provisional authority granted to MOPRECO on the adjustment of rates under the RSEC-WR. The ERC found the application to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.
89	2009-163 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Zambales I Electric Cooperative, Incorporated (ZAMECO I)</b>	<b>Decision dated March 14, 2011.</b> The ERC made permanent the provisional authority granted to ZAMECO I on January 11, 2010, on the adjustment in rates under RSEC-WR. The Final Transition Rate Schedule as approved will benefit ZAMECO I's consumers in terms of a more reliable, efficient and quality electric service. The implementation period of the said rate schedule is from January 2010 to December 2012 billing periods.
90	2009-164 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Batangas II Electric Cooperative, Inc. (BATELEC II)</b>	Decision dated October 4, 2010. The ERC made permanent the provisional authority granted to BATELEC II on the adjustment of rates under the RSEC-WR. The ERC found the applications to be consistent with the RSEC-WR and the proposed rates are just and reasonable. The implementation period of the Final Transition Rates Schedule is from January 2010 to December 2012 billing periods.
91	2009-166 RC	In the Matter of the Application for Approval of the Power Supply Agreement between San Fernando Electric Light and Power Company, Inc. and AP Renewables, Inc. with Prayer for Provisional Authority (PA)	<b>San Fernando Electric Light and Power Company, Inc. (SFELAPCO) and AP Renewables, Incorporated (APRI)</b>	<b>Decision dated January 24, 2011.</b> The ERC approved the application filed by SFELAPCO and APRI for their Power Supply Agreement (PSA) at an average generation rate of PhP3.7772/kWh. The Base Generation Rate composes of the following (PhP/kWh): (A) Capital Cost Recovery Fee - 1.8404; (B) Plant Operations and Maintenance - 1.6556; and (C) General and Administrative Expenses - 0.2812. Furthermore, ERC directed SFELAPCO and APRI to modify/restructure their Time-of-Use (TOU) rates based on the approved average generation rate and escalate the modified Basic Energy Rate (BER) (excluding PhP1.8404 pertaining to Capital Cost and the amount pertaining to ER 1-94) during the second and third years using the Philippine Consumer Price Index (CPI). Finally, APRI was directed to maintain a separate item in its power bills reflecting the surcharge of PhP0.10/kWh imposed to SFELAPCO.

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
92	2009-168 RC	In the Matter of the Application for Approval of an Adjustment in Rates Under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>First Laguna Electric Cooperative, Inc. (FLECO)</b>	<b>Decision dated January 17, 2011.</b> The ERC made permanent the provisional authority granted to FLECO on January 11, 2010, on the adjustment in rates under RSEC-WR. The Final Transition Rate Schedule as approved will benefit FLECO's consumers in terms of a more reliable, efficient and quality electric service. The implementation period of the said rate schedule is from January 2010 to December 2012 billing periods.
93	2009-169 RC	In the Matter of the Application for Approval of the Power Supply Agreement between First Bay Power Corporation and AP Renewables, Incorporated, with Prayer for Provisional Authority (PA)	<b>First Bay Power Corporation (FBPC) and AP Renewables, Incorporated (APRI)</b>	<b>Decision dated January 24, 2011.</b> The ERC approved the application filed by FBPC and APRI for their Power Supply Agreement (PSA) at an average generation rate of PhP3.7772/kWh. The Base Generation Rate composes of the following (PhP/kWh): (A) Capital Cost Recovery Fee - 1.8404; (B) Plant Operations and Maintenance - 1.6556; and (C) General and Administrative Expenses - 0.2812. Furthermore, ERC directed FBPC and APRI to modify/restructure their Time-of-Use (TOU) rates based on the approved average generation rate and escalate the modified Basic Energy Rate (BER) (excluding PhP1.8404 pertaining to Capital Cost and the amount pertaining to ER 1-94) during the second and third years using the Philippine Consumer Price Index (CPI). Finally, APRI was directed to maintain a separate item in its power bills reflecting the surcharge of PhP0.10/kWh imposed to FBPC.
94	2009-170 RC	In the Matter for the Application for Approval of an Adjustment in Rates under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Capiz Electric Cooperative, Inc. (CAPELCO)</b>	<b>Decision dated July 25, 2011.</b> The ERC made permanent the provisional authority granted to CAPELCO on January 11, 2010. The ERC calculated the differential billing of CAPELCO and ordered the net amount of PhP2,34,965.00 to be collected from its end-users starting August 2011 until December 2011. The said amount corresponds to the difference between its existing rates and the transition rates for January 2010 billing which is equivalent to an average rate of PhP0.452/kWh. Accordingly, CAPELCO was directed to adopt the Final Transition Rates Schedule to be implemented effective its January 2010 to December 2012 billing periods.
95	2009-171 RC	In the Matter for the Application for Approval of an Adjustment in Rates under the Rules for Setting Electric Cooperatives' Wheeling Rates (RSEC-WR), with Prayer for Provisional Authority (PA)	<b>Camarines Sur IV Electric Cooperative, Inc. (CASURECO IV)</b>	<b>Decision dated March 14, 2011.</b> The ERC made permanent the provisional authority granted to CASURECO IV on June 7, 2010. The ERC calculated the differential billing of CASURECO IV and ordered the net amount of PhP1,889,966.00 to be collected from its end-users starting April 2011 until December 2011. The said amount corresponds to the difference between its existing rates and the transition rates for January 2010 billing which is equivalent to an average rate of PhP0.0943/kWh. The modification in CASURECO IV's higher voltage transition rates resulted to an over-recovery on its consumer, PSU GOA Campus, that was previously charged under the Higher Voltage-Public Building rates. The ERC calculated the difference in revenue incurred by CASURECO IV during the transition period (February to June 2010 billing period) and arrived at the differential billing amount to PhP0.2129/kWh. The said adjustment in rates shall be refunded by CASURECO IV starting April 2011 until December 2011 billing and shall be presented as a separate item for the particular customer only. Accordingly, CASURECO IV was directed to adopt the Final Transition Rates Schedule to be implemented effective its January 2010 to December 2012 billing periods. CASURECO IV was further directed to refund the over-recovery amounting to PhP0.2129/kWh to PSU GOA Campus starting April 2011 until December 2011.

<b>No</b>	<b>ERC CASE NUMBER</b>	<b>CASE TITLE</b>	<b>APPLICANT</b>	<b>DECISION</b>
96	2010-001 CF	In the Matter of the Application for Approval of the Tax Recovery Adjustment Mechanism in the Rates for Franchise Tax Imposed by the City Government of Zamboanga	<b>Zamboanga City Electric Cooperative, Incorporated (ZAMCELCO)</b>	<b>Decision dated November 15, 2010.</b> The ERC approved with modification the application filed by ZAMCELCO for approval of tax recovery adjustment mechanism (TRAM) in the rates for franchise tax imposed by the City Government of Zamboanga. Accordingly, ERC authorized ZAMCELCO to collect from its member-consumers the rate of PhP0.0136/kWh for a period of 6 years or until such time the amount of PhP31,789,055.23 shall have been fully recovered.
97	2010-002 CF	In the Matter of the Application for Authority to Include in Customer's Bill a Tax Recovery Adjustment Clause (TRAC) for Franchise Tax Paid in the 11 Municipalities of Leyte for the Years 2000-2010	<b>Leyte V Electric Cooperative, Incorporated (LEYECO V)</b>	<b>Decision dated June 13, 2011.</b> The ERC approved with modification the application of LEYECO V for authority to include in its customer's bill a tax recovery adjustment clause (TRAC) for franchise tax paid in the 11 municipalities of Leyte for the years 2000 to 2010 in accordance with the Rules Governing the Automatic Cost Adjustment and True-Up Mechanisms and Corresponding Confirmation Process for Distribution Utilities. Accordingly, LEYECO V was authorized to collect from its member-consumers the rate of PhP0.0222/kWh for a period of 2 years or until such time that the amount of PhP2,102,306.28 is fully recovered.
98	2010-003 CF	In the Matter of the Application for Authority to Include in Customer's Bill a Tax Recovery Adjustment Clause (TRAC) for Franchise Tax Paid in the 11 Municipalities of Leyte for the Years 2000-2010	<b>Leyte V Electric Cooperative, Incorporated (LEYECO V)</b>	<b>Decision dated June 13, 2011.</b> The ERC approved with modification the application of LEYECO V for authority to include in its customer's bill a tax recovery adjustment clause (TRAC) for franchise tax paid in Ormoc City for the years 2001 to 2010 in accordance with the Rules governing the Automatic Cost Adjustment and True-Up Mechanisms and Corresponding Confirmation Process for Distribution Utilities. Accordingly, LEYECO V was authorized to collect from its members-consumers the rate of PhP0.0125/kWh for a period of 2 years or until such time that the amount of PhP1,729,382.23 is fully recovered.
99	2010-006 RC	In the Matter of the Application for Approval of the Power Sales Agreement between VMC Rural Electric Service Cooperative, Inc. and First Farmers Holding Corporation	<b>VMC-Rural Electric Service Cooperative, Inc. (VRESCO) and First Farmers Holding Corporation (FFHC)</b>	<b>Decision dated December 20, 2010.</b> The ERC approved the application filed by VRESCO and FFHC for approval of their Power Sales Agreement (PSA) with a base rate of PhP2.8978/kWh. The cost components of the base rate are as follows (PhP/kWh): Capital Recovery Fee - 0.7187; O&M Fixed - 0.4169; O&M Variable - 0.6577; and Fuel - 1.1045. The Capacity Fee shall be fixed for the duration of the cooperation period while the Fuel Cost and O&M Cost shall be indexed to the Consumer Price Index (CPI) of the Philippines, in all items, except for the component in the local taxes pertaining to ERC-1-94. Lastly, in excess of 57,240,000 kWh per year, FFHC will charge VRESCO with an O&M Variable Fee of PhP0.6577/kWh only and fuel cost.
100	2010-007 RC	In the Matter of the Application for Approval of the Construction of 50/62.5 MVA Substation and 2.5 Kilometers 69 kV Sub-transmission Line, with Prayer for Provisional Authority (PA)	<b>Panay Electric Company, Inc. (PECO)</b>	<b>Decision dated January 31, 2011.</b> The ERC approved the application filed by PECO for approval of the construction of its 50/62.5 MVA substation and 2.5 kilometer 69 kV sub-transmission line, with a total project cost of PhP136,900,804.78. Thus, PECO was directed by the ERC to remit the amount of PhP1,026,756.00 as permit fee. The approval of PECO's application will redound to the benefit of PECO's consumers in terms of continuous, reliable and efficient power supply. Such approval, however, is subject to the condition that the proposed projects will be further optimized in its Performance Based Regulation (PBR) application following the procedures stated in the Rules for Setting Distribution Utilities' Wheeling Rates (RDWR) and other relevant issuances of the ERC. The projects aim to provide additional capacity and address load growth, improve reliability and reduction in system's loss, and eliminate grid power flow limitation.

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
101	2010-008 RC	In the Matter of the Application for Approval of the Power Supply Agreement between First Farmers Holding Corporation and Negros Occidental Electric Cooperative, Inc. (NOCECO), with Motion for the Issuance of Provisional Authority (PA)	<b>Negros Occidental Electric Cooperative, Inc. (NOCECO) and First Farmers Holding Corporation (FFHC)</b>	<b>Decision dated December 20, 2010.</b> The ERC approved the application filed by NOCECO and FFHC for their Power Supply Agreement (PSA). The ERC approved a Capital Recovery Fee of PhP0.7187/kWh which will be fixed for the duration of the cooperation and an O & M Fee of PhP0.4169/kWh (Fixed) and PhP0.6577/kWh which will be subject to adjustment based on the Consumer Price Index (CPI) of the Philippines. In excess of 57,240,000 kWh per year, FFHC will charge NOCECO with O & M Variable Fee of PhP0.6577/kWh only and fuel cost. Total Base Energy Fee approved is PhP2.8978/kWh. After a thorough evaluation, the ERC finds that the PSA entered into by and between NOCECO and FFHC will redound to the benefit of NOCECO's member-consumers in terms of continuous, reliable, efficient and affordable power supply.
102	2010-012 RC	In the Matter of the Application for Approval of Proposed Electric Capital Projects for the Years 2009-2013 and Authority to Secure Loans from the National Electrification Administration (NEA), with Prayer for Provisional Authority (PA)	<b>First Bukidnon Electric Cooperative, Inc. (FIBECO)</b>	<b>Decision dated December 1, 2010.</b> The ERC approved with modification the application filed by FIBECO for approval of its proposed capital projects for the years 2009-2013 and authority to secure loan from NEA. The approved projects are as follows: (1) Installation of one (1) 10 MVA substation (Anahon), (2) Installation of one (1) 10 MVA substation (Camp 1), (3) Construction of 4/0 Tie Line, (4) Construction of 4/0 parallel three (3) phase line, (5) Construction of a 69 kV sub-transmission line, (6) Construction of a 2/0 parallel three (3) phase line, (6) Refurbishment of a 5 MVA power transformer and installation of protective device, controls and accessories, (7) Acquisition of hotline tools and equipment, (8) Acquisition of logistic tools and equipment, (9) Procurement of Supervisory Control and data Acquisition (SCADA) and monitoring system, (10) Conversion of V-phase to three (3) phase 2/0 line (Bagontaas - Lurugan), (11) Conversion of V-phase to three (3) phase 2/0 line (Arfi-Paitan), (12) Acquisition of a 69 kV sub-transmission asset, 913) Acquisition and installation of kWh meters, and (13) Replacement of dilapidated distribution transformers, with a total project cost of PhP555,433,022.00. Accordingly, FIBECO was directed to remit to ERC the amount of PhP4,165,748.00 as permit fee in staggered basis. The projects aim to address load growth, improve consumer service efficiency, improve distribution system operations, improve power quality and reliability, reduce system loss, provide safety to personnel in the maintenance of the distribution system, improve response time in power service interruptions, provide for accurate registration of consumers' power consumption and reduce systems loss and improve transformer management strategy.  Further FIBECO's application to secure loan from NEA in the amount of PhP555,433,022.00 was approved.
103	2010-013 RC	In the Matter of the Application for the Approval of the Agreement for the Supply of Electric Energy Entered into by MERALCO with the National Irrigation Administration Pursuant to ERC Resolution No. 1, Series of 2009, with Prayer for Provisional Authority (PA)	<b>Manila Electric Company (MERALCO)</b>	<b>Decision dated November 22, 2010.</b> The ERC approved the Agreement for the Supply of Electricity between the MERALCO and the National Irrigation Administration (NIA) pursuant to ERC Resolution No. 1, Series of 2009 entitled "A Resolution Adopting the Amendments to the Guidelines to the Sale and Transfer of TRANSCO's Sub-transmission Assets (STAs) and the Franchising of Qualified Consortiums". The approval of the agreement is in line with the reforms of the electricity industry as envisioned by the Electric Power Industry Reform Act of 2001 (EPIRA) and would best serve the interest and welfare of the end-users and the public in general. Further, it would result in a continuous and reliable supply of power to NIA and enable MERALCO to realize and exercise its

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
				right to take over the responsibility of operating, maintaining, upgrading and expanding the acquired STAs for the benefit of its customers.
104	2010-015 RC	In the Matter of the Application for Approval of Capital Projects in Accordance with the Provisions of R.A. No. 9136 and the Guidelines to Govern the Submission, Evaluation, and Approval of Electric Capital Projects, with Prayer for Provisional Authority (PA)	<b>Lanao del Norte Electric Cooperative, Inc. (LANECO)</b>	<b>Decision dated May 2, 2011.</b> The ERC approved the application filed by LANECO for the approval of the following capital projects: (1) Acquisition, installation, and energization of one (1) MVA substation, (2) Acquisition of subtransmission line, (3) Construction of eighteen kilometer (18 km) 69 kV subtransmission line, (4) Procurement of kWh meters, (5) Procurement of steel and concrete poles and conversion of secondary lines to primary lines, (6) Procurement of bare Aluminum Concrete Steel Reinforced (ACSR) conductor wires of various sizes, (7) Procurement of distribution transformer, (8) Acquisition of NULEC N-Series automatic reclosers and accessories, (9) Procurement of 336 MCM ACSR conductor wires, (10) Acquisition of three (3) units of wireless radio communications equipment and computer software, with a total project cost of PhP213,850,595.60. The projects will redound to the benefit of the consumers in terms of continuous, reliable, and efficient power supply. Accordingly, LANECO was directed to remit to ERC the amount of PhP1,603,879.47 as permit fee.
105	2010-016 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Imposition of Other Charges without prior Approval from the Commission</i>	<b>Samar II Electric Cooperative, Inc. (SAMELCO II)</b>	<b>Decision dated January 17, 2011.</b> The ERC found and declared SAMELCO II to have committed the violation of imposing other charges without prior approval from the Commission and meted an initial fine in the amount of PhP103,000.00. SAMELCO II was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
106	2010-017 RC	In the Matter of the Petition for the Approval of a Lower Generation Charge for Billing Month of March 2010 and for the Recovery of the Differential Generation Charge within a Six (6) - Month Period, including the Carrying Cost, with Prayer for Provisional Authority (PA)	<b>Manila Electric Company (MERALCO)</b>	<b>Decision dated July 25, 2011.</b> The ERC approved the petition filed by MERALCO for the approval of a lower generation charge for the billing month of March 2010 and for the recovery of the differential generation charge within 6-month period, including carrying cost. Accordingly, MERALCO was authorized to collect the additional generation cost for the period January 26, 2010 to February 25, 2010 in the total amount of PhP944,234,752.55, inclusive of carrying charges, equivalent to PhP0.0306/kWh, effective in its next billing cycle until the full amount is collected. This pertains to the under-recoveries on generation cost on its WESM purchases amounting to PhP882.352 Million, which is the difference between the PhP4.654 Billion based on the OR and the PhP3.771 Billion provisionally authorized by the ERC.
107	2010-019 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Failure to Implement the Energy Regulatory Commission's Order on Purchased Power Adjustment (PPA)</i>	<b>Public Utilities Department - City of Olongapo (PUD-OLONGAPO)</b>	<b>Decision dated February 15, 2011.</b> The ERC reprimanded PUD-OLONGAPO for its late implementation of PPA refund and warned that a similar offense in the future shall be dealt with more severely. PUD-OLONGAPO, after receiving the Show Cause Order issued by ERC on February 23, 2010, submitted a letter stating that it deferred the implementation of the PPA refund due to the following reasons: 1) financial constraints brought about by huge systems losses; 2) software glitch that resulted in the revision of the entire billing and collection system; and 3) ongoing privatization of the electric distribution system. PUD-OLONGAPO eventually implemented the directed refund in its October 2010 billing. Available records with the ERC confirm this.

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
108	2010-022 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Inclusion of Power Supply Contract in the Retail Rates without approval from the Commission</i>	<b>VMC-Rural Electric Service Cooperative, Inc. (VRESCO)</b>	<b>Decision dated December 15, 2010.</b> The ERC found that VRESCO have committed the violation of including the Power Supply Contract Cost in its retail rates without the ERC's prior approval. VRESCO, after receiving the Show Cause Order issued by ERC on March 11, 2010, filed its compliance stating that the equivalent generation rate of First Farmers Holding Corporation (FFHC) was lower compared to the previously approved power supply contract cost of Green Core Geotherma, Inc. (GCGI). On October 22, 2010, VRESCO submitted its supplemental compliance justifying their arguments. Likewise, VRESCO requested that in the event that their argument are found unmeritorious, they are willing to pay the compromise amount equivalent to 50% of the imposable penalty. Records of the ERC showed that VRESCO was already issued a Show Cause Order involving the same violation under ERC Case No. 2009-075 MC. Thus, it should already be aware of the requirements of the ERC prior to the inclusion of the power supply contract cost in its retail rates. As regards to the 50% offer settlement, it is stated in Section 5, Article III of Resolution No. 3, Series of 2009 that no compromise agreement shall be allowed in case where the same violation was committed more than once. Accordingly, VRESCO was directed to pay the fine of PhP200,000.00.
109	2010-025 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Failure to File an Application for Unbundling of Rates</i>	<b>Pantabangan Municipal Electric System (PAMES)</b>	<b>Decision dated September 21, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the 50% settlement offer of PAMES of the total imposable penalty for failing to file an application for unbundling of rates, with an equivalent amount of PhP240,800.00. PAMES was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
110	2010-026 RC	In the Matter of the Application for Approval of the Ancillary Services Procurement Agreement (ASPA) Between the National Grid Corporation of the Philippines and SN Aboitiz Power-Benguet Inc., with Prayer for Provisional Authority (PA)	<b>National Grid Corporation of the Philippines (NGCP) and SN Aboitiz Power-Benguet, Inc. (SNAP-Benguet)</b>	<b>Decision dated July 4, 2011.</b> The ERC approved, with modification, the application filed by NGCP, and SNAP-Benguet for approval of the ASPA. The Decision provides for the applicable rates which includes the contingency and dispatchable reserve, reactive power support and black start support. The following are the Ancillary Service rates: (1) Contingency and dispatchable reserve, SNAP-Benguet should nominate a corresponding price (in per kW capacity per hour) each time it nominates ancillary service capacity to NGCP; (2) Reactive Power Support, PhP2.1443/kVar/hour; and (3) black Start Support, PhP2.1443/kW. Moreover, the ERC provides that the rate to be paid by NGCP as ancillary service cost should be passed on to its customers in accordance with the approved Ancillary Services-Cost Recovery Mechanism (AS-CRM). The ERC, however, denied the NGCP's prayer for the recovery of its expense relative to the procurement of these ancillary services, such as filing fee and publication.
111	2010-027 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Imposition of Other Charges without prior Approval from the Commission</i>	<b>Public Utilities Department - City of Olongapo (PUD-OLONGAPO)</b>	<b>Decision dated January 10, 2011.</b> The ERC reprimanded PUD-OLONGAPO for its imposition of other charges without prior approval from the ERC and warned that a similar offense in the future shall be dealt with more severely. PUD-OLONGAPO, after receiving the Show Cause Order issued by ERC on March 31, 2010, submitted its compliance stating that the payment of garbage fee is an obligation created by the ordinances of the City, pursuant to its Charter. Thus, the payment of the garbage fee is legally mandated and is lawful charge in exchange for the timely and regular collection of garbage by the City Government. In compliance with the ERC's directive, PUD-OLONGAPO eventually excluded



<b>No</b>	<b>ERC CASE NUMBER</b>	<b>CASE TITLE</b>	<b>APPLICANT</b>	<b>DECISION</b>
				the garbage fees in their electric bills in its August 2010 billing. Available records with the ERC confirm this.
112	2010-027 RC	In the Matter of the Application for Approval of: a) Maximum Average Price (MAP) for the Regulatory Year 2011 (RY 2011) ; and b) Translation of the MAP for RY 2011 Into a Distribution Rate Structure of Various Customer Classes, With Prayer for Provisional Authority (PA)	<b>Manila Electric Company (MERALCO)</b>	<b>Decision dated December 6, 2010.</b> The ERC approved the application filed by the MERALCO for the approval of its (a) MAP for the RY 2011; and (b) translation of the MAP for RY 2011 into a distribution rate structure for its various customer classes. Accordingly, the ERC directed MERALCO to (a) adopt the MAP 2011 of PhP1.6464/kWh, limited by Side Constraints and S Factor of PhP0.0087/kWh; and (b) implement starting the next billing cycle its approved Distribution, Supply and Metering Charges.
113	2010-031 MC	In the Matter of the Application for Franchise and Certificate of Public Convenience and Necessity (CPCN)	<b>Bukidnon Second Electric Cooperative, Inc. (BUSECO) and First Bukidnon Electric Cooperative, Inc. (FIBECO)</b>	<b>Decision dated November 15, 2010.</b> The ERC approved the application filed by BUSECO and FIBECO for franchise and CPCN for a period of 25 years or from November 15, 2010 to November 14, 2035. The application, however, for franchise and CPCN to acquire and operate the Tagoloan (Natumulán) - BUSECO 69 kV Sub-transmission Line was denied since FIBECO is not connected to the sub-transmission line, thus Bukidnon Sub-transmission Corporation (BSTC) is not qualified to buy the subject asset. Also, ERC directed BSTC to revise its proposed tariff to conform with Section 6, Article V of ERC Resolution No. 1, Series of 2009, entitled "A Resolution Adopting the Amendments to the Guidelines to the Sale and Transfer of TRANSCO's Sub-transmission Assets and the Franchising of Qualified Consortiums" and to submit its revised customer policy that is not discriminatory and in accordance with the Open Access Rules.
114	2010-032 MC	In the Matter of the Petition for Approval of the Reclassification of the National Transmission Corporation (TRANSCO) Subtransmission Asset to Full Transmission Asset Serving the Dingle-Passi Lines in Iloilo	<b>Central Azucarera de San Antonio, Inc. (CASA)</b>	<b>Decision dated December 1, 2010.</b> The ERC approved the application filed by CASA for approval of the reclassification of TRANSCO's sub-transmission asset to full transmission asset serving the Dingle-Passi Lines in Iloilo subject to the condition that CASA's bagasse power plant should connect to the Dingle-Passi 69 KV line and only the portion of the said line where CASA's plant is connected shall be reclassified as transmission asset. The ERC directed TRANSCO/NGCP to facilitate the connection of CASA's plant to Dingle-Passi 69 kV line.
115	2010-035 RC	In the Matter of the Application for Approval of the Agreement for the Supply of Electricity Between the Manila Electric Company (MERALCO) and the Municipality of Norzagaray, Bulacan, Pursuant to ERC Resolution No. 1, Series of 2009, with Prayer for the Issuance of a Provisional Authority (PA)	<b>Manila Electric Company (MERALCO)</b>	<b>Decision dated November 22, 2010.</b> The ERC approved the application filed by MERALCO for approval of the Agreement for the Supply of Electricity between MERALCO and the Municipality of Norzagaray, Bulacan pursuant to ERC Resolution No. 1, Series of 2009 entitled "A Resolution Adopting the Amendments to the Guidelines to the Sale and Transfer of TRANSCO's Sub-transmission Assets and the Franchising of Qualified Consortiums". The approval of the agreement is in line with the reforms of the electricity industry as envisioned by the Electric Power Industry Reform Act of 2001 (EPIRA) and would best serve the interest and welfare of the end-users and the public in general. Further, it would result in a continuous and reliable supply of power to the Municipality of Norzagaray, Bulacan and enable MERALCO to realize and exercise its right to take over the responsibility of operating, maintaining, upgrading and expanding the acquired STAs for the benefit of its customers.

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
116	2010-037 MC	In the Matter of the Application for Approval of the Statement of Compliance and Compliance Plan to the Philippine Grid Code and the Philippine Distribution Code Pursuant to the Provisions of R.A. 9136	<b>Lima Utilities Corporation (LUC)</b>	<b>Decision dated May 23, 2011.</b> Fourteen (14) out of eighteen (18) standards of the PGC and thirty-six (36) out of forty-nine (49) standards of the PDC were fully complied with by LUC. All other standards which LUC failed to comply with were provided with Compliance Plans which were in accordance with the prescribed standards of the PGC and PDC, and were therefore, approved. CPs requiring Capital Expenditure estimated at Php355,715.00 was approved by the ERC. LUC was further directed to observe transparency in contracting and procuring its requirements, assets and services in accordance with the Guidelines to Govern the Submission, Evaluation, and Approval of Electric Capital Projects (ECPs) promulgated by the ERC on March 8, 2006.
117	2010-037 RC	In the Matter of the Application for Approval of Non-Network Assets Capital Project: Construction of one 1 Office Building, with Prayer for Provisional Authority (PA)	<b>Nueva Ecija II Electric Cooperative, Inc. Area I (NEECO II-Area I)</b>	<b>Decision dated January 17, 2011.</b> The ERC approved the application filed by NEECO II- Area I for approval of its emergency non-network asset capital project, with a total project cost of Php2,839,382.63. Accordingly, NEECO II- Area I was directed to remit to ERC the amount of Php21,295.37 as permit fee. The project aims to improve the over-all efficiency of NEECO II in serving the consuming public.
118	2010-038 MC	In the Matter of the Application for the Issuance of a Certificate of Public Convenience and Necessity (CPCN) Predicated on Republic Act No. 9968 Valid until 06 March 2035	<b>Cabanatuan Electric Corporation (CELCOR)</b>	<b>Decision dated January 31, 2011.</b> The ERC approved the application of CELCOR for the issuance of a CPCN effective March 6, 2010 until March 6, 2035, to coincide with its approved congressional franchise. It has already been established that CELCOR has the expertise and resources to adequately and reliably serve the present and future electrical power needs of its customers. The evaluation of the records showed that the approval of the application will redound to the benefit of CELCOR's consumers in terms of continuous, reliable and efficient electric service.
119	2010-039 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Implementing the Reinstated Prompt Payment Discount (PPD) for a longer period which resulted to an Over-Recovery</i>	<b>Leyte II Electric Cooperative, Inc. (LEYECO II)</b>	<b>Decision dated February 7, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the 50% settlement offer of LEYECO II of the total amount of imposable penalty for implementing the reinstated Prompt Payment Discount (PPD) for a longer period which resulted to an over-recovery, with an equivalent amount of Php75,950.00. LEYECO II was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
120	2010-051 RC	In the Matter of the Application for Approval of Proposed Electric Capital Projects for the Years 2010 to 2012	<b>Davao del Norte Electric Cooperative, Inc. (DANECO)</b>	<b>Decision dated January 24, 2011.</b> The ERC approved, with modification, the application filed by DANECO for the approval of the following electric capital projects for the years 2010 to 2012: (1) Upgrading the capacity of an existing substation from 10 MVA to 20 MVA capacity; (2) Upgrading the capacity of an existing substation from 5 MVA to 15 MVA capacity; (3) Upgrading the capacity of an existing submarine cable from 15 kV to 69 kV capacity; (4) Installation of a 10 MVA substation; (5) Installation of a 10 MVA substation; (6) Installation of Automatic Voltage Regulators (AVRs); (7) Installation of capacitors; (8) Improvement and conversion of distribution lines; (9) Installation of distribution transformers; (10) rehabilitation of an existing 69 kV line; (10) Construction of new distribution lines; (11) Rehabilitation of distribution lines; (12) Upgrading and replacement of kWh meters; (13) Installation of 69 kV breakers; (14) Installation of 39.2 kV reclosers; (15) Replacement of rotten and wooden poles with steel and concrete poles; (16) Sub-transmission single metering; (17) Acquisition of logistic tools and equipment; (18) Add-on new connections; (19) Construction of an office building; (20) Procurement of vehicles; (21) Procurement of testing tools and equipment; (22) Acquisition of hardware and software and

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
				<p>upgrading of system control; (23) Information, Communication and Technology (ICT) requirements; and (24) Acquisition of substational lot, with a total project cost of PhP1,285,705,012.84. Accordingly, DANECO was directed to remit to ERC the amount of PhP9,642,788.00 as permit fee. The projects aim to provide additional substation capacity and address load growth, improve power quality, system reliability, and system loss reduction, and promote better customer service. The ERC directed DANECO and TRANSCO to file a joint application for the acquisition of the 69 kV sub-transmission assets of TRANSCO pursuant to the "Guidelines to the Sale and Transfer of TRANSCO's Sub-transmission Assets and the Franchising of Qualified Consortiums."</p>
121	2010-053 MC	<p>In the Matter of the Petition for the Approval of Direct Connection with the National Grid Corporation of the Philippines (NGCP) for the Electric Power Supply of the Nueva Ecija Provincial Government</p>	<p><b>Nueva Ecija Provincial Government (NEPG)</b></p>	<p><b>Decision dated July 6, 2011.</b> The ERC approved the petition filed by the Nueva Ecija Provincial Government. The NEPG has to secure an alternative source of power from other power providers such as NPC or IPP through the transmission line of NGCP in order to achieve a stable power supply at the least possible cost to address the insufficient power supply. The ERC established that the unreliable supply of power is considered by NEPG as a major impediment in its public services and business operation. Any power interruption and insufficient supply of power during its operation would be detrimental to its constituents who relied on its continuous public services. A stable and reliable power supply at the least cost to NEPG is crucial and indispensable to its business. Accordingly, NEPG was authorized to source its power requirements from other IPP and utilize the existing transmission system of the TRANSCO/NGCP.</p>
122	2010-053 RC	<p>In the Matter of the Application for the Approval of the Sale of Various Subtransmission Lines/Assets of the National Transmission Corporation (TRANSCO) to the Ilocos Norte Electric Cooperative, Inc. (INEC), as Covered by a Lease Purchase Agreement (LPA)</p>	<p><b>National Transmission Corporation (TRANSCO) and Ilocos Norte Electric Cooperative, Inc. (INEC)</b></p>	<p><b>Decision dated March 7, 2011.</b> The ERC approved with modification the application filed by TRANSCO and INEC for the sale of the following subtransmission lines/assets to INEC: (1) Currimao-San Nicolas 69 kV line; (2) San Nicolas-Laoag 69 kV line; (3) Laoag-Sarrat 69 kV line; (4) Sarrat-Marcos 69 kV line; and (5) Sarrat-Piddig 69 kV line. Said sale was covered by an LPA, with agreed purchase price of PhP38,589,224.10, without the provision for a 20% down payment. INEC was found to be qualified to take over the responsibility of operating, maintaining, upgrading and expanding said subtransmission asset.</p>
123	2010-054 RC	<p>In the Matter of the Application for Authority to Implement A Multi-Year Major Capital Expenditure Projects Plan from 2010 to 2012</p>	<p><b>Misamis Oriental II Electric Service Cooperative, Inc. (MORESCO II)</b></p>	<p><b>Decision dated December 1, 2010.</b> The ERC approved with modification the application filed by MORESCO II for authority to implement a multi-year capital expenditure projects plan from 2010 to 2012, specifically the: (1) Installation of one (1) 5 MVA, 69/13.2 kV substation; (2) Renovation of Main Office and construction of two (2) new sub-office buildings; (3) Procurement of engineering software and load logger; (4) Replacement of old and installation of new watt-hour meters; (5) Upgrading of backbone lines from 2/0 to 4/0 Aluminum Conductor Steel (ACSR) including replacement of rotten wood poles with steel poles; (6) Rehabilitation of 69 kV lines and procurement of hot line tools; and (7) Procurement of substation circuit line protection, with a total project cost of PhP153,363,981.00. The projects aim to improve consumer service efficiency, improve distribution system operations, address the growing demand of big industrial loads, and provide reliable substation protection during power fault. Accordingly, MORESCO II was directed to remit to ERC the amount of PhP1,150,230.00 as permit fee in staggered basis. The proposed Claveria Substation project was,</p>

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
				however, denied and MORESCO II was directed to file an application for authority to implement the said project only when the existing 5 MVA Solana Substation reaches 70% loading of its rated capacity.
124	2010-055 RC	In the Matter of the Application for Approval of the Electric Power Purchase Agreement (EPPA) Between Iloilo II Electric Cooperative, Incorporated (ILECO II) and Panay Energy Development Corporation (PEDC), with Prayer for Provisional Authority (PA)	<b>Iloilo II Electric Cooperative, Incorporated (ILECO II) and Panay Energy Development Corporation (PEDC)</b>	<b>Decision dated July 18, 2011.</b> The ERC approved with modification the application of ILECO II and PEDC for approval of their EPPA. The rate for Commercial Operation Date shall be as follows (at 75% Load Factor): A) Capital Recovery Fee - PhP3.4471/kWh; B) Peso O&M Fee - PhP0.5081/kWh; C) Dollar O&M Fee - US\$0.0109/kWh; and D) Fuel Cost - Pass-through cost. The approved rate for the additional electric power in excess of 772,632,000 kWh per year shall be PhP0.1485/kWh for O&M Variable Fee and pass-through cost for Fuel Cost. After a thorough evaluation, the ERC finds that the approval and implementation of the EPPA will be beneficial to the customers of ILECO II by way of reliable, continuous and sufficient supply of power within its franchise area at reasonable costs.
125	2010-057 MC	In the Matter of the Petition for the Approval of Direct Connection with the National Power Corporation (NPC) and the National Transmission Corporation (TRANSCO), with Prayer for Provisional Authority (PA)	<b>Centerra Corporation (CENTERRA)</b>	<b>Decision dated March 14, 2011.</b> The ERC approved with modification the petition filed by CENTERRA for direct connection with TRANSCO/NGCP. CENTERRA's power requirements and primary connection facilities cannot be immediately provided by Pampanga III Electric Cooperative, Inc. (PELCO III). Considering the critical nature of its operation which requires the maximum level of power supply reliability, CENTERRA requires a minimum energy of not lower than 1,200 kW per month on a 24-hrs/day operation, 7 days a week. The available 69 kV line of TRANSCO/NGCP would be sufficient to serve CENTERRA's power requirements. Lastly, PELCO III was directed to negotiate with its existing power supplier or other Independent Power Producers (IPP), if necessary, for the power requirements of CENTERRA.
126	2010-058 MC	In the Matter of the Petition for Dispute Resolution, with Application for the Issuance of Provisional Remedies	<b>SEM-Calaca Power Corporation (SCPC) vs. National Power Corporation (NPC) and Power Sector Assets and Liabilities Management Corporation (PSALM)</b>	<b>Decision dated July 6, 2011.</b> The ERC resolved the instant petition filed by SCPC for the alleged over-nominations made by NPC from January 2010 to June 2010 beyond the 169,000 kW MERALCO allocation that SCPC is obligated to supply, in accordance with the "Schedule W" of the parties' Asset Purchase Agreement (APA). ERC determined that SCPC's obligation under Schedule W of the APA is to deliver 10.841% of MERALCO's energy requirements but not to exceed 169,000 kW capacity allocation, at any given hour. Also, ERC ruled that the NPC and PSALM have no basis to charge against SCPC the nominations beyond the 169,000 kW capacity which NPC allegedly purchased for MERALCO from the WESM. Thus, PSALM was directed to return all the payments of MERALCO which were withheld by PSALM, including the amount representing the cost of electricity nominated and purchased by NPC beyond the 169,000 kW from the WESM for the period January 2010 to June 25, 2010. Accordingly, the NPC was enjoined from making nominations beyond the 169,000 kW of MERALCO's allocation. On the other hand, PSALM was directed to refrain from charging against SCPC the cost of power beyond the 169,000 kW of MERALCO's allocation and to refrain from withholding all MERALCO payments for electricity supplied by SCPC.

<b>No</b>	<b>ERC CASE NUMBER</b>	<b>CASE TITLE</b>	<b>APPLICANT</b>	<b>DECISION</b>
127	2010-059 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Failure to Comply with Articles 5.3.7 and 6.3.1.1 of the Philippine Grid Code (PGC), Amendment No. 1</i>	<b>National Transmission Corporation (TRANSCO)</b>	<b>Decision dated June 15, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the 50% settlement offer of TRANSCO of the total imposable penalty for failing to comply with Articles 5.3.7 and 6.3.1.1 of the Philippine Grid Code (PGC), Amendment No. 1, with an equivalent amount of PhP58,350.00. TRANSCO was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
128	2010-061 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Implementing Unapproved Retail Rate in the Qualified Third Party (QTP) Service Area of Barangay Rio Tuba, Bataraza, Palawan</i>	<b>Power Source Philippines, Inc. (PSPI)</b>	<b>Decision dated October 17, 2011.</b> The ERC reprimanded PSPI for implementing unapproved retail rate in the QTP Service Area of Barangay Rio Tuba, Bataraza, Palawan and warned that a similar offense in the future shall be dealt with more severely. PSPI, after receiving the Show Cause Order issued by ERC, filed its compliance and explanation stating that it has accumulated financial losses since it started its operations in Barangay Rio Tuba in April 2005 and it cannot absorb any further losses if it implements the Subsidized/ Approved Retail Rate (SARR) without the subsidy support from the National Power Corporation-Small Power Utilities Group (NPC-SPUG). The subsidy for its billing was already released in December 2010 and it has started crediting the excess amount from its previous billings to customers in the January 2011 customer bills. The ERC finds the explanation submitted by PSPI to be meritorious. Moreover, PSPI can be considered to have acted in good faith and with the interests of its customers in mind when it sought its customers' acquiescence to charge the full rate, subject to auditing arrangements upon release of the subsidies.
129	2010-061RC	In the Matter of the Application for Approval of Emergency Electrical Capital Project Re: Replacement of Damage Sulfur Hexafluoride (SF6) MV Circuit Breaker and Feeder Vacuum Reclosers and Its Accessories of Dabong-Dabong Substation and Authority to Secure Loans from the National Electrification Administration (NEA), with Prayer for Provisional Authority (PA)	<b>First Bukidnon Electric Cooperative, Inc. (FIBECO)</b>	<b>Decision dated May 9, 2011.</b> The ERC approved the application filed by FIBECO for the for the approval of its emergency capital projects re: Replacement of Damage Sulfur Hexafluoride (SF6) MV Circuit Breaker and Feeder Vacuum Reclosers and Its Accessories of Dabong-Dabong Substation and Authority to Secure Loans from the NEA, with a total project cost of PhP6,500,000.00 to be financed through a loan to be availed from the NEA. The projects will redound to the benefit of the consumers in terms of continuous, reliable, and efficient power supply. Accordingly, FIBECO was directed to remit to ERC the amount of PhP48,750.00 as permit fee. FIBECO was directed to: (1) Submit a progress report with an indication of any variance in the implementation of the projects and time schedule; (2) Conduct competitive bidding for the purchase of major materials in the implementation of the proposed projects; and (3) Conduct short circuit calculations on all its existing distribution feeder lines to avoid damage to its circuit breakers and feeder vacuum reclosers.
130	2010-063 MC	In the Matter of the Application for the Approval of the Authority to Secure Loan from the National Electrification Administration (NEA) and other Financial Institutions of Bukidnon Second Electric Cooperative, Inc., with Prayer for Issuance of Provisional Authority (PA)	<b>Bukidnon Second Electric Cooperative, Inc. (BUSECO)</b>	Decision dated August 1, 2011. The ERC approved the application filed by BUSECO for authority to secure PhP595,000,000.00 loan with the NEA and other financial institutions to finance the implementation of its major capital projects for the years 2009 to 2012. It was resolved that if the major capital projects will not be implemented, BUSECO's net loss is likely to increase for the years to come and it may experience low returns on assets and equities. With the implementation of the projects, improved and better services will be achieved.

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
131	2010-064 RC	In the Matter of the Application for Approval of the Annual Revenue Requirement (ARR) and Performance Incentive Scheme (PIS) in Accordance with the Provisions of the Rules for Setting Distribution Wheeling Rates (RDWR)	<b>Cagayan Electric Power and Light Company, Inc. (CEPALCO)</b>	<b>Decision dated June 6, 2011.</b> The ERC approved the application filed by CEPALCO for the approval of its Annual Revenue Requirement (ARR) and Performance Incentive Scheme (PIS) for the Third Regulatory Period commencing on July 1, 2011 and terminating on June 30, 2015 in accordance with the provisions of the RDWR. Vanilla WACC (nominal) are: Low-11.36%, Mid-13.79% , and High-16.17%. WACC set at 75th Percentile of the suggested range is 14.97%. The Total Operating and Maintenance Expenditure (OPEX) Forecast (nominal values) from 2011 to 2015 is PhP1,474,239,000. The approved CAPEX from 2011 to 2015 which are to be used in the Regulatory Asset Base (RAB) amounts to PhP1,905,000 (Nominal Values, including CWIP factor). The ARR, with an x-factor of 4.26% is PhP1,040.1 million for 2012; PhP1,155.4 million for 2013; PhP1,234.9 million for 2014 and PhP1,298.3 million for 2015.
132	2010-066 RC	In the Matter for the Application for Approval of the Electric Power Purchase Agreement (EPPA) between Antique Electric Cooperative (ANTECO) and Panay Energy Development Corporation (PEDC), with Prayer for Provisional Authority (PA)	<b>Antique Electric Cooperative, Inc. (ANTECO) and Panay Energy Development Corporation (PEDC)</b>	<b>Decision dated April 11, 2011.</b> The ERC approved, with modification, the joint application filed by ANTECO and PEDC for approval/ review of the EPPA, subject to the following conditions: (1) The rates for pre-commercial operation and commercial operation shall be: Capital Recover Fee - PhP1.9390/kWh for pre-commercial operation and PhP2.5853/kWh for commercial operation, Peso O&M Fee - PhP 0.2858/kWh for pre-commercial operation and PhP0.3811/kWh for commercial operation, Dollar O&M Fee - US\$0.0065/kWh for pre-commercial operation and US\$0.0082/kWh for commercial operation, Fuel Cost - Pass-through cost for pre-commercial operation and commercial operation; and (2) The approved rate for the additional electric power in excess of 1,030,176,000 kWh per year shall be: O&M Variable Fee - PhP0.1114/kWh and Fuel Cost - pass through cost.
133	2010-069 RC	In the Matter of the Application for Approval of the Annual Revenue Requirement (ARR) and Performance Incentive Scheme (PIS) for the Third Regulatory Period (2012 to 2015) in Accordance with the Provisions of the Rules for Setting Distribution Wheeling Rates (RDWR), As Amended	<b>Manila Electric Company (MERALCO)</b>	<b>Decision dated June 6, 2011.</b> The ERC approved the application filed by MERALCO for the approval of its Annual Revenue Requirement (ARR) and Performance Incentive Scheme (PIS) for the Third Regulatory Period commencing on July 1, 2011 and terminating on June 30, 2015 in accordance with the provisions of the RDWR. Vanilla WACC (nominal) are: Low-11.36%, Mid-13.79% , and High-16.17%. WACC set at 75th Percentile of the suggested range is 14.97%. The Total Operating and Maintenance Expenditure (OPEX) Forecast (nominal values) from 2011 to 2015 is PhP61,214,871. The approved CAPEX from 2011 to 2015 which are to be used in the Regulatory Asset Base (RAB) amounts to PhP37,181,589 (Nominal Values, including CWIP factor). The ARR, with an x-factor of 4.67% is PhP45,104.6 for 2012; PhP47,248.1 for 2013; PhP46,952.7 for 2014 and PhP50,251.3 for 2015.
134	2010-069 MC 2010-070 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Inclusion of Cost Incurred from Unapproved Power Supply Contract Cost in the Retail Rates and Failure to Submit on Time the Required Monthly Reportorial Requirements</i>	<b>Camarine Sur III Electric Cooperative, Inc. (CASURECO III)</b>	<b>Decision dated April 12, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the settlement offer of CASURECO III of the total amount of the imposable penalty for the inclusion of cost incurred from unapproved Power Supply Contract Cost in the Retail Rates and failure to submit on time the required Monthly Reportorial Requirements, with an equivalent amount of PhP237,500.00. The said amount represents 100% and 50% settlement offer of the said violations, respectively. CASURECO III was directed to remit the above-mentioned amount within 15 days from receipt of Decision.

<b>No</b>	<b>ERC CASE NUMBER</b>	<b>CASE TITLE</b>	<b>APPLICANT</b>	<b>DECISION</b>
135	2010-070 RC	In the Matter of the Application for Approval of the Annual Revenue Requirement (ARR) and Performance Incentive Scheme (PIS) in Accordance with the Provisions of the Rules for Setting Distribution Wheeling Rates (RDWR)	<b>Dagupan Electric Corporation (DECORP)</b>	<b>Decision dated June 6, 2011.</b> The ERC approved the application filed by DECORP for the approval of its Annual Revenue Requirement (ARR) and Performance Incentive Scheme (PIS) for the Third Regulatory Period commencing on July 1, 2011 and terminating on June 30, 2015 in accordance with the provisions of the RDWR. The changes in the Philippines and US inflation, interest rates and equity beta figures for electricity distribution utilities were adopted to arrive at a regulatory WACC of 14.97%. The Total Operating and Maintenance Expenditure (OPEX) Forecast (nominal values) from 2012 to 2015 is PhP566,550.
136	2010-071 RC	In the Matter of the Application for Approval of Proposed Electric Capital Projects for the Years 2010 to 2012	<b>Misamis Occidental II Electric Cooperative, Inc. (MOELCI II)</b>	<b>Decision dated May 2, 2011.</b> The ERC approved the application filed by MOELCI II for the approval of the following electric capital projects for the years 2010 to 2012: (1) Acquisition of 69 kV subtransmission line; (2) Operation and maintenance of a 69 kV line; (3) Acquisition of a mobile 10 MVA power transformer; (4) Construction of Bonifacio substation; (5) Relocation of 5 MVA Jimenez substation; (6) Acquisition of primary and secondary breakers; (7) Reconductoring or Upgrading of distribution lines; (8) Rehabilitation of distribution lines; (9) Replacement of rotten wooden poles with newly procured concrete or steel poles; (10) Rehabilitation of an existing 69 kV line; (10) Procurement of distribution transformers; (11) Procurement of kWh meters; (12) Procurement of service drop wires; (13) Construction of extension lines, Upgrading and replacement of kWh meters; (14) Construction of mini hydro power plant; (15) Engineering design construction; (16) Acquisition of engineering software; (17) Procurement and maintenance of service vehicles; (18) Acquisition of supervisory control and data acquisition (SCADA); (19) Acquisition of meter test device; (20) Acquisition of load profiler device; (21) Acquisition of live-line maintenance equipment and hot line tools; (22) Acquisition of multi-purpose building and main and sub-offices; (23) Construction of a tennis court; (24) Acquisition of a lot; and (25) Training of Personnel on rudiments of capital expenditure projects and consultancy fess, with a total project cost of PhP653,430,849.31. The following projects, however, were not included in the ERC approval: <b>(1) Operation and maintenance of the 69 kV lines;</b> (2) Acquisition of a mobile 10 MVA power transformer; (3) Construction of mini hydro power plant; (4) Engineering for the construction of a mini hydro; and (5) Construction of a tennis court. The approved projects will redound to the benefit of the consumers in terms of continuous, reliable, and efficient power supply. Accordingly, MOELCI I was directed to remit to ERC the amount of PhP3,090,855.95 as permit fee.
137	2010-079 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Failure to file for Approval the Extensions of Terms and Conditions of the Transition Supply Contracts (TSC) entered into with Distribution Utilities (DU) in Accordance with Section 67 of Republic Act No. 9136</i>	<b>National Power Corporation (NPC) and Power Sector Assets and Liabilities Management Corporation (PSALM)</b>	<b>Decision dated January 31, 2011.</b> The ERC reprimanded NPC and PSALM for their failure to comply with the requirements of Republic Act No. 9136 (EPIRA) and its IRR and warned that a similar offense in the future shall be dealt with more severely. PSALM, upon receiving the Show Cause Order issued by ERC on December 1, 2010, submitted its explanation stating that pursuant to Section 49 of the EPIRA, NPC assigned and transferred to PSALM all of its rights and obligations in, to and under its Contracts for the Supply of Electric Energy (CSEE) and other similarly or substantially equivalent contracts with NPC customers on May 11, 2009. PSALM pleads that its understanding on the short extension on the CSEE would not require any approval from the ERC since there was no change in terms and conditions and applicable

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
				rates on the original CSEE approved by the ERC. On January 21, 2011, NPC submitted its explanation and admitted that it believed in good faith that since extensions made with the TSCs were only for a short period of 2 or 3 months without amendments on salient points, approval of the ERC is no longer required. Consequently, on January 26, 2011, PSALM filed its Compliance wherein it attached 7 recently finalized LOAs and CSEEs with DUs in the Visayas region.
138	2010-079 RC	In the Matter of the Application for Approval of the Level of Market Transaction Fees for Calendar Years 2010-2011 for the Philippine Wholesale Electricity Spot Market (WESM), with Prayer for Provisional Authority (PA)	<b>Philippine Electricity Market Corporation (PEMC)</b>	<b>Decision dated June 6, 2011.</b> The ERC approved the application filed by PEMC for approval of the level of Market Transaction Fees for Calendar Years (CYs) 2010-2011 for the Philippine WESM, in the amounts of PhP588,510,675.00 (2010) and PhP661,260,413.00 (2011). Also, PEMC was not allowed to recover any amount in the Visayas region until the authority to deduct from the Visayas participants is resolved by the ERC. Lastly, PEMC's prayers for provisional authority to continue to collect the market fee rate of PhP0.0169/kWh for the MMS Migration and additional market fee for CY 2010 was rendered moot and academic in view of the Order by ERC dated July 19, 2010.
139	2010-084 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Operating a Generation Facility without a Certificate of Compliance (COC)</i>	<b>Hydro Electric Development Corporation, Inc. (HEDCOR)</b>	<b>Decision dated April 14, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the 50% settlement offer of HEDCOR of the total amount of the imposable penalty for operating a Generation Facility without a COC, with an equivalent amount of PhP50,000.00. HEDCOR was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
140	2010-085 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Operating a Generation Facility without a Certificate of Compliance (COC)</i>	<b>Aggreko International Power Projects (AGGREKO)</b>	<b>Decision dated September 21, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the 50% settlement offer of AGGREKO of the total imposable penalty for operating a Generation Facility without a COC, with an equivalent amount of PhP50,000.00. AGGREKO was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
141	2010-088 RC	In the Matter of the Application for the Approval of the Sale of Various Subtransmission Lines/ Assets of the National Transmission Corporation (TRANSCO) to Camiguin Electric Cooperative, Inc. (CAMELCO), as Covered by a Lease Purchase Agreement (LPA)	<b>National Transmission Corporation (TRANSCO) and Camiguin Electric Cooperative, Inc. (CAMELCO)</b>	<b>Decision dated April 11, 2011.</b> The ERC approved the application filed by TRANSCO and CAMELCO for sale of the 35 km Balingasag-Kinoguitan subtransmission asset, as covered by a LPA, with an agreed purchase price of PhP38,738,679.36. CAMELCO was found to be qualified to take over the responsibility of operating, maintaining, upgrading and expanding said subtransmission asset and the ERC concluded that the purchase price was just and reasonable.
142	2010-094 RC	In the Matter of the Application for Authority to Implement 2010 Major Capital Projects, with Prayer for Provisional Authority (PA)	<b>San Fernando Electric Light and Power Company, Inc. (SFELAPCO)</b>	<b>Decision dated November 22, 2010.</b> The ERC approved with modification the application filed by SFELAPCO for the approval of the following capital projects: (1) Metering Equipment; (2) Line Distribution Equipment; and (3) Service Vehicle Acquisition, with a total project cost of PhP76,101,067.00. As such, SFELAPCO was directed to remit to ERC the amount of PhP570,758.00 as permit fee. The projects aim to replace defective, burned and broken kWh meters and replace installed kWh meters that need to be re-tested for accuracy; to maintain and operate the electrical distribution system and to replace the ageing service and utility vehicles.



No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
143	2010-096 RC	In the Matter of the Application for the Approval of the Sale of Various Sub-transmission Lines/Assets of the National Transmission Corporation (TRANSCO) to La Union Electric Company, Inc. (LUECO), as Covered by a Contract to Sell	<b>National Transmission Corporation (TRANSCO) and La Union Electric Company, Inc. (LUECO)</b>	<b>Decision dated January 24, 2011.</b> The ERC approved the joint application of LUECO and TRANSCO for the sale of the 6.03 km Bauang-Poro 69 kV Line (Single Circuit Steel Poles 2/0, 54BG4), with an agreed purchase price of PhP4,618,343.11. In approving the joint application, the ERC found LUECO to be qualified to take over the responsibility of operating, maintaining, upgrading and expanding said sub-transmission asset. Further, the ERC concluded that the purchase price was just and reasonable.
144	2010-097 RC	In the Matter of the Application for Approval of the Electric Power Purchase Agreement (EPPA) Between Panay Electric Company, Incorporated (PECO) and Panay Energy Development Corporation (PEDC), with Prayer for Provisional Authority (PA)	<b>Panay Electric Company, Inc. (PECO) and Panay Energy Development Corporation (PEDC)</b>	<b>Decision dated August 22, 2011.</b> The ERC approved, with the modification, the application filed by PECO and PEDC for approval of their EPPA. Upon the commercial operation date, the rates shall be as follows (at 75% Load Factor): A) Capital Recovery Fee - PhP3.4471/kWh; B) Peso O&M Fee - PhP0.5081/kWh; C) Dollar O&M Fee - US\$0.0109/kWh; and D) Fuel Cost - Pass-through cost. The approved rate for the additional electric power in excess of 772,632,000 kWh per year shall be PhP0.1485/kWh for O&M Variable Fee and pass-through cost for Fuel Cost. After a thorough evaluation, the ERC finds that the approval and implementation of the EPPA will be beneficial to the customers of PECO by way of reliable, continuous and sufficient supply of power within its franchise area at reasonable costs.
145	2010-102 RC	In the Matter of the Application for Approval of Capital Expenditure Program, with Prayer for Provisional Authority (PA)	<b>Abra Electric Cooperative, Inc. (ABRECO)</b>	<b>Decision dated December 20, 2010.</b> The ERC approved the application filed by ABRECO for the approval of its revised capital expenditure program for the years 2010 to 2012, specifically the: (1) Installation of one (1) 5 MVA Dolores Substation; (2) Construction of Bangued-Dolores 69 kV line; (3) Replacement of overloaded distribution transformers; (4) Procurement of vehicles, logistics equipment, and engineering software; and (5) Renovation of main office, warehouse and construction of substation control building, with a total project cost of PhP119,291,142.00. Accordingly, ABRECO was directed to remit to ERC the amount of PhP894,684.00 in staggered basis as permit fee. The project intends to address load growth, promote safety and reliability in the distribution system, promote better consumer service and to improve operating efficiency and technical capability of personnel.
146	2010-103 RC	In the Matter of the Application for Approval of Capital Expenditures Program for the Years 2010 to 2012	<b>La Union Electric Cooperative, Inc. (LUELCO)</b>	<b>Decision dated May 30, 2011.</b> The ERC approved the application filed by LUELCO for approval of its proposed electric capital projects for the years 2010 to 2012, which includes the following: installation of protective devices; rehabilitation and upgrading of lines; acquisition of equipment and vehicles; acquisition of subtransmission lines; expansion of lines and refurbishment of subtransmission lines, among others, with a total project cost of PhP414,088,147.70. The projects aim to improve power reliability, promote rural electrification and operational efficiency, and reduce system loss. Accordingly, LUELCO was directed to remit to ERC the amount of PhP3,105,661.10 as permit fee.
147	2010-104 RC	In the Matter of the Application for the Approval of the Sale of Various Subtransmission Lines/Assets of the National Power Corporation (TRANSCO) to Peninsula Electric Cooperative, Inc. (PENELCO), as Covered by an Amended Lease	<b>National Transmission Corporation (TRANSCO) and Peninsula Electric Cooperative, Inc. (PENELCO)</b>	<b>Decision dated April 11, 2011.</b> The ERC approved with modification the application filed by TRANSCO and PENELCO for the sale of the following subtransmission lines/assets to PENELCO: (1) Hermosa-Balanga 69 kV line; (2) Balanga-BTPP 69 kV line; (3) Alas-Asin Tap-Chi - Exemplar 69 kV line; (4) PNPP-Napot-Bagac 69 kV line; (5) PNPP-Morong/Napot 69 kV line; and (6) Disconnect switches for Hermosa-Balanga and Balanga-BTPP section. Said sale was covered by an LPA, with agreed purchase

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
		Purchase Agreement (LPA) dated 2 February 2009		price of PhP61,919,357.00, without the provision of 20% down payment. PENELCO was found to be qualified to take over the responsibility of operating, maintaining, upgrading and expanding said subtransmission asset and the ERC concluded that the purchase price was just and reasonable.
148	2010-107 RC	In the Matter of the Application for Approval of Capital Projects and Authority to Secure Loans from NEA in Accordance with the Provisions of R.A. 9136 and the Rules for Approval of Regulated Entities' Capital Expenditure Projects, with Prayer for Provisional Authority (PA)	<b>Pampanga I Electric Cooperative, inc. (PELCO I)</b>	<b>Decision dated April 4, 2011.</b> The ERC approved the application filed by PELCO I for the approval of the following capital projects: (1) Procurement of one (1) twenty (20) MVA transformer for Sto. Domingo Substation; (2) Procurement of one (1) ten (10) ten (10) MVA transformer for Pandacaqui Substation; (3) Extension and rehabilitation of primary lines; (4) Procurement of medium voltage circuit breaker, capacitor, current limiting fuse, recloser control, 69 kV disconnect switch, and feeder metering; (5) Relocation/refurbishment of San Nicholas Substation; (6) Acquisition of 69 kV Clark lines 1 and 2; (7) Rural electrification program; (8) Upgrading of secondary lines; (9) Procurement of distribution transformers and concrete poles; (10) Procurement and installation of kilowatthour (kWh) Meters; (11) Meter Clustering; (12) Lot acquisition for office and substation facilities expansion; (13) Logistics support; (14) Information and Communication Technology expenditures; (15) Construction of Mexico Office Building, grounds improvement and warehouse, motor pool extension and library; (16) Purchase of vehicles; (17) Purchase of air conditioning units and LCD monitor, with a total project cost of PhP322.91 million which will be financed through the Members' Contribution for Capital Expenditure and loans from the NEA. The projects will redound to the benefit of the consumers in terms of continuous, reliable, and efficient power supply. Accordingly, PELCO I was directed to remit to ERC the amount of PhP2,421,823.31.00 as permit fee. Accordingly, PELCO I was directed to remit to ERC the amount of PhP2,421,823.31.00 as permit fee.
149	2010-108 RC	In the Matter of the Application for Approval of the Electric Power Purchase Agreement (EPPA) Between Aklan Electric Cooperative, Incorporated (AKELCO) and Panay Energy Development Corporation (PEDC), with Prayer for Provisional Authority (PA)	<b>Aklan Electric Cooperative, Incorporated (AKELCO) and Panay Energy Development Corporation (PEDC)</b>	<b>Decision dated August 22, 2011.</b> The ERC approved, with modification, the application filed AKELCO and PEDC for approval of their EPPA. The rate for Commercial Operation Date shall be as follows (at 100% Load Factor): A) Capital Recovery Fee - PhP2.5853/kWh; B) Peso O&M Fee - PhP0.3811/kWh; C) Dollar O&M Fee - US\$0.0082/kWh; and D) Fuel Cost - Pass-through cost. The approved rate for the additional electric power in excess of 1,030,176,000 kWh per year shall be PhP0.1114/kWh for O&M Variable Fee and pass-through cost for Fuel Cost. After a thorough evaluation, the ERC finds that the approval and implementation of the EPPA will be beneficial to the customers of AKELCO by way of reliable, continuous and sufficient supply of power within its franchise area at reasonable costs.
150	2010-113 RC	In the Matter of the Application for Approval of the Annual Revenue Requirement (ARR) and Performance Incentive Scheme (PIS) in Accordance with the Provisions of the Rules for Setting Distribution Wheeling Rates (RDWR)	<b>Angeles Electric Corporation (AEC)</b>	<b>Decision dated July 6, 2011.</b> The ERC approved the application filed by AEC for the approval of its ARR and PIS for the Second Regulatory Period commencing on October 1, 2011 and terminating on September 30, 2015 in accordance with the provisions of the RDWR. Vanilla WACC (nominal) is: Low-11.36%, Mid-13.79%, and High-16.17%. WACC set at 75th Percentile of the suggested range is 14.97%. The Total Operating and Maintenance Expenditure (OPEX) Forecast (nominal values) from 2011 to 2015 is PhP793,103,000.00. The approved CAPEX from 2011 to 2015 which are to be used in the Regulatory Asset Base (RAB) amounts to PhP582,687,000.00 (Nominal Values including

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
				CWIP Factor). The ARR, with an x-factor of 4.66% is PhP520,140,000.00 for 2012; PhP555,890,000.00 for 2013; PhP590,140,000.00 for 2014 and PhP608,450,000.00 for 2015.
151	2010-114 RC	In the Matter of the Application for Approval of the Annual Revenue Requirement (ARR) and Performance Incentive Scheme (PIS) in Accordance with the Provisions of the Rules for Setting Distribution Wheeling Rates (RDWR)	<b>San Fernando Light and Power Company, Incorporated (SFELAPCO)</b>	<b>Decision dated July 6, 2011.</b> The ERC approved the application filed by SFELAPCO for the approval of its Annual Revenue Requirement (ARR) and Performance Incentive Scheme (PIS) for the Second Regulatory Period commencing on October 1, 2011 and terminating on October 1, 2015 in accordance with the provisions of the RDWR. Vanilla WACC (nominal) are: Low-11.36%, Mid-13.79% , and High-16.17%. WACC set at 75th Percentile of the suggested range is 14.97%. The Total Operating and Maintenance Expenditure (OPEX) Forecast (nominal values) from 2011 to 2015 is PhP8,434,000. The approved CAPEX from 2011 to 2015 which are to be used in the Regulatory Asset Base (RAB) amounts to PhP558,557,000 (Nominal Values, including CWIP factor). The ARR, with an x-factor of 4.43% is PhP787,126 million for 2012; PhP810,673 million for 2013; PhP835,145 million for 2014 and PhP862,990 million for 2015.
152	2010-117 RC	In the Matter of the Application for Approval of the Annual Revenue Requirement and Performance Incentive Scheme in Accordance with the Provisions of the Rules for Setting Distribution Wheeling Rates (RDWR)	<b>Bohol Light Company, Inc. (BLCI)</b>	<b>Decision dated July 6, 2011.</b> The ERC approved the application filed by BLCI for approval of its Annual Revenue Requirement (ARR) and Performance Incentive Scheme (PIS) for the Second Regulatory Period commencing on October 1, 2011 and terminating on September 30, 2015 in accordance with the provisions of the RDWR. Vanilla WACC (nominal) is: Low-11.36%, Mid-13.79%, and High-16.17%. WACC set at 75th Percentile of the suggested range is 14.97%. The Total Operating and Maintenance Expenditure (OPEX) Forecast (nominal values) from 2011 to 2015 is PhP136,836,000.00. The approved CAPEX from 2011 to 2015 which are to be used in the Regulatory Asset Base (RAB) amounts to PhP102,319,000.00 (Nominal Values, including CWIP factor). The ARR after the approved regulatory intervention, with an x-factor of 3.05% is PhP113,851,000.00 for 2012; PhP117,520,000.00 for 2013; PhP121,382,000.00 for 2014 and PhP125,419,000.00 for 2015.
153	2010-124 RC	In the Matter of the Application for Approval of the Annual Revenue Requirement and Performance Incentive Scheme in Accordance with the Provisions of the Rules for Setting Distribution Wheeling Rates (RDWR)	<b>Panay Electric Company, Inc. (PECO)</b>	<b>Decision dated July 6, 2011.</b> The ERC approved the application filed by PECO for approval of its Annual Revenue Requirement (ARR) and Performance Incentive Scheme (PIS) for the Second Regulatory Period commencing on October 1, 2011 and terminating on September 30, 2015 in accordance with the provisions of the RDWR. Vanilla WACC (nominal) is: Low-11.36%, Mid-13.79%, and High-16.17%. WACC set at 75th Percentile of the suggested range is 14.97%. The Total Operating and Maintenance Expenditure (OPEX) Forecast (nominal values) from 2011 to 2015 is PhP646,993,000.00. The approved CAPEX from 2011 to 2015 which are to be used in the Regulatory Asset Base (RAB) amounts to PhP191,954,000.00 (Nominal Values, including CWIP factor). The ARR after the approved regulatory intervention, with an x-factor of 3.94% is PhP461,600,000.00 for 2012; PhP465,000,000.00 for 2013; PhP469,300,000.00 for 2014; and PhP467,300,000.00 for 2015.
154	2010-127 RC	In the Matter of the Application for Approval of the Annual Revenue Requirement and Performance Incentive Scheme in Accordance with the Provisions of the Rules	<b>Subic Enerzone Corporation (SEZ)</b>	<b>Decision dated July 6, 2011.</b> The ERC approved the application filed by SEZ for approval of its Annual Revenue Requirement (ARR) and Performance Incentive Scheme (PIS) for the Second Regulatory Period commencing on October 1, 2011 and terminating on September 30, 2015 in accordance with the provisions of the RDWR. Vanilla WACC

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
		for Setting Distribution Wheeling Rates (RDWR)		(nominal) is: Low-11.36%, Mid-13.79%, and High-16.17%. WACC set at 75th Percentile of the suggested range is 14.97%. The Total Operating and Maintenance Expenditure (OPEX) Forecast (nominal values) from 2011 to 2015 is PhP271,803,000.00. The approved CAPEX from 2011 to 2015 which are to be used in the Regulatory Asset Base (RAB) amounts to PhP138,022,000.00 (Nominal Values, including CWIP factor). The ARR after the approved regulatory intervention, with an x-factor of 4.27% is PhP353,180,000.00 for 2012; PhP352,280,000.00 for 2013; PhP321,060,000.00 for 2014; and PhP314,110,000.00 for 2015.
155	2010-131 RC	In the Matter of the Application for Approval of the Annual Revenue Requirement (ARR) and Performance Incentive Scheme (PIS) in Accordance with the Provisions of the Rules for Setting Distribution Wheeling Rates (RDWR)	<b>Clark Electric Distribution Corporation (CEDC)</b>	<b>Decision dated July 6, 2011.</b> The ERC approved the application filed by CEDC for the approval of its Annual Revenue Requirement (ARR) and Performance Incentive Scheme (PIS) for the Second Regulatory Period commencing on October 1, 2011 and terminating on October 1, 2015 in accordance with the provisions of the RDWR. Vanilla WACC (nominal) are: Low-11.36%, Mid-13.79%, and High-16.17%. WACC set at 75th Percentile of the suggested range is 14.97%. The Total Operating and Maintenance Expenditure (OPEX) Forecast (nominal values) from 2011 to 2015 is PhP352,114,000. The ARR, with an x-factor of 4.44% is 229.1 for 2012; 254.1 for 2013; 264.1 for 2014 and 271.3 for 2015.
156	2010-134 RC	In the Matter of the Application for Approval of Proposed Electric Capital Projects for the Year 2010 to 2013 and Authority to Secure Loan from NEA, with Prayer for Provisional Authority (PA)	<b>Batanes Electric Cooperative, Inc. (BATANELCO)</b>	<b>Decision dated August 1, 2011.</b> The ERC approved the application filed by BATANELCO for approval of its Capital Projects for the years 2010 to 2013, which includes the following: replacement of distribution transformers, poles, meters and lines; and procurement of equipments, among others, with a total project cost of PhP9,974,830.11. The projects aim to avoid serious damage to people and properties, prevent long hours of power interruptions, improve reliability, improve efficiency and maintain linemen safety. Accordingly, BATANELCO was directed to remit to ERC the amount of PhP74,811.00 as permit fee. Lastly, ERC concluded that BATANELCO's financial conditions appear stable and will be able to manage its cash flows. Thus, BATANELCO was given the authority to secure loan from NEA.
157	2010-145 RC	In the Matter of the Application for Approval of Proposed Electric Capital Projects for the Year 2011-2014	<b>Tarlac II Electric Cooperative, Inc. (TARELCO II)</b>	<b>Decision dated August 8, 2011.</b> The ERC approved, with modification, the application filed by TARELCO II for approval of its capital projects, which includes the following: acquisition and installation of feeders; procurement of meters; installation and rehabilitation of lines; and acquisition and improvement of building, office and equipment, among others, with a total revised project cost of PhP196,013,676.89. The projects aim to address load growth, promote accuracy in the meter registration of energy sales, provide standard connection to consumers, address minimum fault violation, improve reliability of its distribution system, and improve consumer services and efficiency. Accordingly, TARELCO II was directed to remit to ERC the amount of PhP1,470,102.58 as permit fee.
158	2010-149 RC	In the Matter of the Application for Approval of: A) The Recalculated Maximum Average Price (MAP) for Regulatory Year 2012 and B) The Translation into Distribution	<b>Cotabato Light and Power Company, Inc. (CLPC)</b>	<b>Decision dated February 28, 2011.</b> The ERC approved the application filed by CLPC for the approval of the recalculated MAP for Regulatory Year 2012 and the translation into distribution related rates of its different customer classes for the third regulatory year of the ERC-approved ARR under the PBR for the Regulatory Period 2009-2013 subject

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
		<p>Related Rates of Different Customer Classes for the Third Regulatory Year of the ERC-Approved Annual Revenue Requirement (ARR) for Cotabato Light and Power Company, Inc. (CLPC) under the Performance Based Regulation (PBR) for the Regulatory Period 2009-2013</p>		<p>to the condition that the interests on any under-recoveries resulting from the erroneous computation of CLPC shall not be allowed during the next rate verification. CLPC was directed to implement, effective in its April 2011 billing period, the approved distribution, supply and metering charges, with an average total rate of PhP1.6660/kWh.</p>
159	2010-151 RC	<p>In the Matter of the Application for the Approval of the Approval of the Sale of Various Subtransmission Lines/Assets of the National Transmission Corporation (TRANSCO) to Ilocos Sur Electric Cooperative, Inc. (ISECO), as Covered by an Amended Contract to Sell</p>	<p><b>National Transmission Corporation (TRANSCO) and Ilocos Sur Electric Cooperative, Inc. (ISECO)</b></p>	<p><b>Decision dated April 11, 2011.</b> The ERC approved, with modification, the application filed by TRANSCO and ISECO for the sale of the following subtransmission lines/assets to ISECO: (1) San Esteban-Candon 69kV line; (2) New Bantay-Sto. Domingo 69kV line; and (3) San Esteban-Narvacan 69kV line (Tower 21 Take-off), with agreed purchase price of PhP14,589,224.09, without the provision of 20% down payment. ISECO was found to be qualified to take over the responsibility of operating, maintaining, upgrading and expanding said subtransmission asset and the ERC concluded that the purchase price was just and reasonable.</p>
160	2010-152 RC	<p>In the Matter of the Application of the National Grid Corporation of the Philippines (NGCP) for Approval of the Maximum Allowable Revenue (MAR) for Calendar Year 2011 and Performance Incentive Scheme (PIS) Compliance in Accordance with the Alternative Form of Rate Setting Methodology Under the Rules for Setting Transmission Wheeling Rates (RTWR), with Prayer for Provisional Authority (PA)</p>	<p><b>National Grid Corporation of the Philippines (NGCP)</b></p>	<p><b>Decision dated July 4, 2011.</b> The ERC approved the application filed by NGCP for the approval of its MAR for 2011 and PIS compliance in accordance with the alternative form of rate setting methodology under the RTWR. The ERC approved an effective MAR for 2011 of (in Million) PhP44,889.03 and PIS of PhP322.00, for a total of PhP45,211.03. The said MAR for 2011 of PhP45.2 Billion is lower by PhP1.40 Billion compared to the provisionally approved MAR for 2011 of PhP46.6 Billion.</p>
161	2010-153 RC	<p>In the Matter of the Application for Approval of the Maximum Average Price (MAP RY 2012) and its Translation into Distribution Rates of Different Customer Classes for the Third Regulatory Year of the ERC-Approved Annual Revenue Requirement for Iligan Light and Power, Inc. (ILPI) under the Performance Based Regulation (PBR) for the Regulatory Period 2010-2013</p>	<p><b>Iligan Light and Power, Inc. (ILPI)</b></p>	<p><b>Decision dated June 21, 2011.</b> The ERC approved, with modification, the application filed by ILPI for approval of the MAP RY 2012 and its translation into distribution rates of its different customer classes for the third regulatory year of the ERC-approved annual revenue requirement under the PBR for the regulatory period 2010-2013. ERC directed ILPI to implement, effective April 2011, its approved Distribution, Supply and Metering Charges, with an average total rate of PhP1.3669/kWh.</p>
162	2010-154 RC	<p>In the Matter of the Application for Approval of the Translation into Distribution Rates of Different Customer Classes for the Third Regulatory Year of the ERC-</p>	<p><b>Mactan Electric Company, Incorporated (MECO)</b></p>	<p><b>Decision dated February 28, 2011.</b> The ERC approved the application filed by MECO for approval of the translation into distribution rates of its different customer classes for the third regulatory year of the ERC-approved annual revenue requirement under the PBR for the regulatory period 2009-2013. MECO was directed to implement, effective</p>

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
		Approved Annual Revenue Requirement for Mactan Electric Company, Incorporated (MECO) under the Performance Based Regulation (PBR) for the Regulatory Period 2009-2013		in its April 2011 billing period, the approved Distribution, Supply and Metering Charges, with an average total rate of PhP1.0839/kWh.
163	2010-155 RC	In the Matter of the Application for Approval of the Power Supply Agreement between Isabela I Electric Cooperative, Inc. (ISELCO I) and Lucky PPH International, Inc. (LPII), With Prayer for Provisional Authority (PA)	<b>Isabela I Electric Cooperative, Inc. (ISELCO I) and Lucky PPH International, Inc. (LPII)</b>	<b>Decision dated July 25, 2011.</b> The ERC approved, with modification, the application filed by ISELCO I and LPII. The ERC's approval is subject to the following conditions: (1) The Power Purchase Rate (PPR) amounting to PhP4.0199/kWh is broken down as follows: Capacity fee-PhP2.6808/kWh; Operations and Maintenance - PhP1.2229/kWh and Fuel cost - PhP0.1162/kWh; and (2) The PPR shall be fixed for the duration of the fifteen (15) year cooperation period. LPII was authorized to collect the difference between the final PPR of PhP4.0199/kWh and the provisional PPR of PhP1.8972/kWh. Accordingly, LPII was directed to submit a scheme to implement the directive for the ERC's approval.
164	2010-156 RC	In the Matter of the Application for Approval of the Electric Power Purchase Agreement (EPPA) Between Cebu I Electric Cooperative, Incorporated (CEBECO I) and Cebu Energy Development Corporation (CEDC), with Prayer for Provisional Authority (PA)	<b>Cebu I Electric Cooperative, Incorporated (CEBECO I) and Cebu Energy Development Corporation (CEDC)</b>	<b>Decision dated August 1, 2011.</b> The ERC approved, with modification, the application filed by CEBECO I and CEDC for approval of their EPPA. Upon Commercial Operation date, the rate shall be PhP5.2046/kWh, broken down as follows: A) Capacity Recovery Fee - PhP2.2282/kWh; B) Peso O&M Fee - PhP0.3434/kWh; C) Dollar O&M Fee - PhP0.3688/kWh; and D) Fuel Cost - PhP2.2642/kWh. The approved rate for the additional electric power in excess of 1,545,264,000 kWh per year shall be PhP0.1685/kWh for O&M Variable Fee. CEBECO I was directed to submit a mechanism to validate the heat rate of CEDC's Coal-Fired Power Plant as provided in the computation of the fuel cost and include the derivation of fuel cost and actual heat rate used for the applicable billing period with supporting documents in the submission of its Automatic Generation Rate Adjustment (AGRA) computation. Lastly, CEDC was directed to refrain from entering into any contract for the 25.5 MW allocated for its in-house consumption as the same was not considered in the computation of its base rate.
165	2010-158 RC	In the Matter of the Application for Approval of the Electric Power Purchase Agreement (EPPA) Between Cebu II Electric Cooperative, Incorporated (CEBECO II) and Cebu Energy Development Corporation (CEDC), with Prayer for Provisional Authority (PA)	<b>Cebu II Electric Cooperative, Inc. (CEBECO II) and Cebu Energy Development Corporation (CEDC)</b>	<b>Decision dated August 1, 2011.</b> The ERC approved, with modification, the application filed by CEBECO II and CEDC for approval of their EPPA. Upon Commercial Operation date, the rate shall be PhP5.2046/kWh, broken down as follows: A) Capacity Recovery Fee - PhP2.2282/kWh; B) Peso O&M Fee - PhP0.3434/kWh; C) Dollar O&M Fee - PhP0.3688/kWh; and D) Fuel Cost - PhP2.2642/kWh. The approved rate for the additional electric power in excess of 1,545,264,000 kWh per year shall be PhP0.1685/kWh for O&M Variable Fee. CEBECO II was directed to submit a mechanism to validate the heat rate of CEDC's Coal-Fired Power Plant as provided in the computation of the fuel cost and include the derivation of fuel cost and actual heat rate used for the applicable billing period with supporting documents in the submission of its Automatic Generation Rate Adjustment (AGRA) computation. Lastly, CEDC was directed to refrain from entering into any contract for the 25.5 MW allocated for its in-house consumption as the same was not considered in the computation of its base rate.

<b>No</b>	<b>ERC CASE NUMBER</b>	<b>CASE TITLE</b>	<b>APPLICANT</b>	<b>DECISION</b>
166	2010-161 RC	In the Matter of the Application for Approval of Emergency Electric Capital Project re: Replacement of Damage Sulfur Hexafluoride (SF6) MV Circuit Breaker and Feeder Vacuum Reclosers and its Accessories of Dabong-Dabong Substation and Authority to Secure Loan from National Electrification Administration (NEA), with Prayer for Provisional Authority (PA)	<b>First Bukidnon Electric Cooperative, Inc. (FIBECO)</b>	<b>Decision dated May 9, 2011.</b> The ERC approved the application filed by FIBECO for approval of its emergency electrical project re: replacement of damage sulfur hexafluoride (SF6) MV circuit breaker and feeder vacuum reclosers and its accessories at Dabong-Dabong Substation, with a total project cost of PhP6,500,000.00 and authority to secure loan from the NEA to finance the project. Accordingly, FIBECO was directed to remit to ERC the amount of PhP48,750.00 as permit fee. The project aims to improve the power quality, reliability and safety of the distribution system and compliance with the provisions of the Philippine Grid Code (PGC) and the Philippine Distribution Code (PDC).
167	2010-162 RC	In the Matter for the Application for Approval of the Electric Power Purchase Agreement (EPPA) between Capiz Electric Cooperative (CAPELCO) and Panay Energy Development Corporation (PEDC), with Prayer for Provisional Authority (PA)	<b>Capiz Electric Cooperative, Inc. (CAPELCO) and Panay Energy Development Corporation (PEDC)</b>	<b>Decision dated June 6, 2011.</b> The ERC approved with modification the joint application filed by CAPELCO and PEDC for approval of the EPPA, subject to the following conditions: (1) The base tariff fee shall be as follows: Capital Recover Fee - PhP3.2316/kWh, Peso O&M Fee - PhP 0.4763/kWh, Dollar O&M Fee - US\$0.0104/kWh, Fuel Cost - Pass-through cost; and (2) The approved rate for the additional electric power in excess of 824,140,800 kWh per year shall be: O&M Variable Fee - PhP0.1392/kWh and Fuel Cost - pass through cost.
168	2011-004 RM	In the Matter of the Declaration of the Retail Competition and Open Access Pursuant to Section 31 of the Republic Act No. 9136, Otherwise known as the Electric Power Industry Reform Act of 2011, and Section 3 and 4 of its Implementing Rules and Regulations	<b>X-----X</b>	<b>Decision dated June 6, 2011.</b> The ERC declared December 26, 2011 as the Open Access Date to mark the commencement of full operations of the competitive retail electricity market in Luzon and Visayas. All electricity end-users with an average monthly peak demand of one (1) MW for the twelve (12) months preceding December 26, 2011, as certified by the ERC as contestable customers, shall have the right to choose their own electricity suppliers.
169	2011-005 RC	In the Matter of the Application for the Approval of the Proposed Five (5) Year Capital Expenditure Projects and Authority to Secure Loan from the National Electrification Administration (NEA)	<b>Cebu II Electric Cooperative, Inc. (CEBECO II)</b>	<b>Decision dated June 21, 2011.</b> The ERC approved, with modification, the application filed by CEBECO II for approval of its proposed five (5) year Capital Expenditure Projects, which includes the following: installation of voltage regulators, reclosers, switches and substation; development and refurbishment of lines; construction of feeder; and purchase of equipments and vehicles, with a total revised project cost of PhP438,497,000.00. The projects aim to improve system and power reliability, address the increase number of consumers and load growth, increase operations efficiency, and improve mobility and response time. Accordingly, CEBECO II was directed to remit to ERC the amount of PhP3,288,728.00 as permit fee. Lastly, after thorough evaluation and considering that the projects for which the loan is intended will benefit CEBECO II in financing its proposed projects, ERC approved the request of CEBECO II for authority to secure loan from the NEA.
170	2011-007 MC	In the Matter of the Application for Authority to Issue Bonds or Evidence of Indebtedness not to Exceed a 50% Long-term Debt to Equity Ratio, with Prayer for Provisional Authority (PA)	<b>Manila Electric Company (MERALCO)</b>	<b>Decision dated June 29, 2011.</b> The ERC approved the application filed by MERALCO for authority to issue bonds or evidence of indebtedness not to exceed a 50% debt to equity ratio subject to the following conditions: (1) The authority to issue bonds or evidence of indebtedness shall be effective throughout the Third Regulatory Period ending on June 30, 2015; (2) MERALCO shall absorb all interest charges, fees, foreign exchange losses on foreign debt and other costs related to any long term borrowing and should not pass them on to its consumers;

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
				and (3) The loan <b>shall</b> be used to finance CAPEX Projects for the Third Regulatory Period as approved by the ERC in the Final Determination under ERC Case No. 2010-069 RC. The ERC found that the approval of the instant application will ultimately redound to the benefit of the MERALCO consumers in terms of continuous, reliable, efficient and affordable power supply as mandated by the EPIRA.
171	2011-011 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Inclusion of Power Supply Contract Cost in the Retail Rates without prior Approval from the Commission</i>	<b>Camarines Sur II Electric Cooperative, Inc. (CASURECO II)</b>	<b>Decision dated September 29, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the 50% settlement offer of CASURECO II of the total imposable penalty for including the Power Supply Contract Cost in the retail rates without prior approval from the ERC, with an equivalent amount of PhP100,000.00. CASURECO II was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
172	2011-011 RC	In the Matter of the Application for Approval of Force Majeure Project due to Typhoon Juan	<b>Cagayan I Electric Cooperative, Inc. (CAGELCO I)</b>	<b>Decision dated June 13, 2011.</b> The ERC approved the application of CAGELCO I for approval of its force majeure project, specifically the immediate repair of its electrical distribution facilities which were devastated by Typhoon Juan last October 18, 2010, with a total project cost of PhP5,833,090.46. The restoration/rehabilitation works were necessary to prevent further outages in its franchise area and reduce the duration of power interruptions and spare its member-consumers from the inconvenience of further prolonged brownouts. Accordingly, CAGELCO I was directed to remit the amount of PhP43,748.17 as permit fee.
173	2011-012 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - Implementing Capital Projects Without Prior Approval from the Commission	<b>Davao Light and Power Company, Incorporated (DLPC)</b>	<b>Decision dated September 29, 2011.</b> The ERC exonerated DLPC from any administrative liability for implementing various capital projects without prior approval from the ERC. DLPC, after receiving the Show Cause Order issued by ERC, filed its explanation and manifested that the projects enumerated in the Order dated January 31, 2011 are being implemented under the authority of the ERC as embodied in the Final Determination dated March 8, 2010 in ERC Case No. 2009-041 RC. With the issuance of the Final Determination in the PBR application, it believed that the implementation of the projects has been properly sanctioned by the ERC and these projects were implemented only after the effectivity of the Final Determination. Submitted documents supported the said explanation.
174	2011-014 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - Failure to Submit 2009 Annual Report	<b>Camarines Sur I Electric Cooperative, Inc. (CASURECO I)</b>	<b>Decision dated May 12, 2011.</b> The ERC reprimanded CASURECO I for the delay in the submission of its 2009 Annual Report and warned that a similar offense in the future shall be dealt with more severely. CASURECO I, upon receiving the Show Cause Order issued by ERC, sent a letter on March 24, 2011 explaining why it failed to submit its 2009 Annual Report and at the same time submitted its 2009 Annual Report.
175	2011-014 RC	In the Matter of the Application for Approval of Upgrading of Passi Substation from 5 MVA to 10 MVA and Authority to Secure Loan from National Electrification Administration (NEA), with Prayer for Provisional Authority (PA)	<b>Iloilo II Electric Cooperative, Inc. (ILECO II)</b>	<b>Decision dated August 15, 2011.</b> The ERC approved the application filed by ILECO II for approval of the upgrading of its Passi substation from 5 MVA to 10 MVA and the authority to secure PhP10,388,000.00 loan. The projects aim to improve system and power reliability, address the increase number of consumers and load growth, increase operations efficiency, and improve mobility and response time. Accordingly, ILECO II was directed to remit to ERC the amount of PhP77,910.00 as permit fee. Lastly, after thorough evaluation and considering that



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				the projects for which the loan is intended will benefit ILECO II in financing its proposed projects, ERC approved the request of ILECO II for authority to secure loan from the NEA.
176	2011-016 MC	In the Matter of the Application for Franchise and Certificate of Public Convenience and Necessity (CPCN)	<b>Dagupan Electric Corporation (DECORP)</b>	<b>Decision dated June 21, 2011.</b> The ERC approved the application filed by DECORP for the issuance of CPCN. The CPCN shall be effective for a period of 25 years reckoned from February 27, 2010 until February 26, 2035 predicated on DECORP's approved franchise under Republic Act No. 9969 to operate the electric light and power system in the City of Dagupan, the Municipalities of Calasiao.
177	2011-019 MC	In the Matter of the Petition for Confirmation And/Or Prompt Classification of HHIC-PHIL Inc.'s Power Lines as Transmission Assets	<b>HHIC-PHIL Inc. versus National Transmission Corporation (TRANSCO) and Subic Enerzone Corporation (SEZ)</b>	<b>Decision dated August 22, 2011.</b> The ERC approved the petition for confirmation and/or prompt classification of HHIC-PHIL Inc.'s power lines as transmission assets. Accordingly, the HANJIN Power lines, including the associated equipment and the expansion project, were classified as transmission assets.
178	2011-019 RC	In the Matter of the Application for the Approval of the: (A) Inclusion of Formula for Determining Customer Substitute Prices that will be used when the Ex-ante Run is Affected with Non-congestion Pricing Error while the Ex-post Run is Affected with Congestion Pricing Error and (B) Inclusion of Price Threshold if Resulting MCPH is Equal to Zero, in the Price Determination Methodology for the Wholesale Electricity Spot Market	<b>Department of Energy (DOE) through the Philippine Electricity Market Corporation (PEMC)</b>	<b>Decision dated July 18, 2011.</b> The ERC approved the application of DOE through PEMC for the inclusion of a formula for determining Customer Substitute Prices for use when the Ex-ante run is affected with non-congestion pricing error while the Ex-post run is affected with congestion pricing error and inclusion of a Price Threshold drawn from the average price spread in all the 1400H trading interval of the previous trading year (immediately preceding rolling 12-month period average) if resulting MCPH is equal to Zero, in the Price Determination Methodology (PDM) for the Wholesale Electricity Spot Market (WESM). Lastly, the ERC approved PEMC's prayer for the retroactive implementation of its proposals to July 11, 2008 since it will redound to the benefit of the market participants since the proposed pricing mechanisms in the instant application will address their settlement issues which have occurred since July 11, 2008.
179	2011-020 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Inclusion of Power Supply Contract in the Retail Rates without approval from the Commission</i>	<b>Peninsula Electric Cooperative, Inc. (PENELCO)</b>	<b>Decision dated May 20, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the 50% settlement offer of PENELCO of the total amount of imposable penalty for the inclusion of Power Supply Contract Cost in Retail Rates without prior approval from the Commission, with an equivalent amount of PhP100,000.00. PENELCO was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
180	2011-023 RC	In the Matter of the Application for Approval of Emergency Capital Expenditure Project, re: Acquisition of Four (4) Units Automatic Circuit Recloser	<b>Sorsogon II Electric Cooperative, Inc. (SORECO II)</b>	<b>Decision dated August 8, 2011.</b> The ERC approved the application filed by SORECO II for the approval of its emergency capital expenditure project involving the acquisition of four (4) units of automatic circuit recloser, with a total project cost of PhP3,000,000.00. The project aims to maintain a safe, reliable, secure and efficient operation of the distribution system of SORECO II for the benefit of its customers. Accordingly, SORECO II was directed to remit to ERC the amount of PhP22,500.00 as permit fee.
181	2011-025 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Imposition of Other Charges without prior Approval from the Commission</i>	<b>Bukidnon Second Electric Cooperative, Inc. (BUSECO)</b>	<b>Decision dated July 4, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the 50% settlement offer of BUSECO of the total imposable penalty for the imposition of other charges without prior approval from the Commission, with an equivalent amount of PhP100,000.00. BUSECO was directed to remit the above-mentioned amount within 15 days from receipt of Decision.

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
182	2011-028 MC	In the Matter of the Petition for Dispute Resolution Relative to the Billing Determinant Arrangement of SKK Steel Corporation and National Transmission Corporation, with Prayer for Issuance of a Cease and Desist/Status Quo Order	<b>SKK Steel Corporation (SKK)</b>	<b>Decision dated August 22, 2011.</b> The ERC made permanent the Status Quo Order issued by the ERC after confirming that the transmission billing for SKK should be calculated on the basis of the Coincident Peak Demand of the Luzon system peak. Under the Memorandum of Agreement (MOA) between SKK and TRANSCO, they agreed to use the coincident peak demand as the basis in calculating SKK's transmission charges. National Grid Corporation of the Philippines (NGCP) stepped into the shoes of TRANSCO in its MOA with SKK. Thus, NGCP should observe and respect the provisions of the MOA despite promulgation of the Open Access Transmission Service (OATS) Rules and Ancillary Service-Cost Recovery Mechanism (AS-CRM). Under the OATS Rules and AS-CRM, the ERC did not adopt a different billing determinant for the calculation of SKK's transmission charges.
183	2011-030 MC	In the Matter of the Application for Authority to Secure a Loan with Metrobank or any Banking/ Financial Institution, with Prayer for Provisional Authority (PA)	<b>Subic Enerzone Corporation (SEZ)</b>	<b>Decision dated June 21, 2011.</b> The ERC approved the application of SEZ to secure a loan in the amount of Php565,000,000.00 with Metrobank or any banking/financial institution to refinance its outstanding loan and finance its capital expenditure projects. The approval of the said loan is subject to the following conditions: (1) The proceeds of the loan shall not be used, even temporarily for any purpose other than the purpose stated in the application; (2) The proceeds of the loan and the corresponding capital expenditures shall be recorded in a separate book; (3) The interest of the loan shall not be utilized or charged to fixed asset procured from the proceeds of the said loan; and (4) Progress report of the projects funded from the proceeds of the loan must be submitted annually reckoned from the date of the effectivity of the Decision, as long as the loan has not been fully paid or a portion thereof remains outstanding. SEZ was directed to submit to the ERC a sworn statement containing the: (1) Breakdown of the actual amount of drawdowns received from the lender, including dates of receipt thereof; (2) Amortization schedule showing the principal and interest payments of the loan and exchange rates at the time of payment; and (3) Annexes A and B based on the format attached to the resolution, receipt of the drawdowns.
184	2011-031 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Implementing Capital Projects Without Prior Approval from the Commission</i>	<b>Oriental Mindoro Electric Cooperative, Inc. (ORMECO)</b>	<b>Decision dated July 4, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the 50% settlement offer of ORMECO of the total amount of the imposable penalty for implementing capital projects without prior approval from the Commission, with an equivalent amount of Php50,000.00. ORMECO was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
185	2011-033 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Imposition of Franchise Tax without prior Approval from the Commission</i>	<b>Cebu II Electric Cooperative, Inc. (CEBECO II)</b>	<b>Decision dated September 28, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the 50% settlement offer of CEBECO II of the total imposable penalty for the imposition of Franchise Tax without prior approval from the ERC, with an equivalent amount of Php100,000.00. CEBECO II was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
186	2011-035 MC	In the Matter of the Petition for the Approval of Direct Connection with the National Grid Corporation of the Philippines (NGCP) and Authority to Source Power from the National power Corporation (NPC)	<b>Quanta Paper Corporation (QPC)</b>	<b>Decision dated July 6, 2011.</b> The ERC approved the petition for direct connection filed by QPC. QPC is engaged in business of manufacturing paper products which operates within the TECO Special Economic Zone in Mabalacat, Pampanga. QPC sources its power plant from Formosa Power Supply Corporation (FPSC). FPSC, however, issued a letter to QPC and all the locators within the ecozone informing them of the 8-day power

<b>No</b>	<b>ERC CASE NUMBER</b>	<b>CASE TITLE</b>	<b>APPLICANT</b>	<b>DECISION</b>
		or Independent Power Producer (IPP), With Prayer for Provisional Authority (PA)		interruption due to the scheduled total repair of its power plant. QPC sought the consent of the Philippine Economic Zone Authority (PEZA) relative to its intention to source its power requirements from San Miguel Energy Corporation (SMEC) through the transmission line of NGCP. PEZA supported the plan of QPC to source its power requirements from the IPP. Industries which are highly dependent and are heavy users of electricity such as QPC should be provided with reliable supply of power at reasonable cost to enable them to sell their products at affordable prices. Any power interruption during its operation would result to serious damage to its business considering the long stoppage of production and damage to its equipment. Accordingly, QPC was authorized to source its power requirements from IPPs and utilize the existing system of the National Transmission Corporation (TRANSCO)/ National Grid Corporation of the Philippines (NGCP) located in the Municipality of Mabalacat, Pampanga
187	2011-036 MC	In the Matter of the Violation of ERC Orders, Rules and Regulations - <i>Implementing Provisions of the Transition Supply Contracts/ Contracts to Supply Electric Energy (TSCs/CSEE) without the Commission's prior approval</i>	<b>Power Sector Assets and Liabilities Management Corporation (PSALM) and National Power Corporation (NPC)</b>	<b>Decision dated September 19, 2011.</b> The ERC reprimanded PSALM for enforcing and implementing the provisions of the TSCs/CSEE without the ERC's prior approval and warned that a similar offense in the future shall be dealt with more severely. PSALM, after receiving the Show Cause Order issued by ERC on April 11, 2011, filed its explanation citing its Letter of Agreement (LOA) with the NPC dated May 11, 2009 wherein it was stated that all power supply contracts were deemed amended as follows: i) All references to NPC in the supply contracts shall be treated as references to PSALM; ii) PSALM shall be deemed the supplier under the Power Supply Contracts (PSCs); and iii) The rights and obligations of the parties shall be governed by and construed in accordance with the PSCs, as amended by the LOA. After evaluations and considering that the end-users were benefited by having been charged with lower TOU rates compared to the market rates, the ERC is constrained not to penalize PSALM.
188	2011-037 RC	In the Matter of the Application for Approval of the Leyte - Mindanao Interconnection Project-Phase I, with Prayer for the Issuance of Provisional Authority (PA)	<b>National Grid Corporation of the Philippines (NGCP)</b>	<b>Decision dated August 15, 2011.</b> The ERC approved the application filed by NGCP for the approval of the Leyte - Mindanao Interconnection Project-Phase I, with a total cost of PhP91,420,875.00. The benefits of the project includes the following: A) The Mindanao Hydropower Plant Operation will be optimized; B) The reliability of the Mindanao power system will improve; C) Standby and spinning reserves will be optimized due to sharing of reserve; D) Exchange of energy will be enabled during periods of shortfall or surplus of power supply between major power systems; E) It will create more open, liberalized and competitive market through the WESM in the future; and F) It will open up more investment opportunities in Mindanao both in terms of additional power generation (due to a wider market) and industrial loads. Relatively, NGCP was directed to pay the amount of PhP685,656.56 as permit fee.
189	2011-038 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Failure to Renew the Certificate of Compliance within the Prescribed Period</i>	<b>SPC Island Power Corporation (SIPC)</b>	<b>Decision dated October 25, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the 50% settlement offer of SIPC of the total imposable penalty for failure to renew the Certificate of Compliance within the prescribed period, with an equivalent amount of PhP50,000.00. SIPC was directed to remit the above-mentioned amount within 15 days from receipt of Decision.

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
190	2011-045 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Failure to Implement on Time the Commission's Decision in ERC Case No. 2008-065 RC</i>	<b>National Power Corporation-Small Power Utilities Group (NPC-SPUG)</b>	<b>Decision dated October 19, 2011.</b> The ERC exonerated NPC-SPUG from any administrative or criminal liability for its failure to implement on time the ERC's Decision with regards to the application for authority to operate as a Qualified Third Party (QTP) Contract. NPC-SPUG explained, among others, that a scrutiny of the chronology of events regarding the payment/processing of PowerSource Philippines, Inc. (PSPPI's) subsidy billings revealed that the delay in payment was attributed to its delay in the submission of certain requirements for the processing of the billing. Also, it follows a process flow for the billings and cannot favorably act on the payment unless and until all documents are complete. Lastly, since it is subject not only to the orders of the ERC but also to the equally stringent rules and regulations of the Commission on Audit (COA), it could not proceed with the processing of PSPPI's invoices without the required documentation.
191	2011-046 RC	In the Matter of the Application for Approval of: A) Recalculated MAP for Regulatory Year 2012 and B) The Translation into Distribution-Related Rates of Different Customer Classes for the Second Regulatory Year of the ERC-Approved Revenue Requirement for Visayan Electric Company, Incorporated (VECO) under the Performance-Based Regulation (PBR) for the Regulatory Period 2011-2014	<b>Visayan Electric Company, Incorporated (VECO)</b>	<b>Decision dated June 29, 2011.</b> The ERC approved the application filed by VECO for the approval of the recalculated maximum average price (MAP) for regulatory year 2012 and the translation into distribution-related rates of its different customer classes for the second regulatory year of the ERC-approved annual revenue requirement (ARR) under the PBR for the regulatory period 2011-2014. VECO was directed to implement, starting July 1, 2011, its approved Distribution, Supply and Metering Charges, with an average total rate of PhP1.2970/kWh. In relation to the case, the ERC denied the petition for intervention filed by National Association of Electricity Consumers for Reforms, Inc. (NASECORE) for having been filed beyond the reglementary period prescribed under the Commission's Rules of Practice and Procedure and the motion to dismiss filed by the Trade Union Congress Party (TUCP) for lack of merit.
192	2011-048 MC	In the Matter of the Violation of ERC Orders, Rules and Regulations - <i>Failure to Renew the Certificate of Compliance (COC) within the Prescribed Period</i>	<b>Asia Pacific Energy Corporation (APEC)</b>	<b>Decision dated November 28, 2011.</b> The ERC closed and terminated the case against APEC for failing to renew its Certificate of Compliance (COC) within the prescribed period but reminded it to comply with the ERC's rules and regulations, otherwise, the same shall be dealt with more severely. APEC, after receiving the Show Cause Order issued by ERC, filed its compliance together with explanation stating that the main reason for the failure to file the renewal of the COC of its plant within the prescribed period was due to the resignation of the person-in-charge without properly informing the management of the pending compliance with the said COC renewal. It is not intentional on its part to disregard the Rules of the ERC and it has made the utmost effort to file immediately the application for the COC renewal before its expiration. The ERC finds the explanation submitted by APEC acceptable.
193	2011-048 RC	In the Matter of the Application for Approval of the Translation into Distribution Rates of Different Customer Classes for the Second Regulatory Year of the ERC-Approved Annual Revenue Requirement for Davao Light and Power Company, Incorporated (DLPC) under the Performance Based Regulation (PBR) for the Regulatory Period July 1, 2010 - June 30, 2014	<b>Davao Light and Power Company, Incorporated (DLPC)</b>	<b>Decision dated June 29, 2011.</b> The ERC approved with modification the application filed by DLPC for approval of the translation into distribution rates of its different customer classes for the second regulatory year of the ERC-approved annual revenue requirement (ARR) under the PBR for the regulatory period July 1, 2010 to June 30, 2014. ERC directed DLPC to implement, effective July 1, 2011, the approved Distribution, Supply and Metering Charges, with an average total rate of PhP1.2688/kWh. Lastly, ERC denied the "Urgent Motion for Regulatory Audit with Manifestation" filed by Mr. Hio Tiao Lim for lack of merit.

<b>No</b>	<b>ERC CASE NUMBER</b>	<b>CASE TITLE</b>	<b>APPLICANT</b>	<b>DECISION</b>
194	2011-049 RC	In the Matter of the Application for Approval of (A) the Translation into Distribution Rates of Different Customer Classes for the Second (2nd) Regulatory Year of the ERC-Approved Annual Revenue Requirement for Tarlac Electric, Inc. (TEI) under the Performance Based Regulation (PBR) for the Regulatory Period 2011-2014 and (B) the Change of Supply Charges per Customer for Residential and Small Commercial from PhP5.00 per Customer to PhP10.00 per Customer	<b>Tarlac Electric, Incorporated (TEI)</b>	<b>Decision dated June 29, 2011.</b> The ERC approved the application filed by TEI for approval of the translation into distribution rates of different customer classes for the 2nd Regulatory Year of the ERC-Approved Annual Revenue Requirement (ARR) under the PBR for the Regulatory Period 2011-2014 and change of supply charges per customer for residential and small commercial from PhP5.00/customer to PhP10.00/customer. ERC directed TEI to adopt the MAP for 2012 and implement, starting the next billing cycle from receipt of Decision, its approved Distribution, Supply and Metering Charges, with an average total rate of PhP1.4235/kWh.
195	2011-050 RC	In the Matter of the Application for Approval of the Translation into Distribution Rates of Different Customer Classes for the Second (2nd) Regulatory Year of the ERC-Approved Annual Revenue Requirement for CELCOR under the Performance Based Regulation (PBR) for the Regulatory Period 2011-2014	<b>Cabanatuan Electric Corporation (CELCOR)</b>	<b>Decision dated June 29, 2011.</b> The ERC approved the application filed by CELCOR for approval of the translation into distribution rates of different customer classes for the 2nd Regulatory Year of the ERC-Approved Annual Revenue Requirement (ARR) under the PBR for the Regulatory Period 2011-2014. ERC directed CELCOR to adopt the MAP 2012 and implement, starting next billing cycle from receipt of Decision, its approved Distribution, Supply and Metering Charges, with an average total rate of PhP1.5365/kWh and Performance Incentive Factor (S-Factor) of PhP0.0122/kWh.
196	2011-052 MC	In the Matter of the Petition for Dispute Resolution to Direct the National Grid Corporation of the Philippines (NGCP) to Cease and Desist from Grossing up Results of Meter Readings with Prayer for Cease and Desist Order	<b>Angeles Electric Corporation (AEC)</b>	<b>Decision dated October 24, 2011.</b> The ERC made permanent the Order issued on August 22, 2011 directing National Grid Corporation of the Philippines (NGCP) to cease and desist from grossing-up the line losses of AEC's meter readings at the delivery point in Petersville Power Station at Barangay Pulung Maragul, Angeles City. NGCP failed to establish that it had entered into an agreement with AEC and the Market Operator for any adjustment in the metering data of AEC relative to the physical losses between the actual metering point and the relevant Market Trading Node (MTN). NGCP unilaterally made several adjustments on the energy loss on AEC's metered quantity without its and the Market Operator's consent.
197	2011-055 RC	In the Matter of the Application for Approval of the Translation into Distribution Rates of Different Customer Classes for the Second (2nd) Regulatory Year of the ERC-Approved Annual Revenue Requirement for La Union Electric Company, Inc. (LUECO) under the Performance Based Regulation (PBR) for the Regulatory Period 2011-2014	<b>La Union Electric Company, Inc. (LUECO)</b>	<b>Decision dated June 29, 2011.</b> The ERC approved the application filed by LUECO for the approval of the translation into distribution rates of different customer classes for the 2nd Regulatory Year of the ERC-Approved Annual Revenue Requirement (ARR) under the PBR for the Regulatory Period 2011-2014. LUECO was directed to adopt the maximum average price (MAP) for regulatory year 2012 and implement, starting the next billing cycle from receipt of Decision, its approved Distribution, Supply and Metering Charges, with an average total rate of PhP1.3856/kWh.

No	ERC CASE NUMBER	CASE TITLE	APPLICANT	DECISION
198	2011-059 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Failure to Renew the Certificate of Compliance within the Prescribed Period</i>	<b>ICS Renewables, Inc. (ICSRI)</b>	<b>Decision dated December 7, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the 50% settlement offer of ICSRI of the total amount of imposable penalty for failure to renew the Certificate of Compliance (COC) within the prescribed period, with an equivalent amount of Php50,000.00. ICSRI was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
199	2011-061 RC	In the Matter of the Application for Approval of the Translation into Distribution Rates of Different Customer Classes for the Second Regulatory Year of the ERC-Approved Annual Revenue Requirement for Ibaan Electric and Engineering Corporation (IEEC) under the Performance Based Regulation (PBR) for the Regulatory Period 2010-2014	<b>Ibaan Electric and Engineering Corporation (IEEC)</b>	<b>Decision dated July 4, 2011.</b> The ERC approved the application filed by IEEC for approval of the translation into distribution rates of different customer classes for the Second Regulatory Year of the ERC-approved Annual Revenue Requirement (ARR) under the PBR for the Regulatory Period 2010-2014. ERC directed IEEC to adopt the MAP 2012 and implement, starting the next billing cycle from receipt of Decision, its approved Distribution, Supply and Metering Charges, with an average total rate of Php1.6408/kWh. Lastly, IEEC was also directed to implement its approved Lifeline Discount Level as follows (Level of kWh Consumption - Level of Discount): (A) 0-20 kWh - 100%; (B) 21-30 kWh - 10%; and (C) 31-50 kWh - 5%.
200	2011-062 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Failure to Renew the Certificate of Compliance within the Prescribed Period</i>	<b>SPC Island Power Corporation (SIPC)</b>	<b>Decision dated December 20, 2011.</b> The ERC, after finding it just and reasonable, accepted and approved the 50% settlement offer of SIPC of the total imposable penalty for failure to renew the Certificate of Compliance (COC) within the prescribed period, with an equivalent amount of Php50,000.00. SIPC was directed to remit the above-mentioned amount within 15 days from receipt of Decision.
201	2011-076 MC	In the Matter of Violation of ERC Orders, Rules and Regulations - <i>Failure to Comply with ERC Resolution No. 16, Series of 2009, as Amended by ERC Resolution No. 21, Series of 2010.</i>	<b>Peninsula Electric Cooperative, Inc. (PENELCO)</b>	<b>Decision dated September 22, 2011.</b> The ERC reprimanded PENELCO for its belated compliance with ERC Resolution No. 16, Series of 2009, as Amended by ERC Resolution No. 21, Series of 2010 and is warned that a similar offense in the future shall be dealt with more severely. PENELCO, after receiving the Show Cause Order issued by ERC on October 3, 2011, submitted its explanation stating that it has already filed on September 28, 2011 its "Application for Approval of Over/Under Recoveries 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" docketed as ERC Case No. 2011-061 CF. Finding the filing of its application as substantial compliance with the aforesaid directive, albeit done belatedly, the ERC has resolved to exercise some leniency on PENELCO.
202	2011-077 RC	In the Matter of the Application for Approval of the Electric Power Purchase Agreement (EPPA) Between Iloilo III Electric Cooperative, Incorporated (ILECO III) and Panay Energy Development Corporation (PEDC), with Prayer for Provisional Authority (PA)	<b>Iloilo III Electric Cooperative, Incorporated (ILECO III) and Panay Energy Development Corporation (PEDC)</b>	<b>Decision dated August 1, 2011.</b> The ERC approved with modification the application filed by ILECO III and PEDC for approval of their EPPA. The rate for Commercial Operation Date shall be as follows (at 100% Load Factor): A) Capital Recovery Fee - Php2.5853/kWh; B) Peso O&M Fee - Php0.3811/kWh; C) Dollar O&M Fee - US\$0.0082/kWh; and D) Fuel Cost - Pass-through cost. The approved rate for the additional electric power in excess of 1,030,176,000 kWh per year shall be Php0.1114/kWh for O&M Variable Fee and pass-through cost for Fuel Cost. After a thorough evaluation, the ERC finds that the approval and implementation of the EPPA will be beneficial to the customers of ILECO III by way of reliable, continuous and sufficient supply of power within its franchise area at reasonable costs.

<b>No</b>	<b>ERC CASE NUMBER</b>	<b>CASE TITLE</b>	<b>APPLICANT</b>	<b>DECISION</b>
203	2011-084 RC	In the Matter of the Application for the Approval of the Commissioning Power Sales Contract between KEPCO-SPC Power Corporation (KSPC) and Mactan Electric Company, Inc. (MECO), with Motion for the Issuance of Provisional Authority (PA)	<b>KEPCO-SPC Power Corporation (KSPC) and Mactan Electric Company, Inc. (MECO)</b>	<b>Decision dated August 22, 2011.</b> The ERC approved with modification the application filed by KSPC and MECO for approval of their Commissioning Power Sales Contract (CPSC). The CPSC is subject to the following conditions: A) The Testing and Commissioning Rate and Pre-Commercial Rate shall be PhP2.3300 and PhP2.8729, respectively; B) The adjustment formula shall be $K_{adj} = 1 \times (CF_n / CF_o)$ ; and C) KSPC is authorized to collect the difference between the implemented rate and the final approved rate, the same to be made retroactive from the time it delivered its commissioning power to MECO. After a thorough evaluation, the ERC finds that the approval of the CPSC between KSPC and MECO will redound to the benefit of all the consumers of MECO in terms of continuous, reliable and efficient power supply.
204	2011-105 RC	In the Matter of the Application for Approval of the Electric Power Purchase Agreement (EPPA) Between Iloilo I Electric Cooperative, Incorporated (ILECO I) and Panay Energy Development Corporation (PEDC), with Prayer for Provisional Authority (PA)	<b>Iloilo I Electric Cooperative, Incorporated (ILECO I) and Panay Energy Development Corporation (PEDC)</b>	<b>Decision dated October 3, 2011.</b> The ERC approved with modification the application of ILECO I and PEDC for approval of their EPPA. The rate for Commercial Operation Date shall be as follows (at 75% Load Factor): A) Capital Recovery Fee PhP3.4471/kWh; B) Peso O&M Fee - PhP0.5081/kWh; C) Dollar O&M Fee - US\$0.0109/kWh; and D) Fuel Cost - Pass-through cost. The approved rate for the additional electric power in excess of 772,632,000 kWh per year shall be PhP0.1485/kWh for O&M Variable Fee and pass-through cost for Fuel Cost. After a thorough evaluation, the ERC finds that the approval and implementation of the EPPA will be beneficial to the customers of ILECO I by way of reliable, continuous and sufficient supply of power within its franchise area at reasonable costs.
205	2011-117 RC	In the Matter of the Application for Approval of the Translation into Distribution Rates of Different Customer Classes for the First Regulatory Year of the ERC-Approved Annual Revenue Requirement (ARR) for the Panay Electric Company, Inc. (PECO) under the Performance Based Regulation (PBR) for the Regulatory Period October 1, 2011 - September 30, 2015	<b>Panay Electric Company, Inc. (PECO)</b>	<b>Decision dated November 2, 2011.</b> The ERC approved the application filed by PECO for approval of the translation into distribution rates of different customer classes for the First Regulatory Year of its approved ARR under the PBR for the Regulatory Period October 1, 2011 - September 30, 2015. PECO was directed to implement, starting the next billing cycle from receipt of Decision, its revised Distribution, Supply and Metering Charges, with an average total rate of PhP1.2223/kWh.
206	2011-121 RC	In the Matter of the Application for Approval of the Translation into Distribution Rates of Different Customer Classes for the First Regulatory Year of the ERC-Approved Annual Revenue Requirement (ARR) for the Subic Enerzone Corporation (SEZ) under the Performance Based Regulation (PBR) for the Regulatory Period October 1, 2011 - September 30, 2015	<b>Subic Enerzone Corporation (SEZ)</b>	<b>Decision dated November 2, 2011.</b> The ERC approved with modification the application filed by SEZ for the approval of the translation into distribution rates of its different customer classes for the First Regulatory Year of the approved ARR under the PBR for the Regulatory Period October 1, 2011 to September 30, 2015. SEZ was directed to implement, effective October 1, 2011, the approved Distribution, Supply and Metering Charges, with an average total rate of PhP1.4734/kWh.

