

Republic of the Philippines
ENERGY REGULATORY COMMISSION
San Miguel Avenue, Pasig City



IN THE MATTER OF THE
APPLICATION FOR APPROVAL
OF REGULATED ENTITIES'
CAPITAL EXPENDITURE
PROJECTS DUE TO FORCE
MAJEURE (TYPHOON GLENDA),

ERC CASE NO. 2014-151 RC

FIRST LAGUNA ELECTRIC
COOPERATIVE, INC. (FLECO),

Applicant.

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D O C K E T E D

Date: AUG 26 2015

NOTICE OF PUBLIC HEARING

TO ALL INTERESTED PARTIES:

Notice is hereby given that on October 3, 2014, the First Laguna Electric Cooperative, Inc. (FLECO) filed an application for approval of its regulated entities' capital expenditure projects due to force majeure (Typhoon Glenda).

In the said application, FLECO alleged, among others, the following:

1. It is an electric cooperative duly organized and existing under and by virtue of the laws of the Philippines, with principal office at Barangay Lewin, Lumban, Laguna where it may be served with legal processes. It is represented in this instance by its Officer-In-Charge (OIC), Ms. Belinda A. Lugma, of legal age, Filipino, and with office address at the FLECO Main Office, Barangay Lewin, Lumban, Laguna;
2. It holds an exclusive franchise issued by the National Electrification Administration (NEA) to operate an electric

light and power distribution services in the Municipalities of Cavinti, pagsanjan, Lumban, Kalayaan, Paete, Pakil, Pangil, Siniloan, Famy, Mabitac and Sta. Maria, all in the Province of Laguna;

3. On July 15, 2014, Typhoon Glenda hit the Luzon area, including the Province of Laguna. As a consequence, its distribution lines were partially damaged, which caused brownout in the entire coverage area, as shown in the pictures attached to the application as Annex "A" to "A-7";
4. Details of its capital expenditures showed that it had actually incurred, as of the date of the Force Majeure (Typhoon Glenda), the amount of Five Million One Hundred Thirty Thousand Three Hundred Ten and 30/100 Pesos (PhP5,130,310.30) evidenced by the materials damaged by Typhoon Glenda attached to the application as Annex "B) to "B-2";
5. For purposes of and in connection with the application, it attached the following documents in compliance with the requirements pertinent thereto:
 - a. Project Description;
 - b. Justification or Benefits to be delivered;
 - c. Estimated Project Costs; and
 - d. Project Schedule.
6. The above projects are consistent with the Distribution Development Plan (DDP), the Philippine Grid Code (PGC), the Philippine Distribution Code (PDC) and other relevant government issuances and in accordance with the Commission's Resolution No. 26, Series of 2009 or "A Resolution Amending the Rules for Approval of Regulated Entities' Capital Expenditure Projects";
7. The source of fund for the aforementioned capital projects was taken from its Reinvestment Fund for Sustainable CAPEX (RFSC);
8. In compliance with the pre-filing requirements, it is submitting the following documents:

- a. Certification from the Presiding Officer or Secretary of the Legislative Body of the municipality where it principally operates, that a copy of the application, with all its annexes and accompanying documents attesting to the fact that it has furnished the said legislative body (Sangguniang Bayan ng Lumban) of the aforesaid application. Another certification from the Sangguniang Panlalawigan ng Laguna, duly authorized representatives showing that it had likewise furnished the Legislative Body of Laguna of a copy of this application, with all supporting documents; and
 - b. Affidavit of Publication and Newspaper issue containing the published Application in its entirety in a newspaper of general circulation in Laguna;
9. The approval of the capital expenditure projects due to force majeure (Typhoon Glenda) is needed to maintain efficient, reliable and safety delivery of power to its existing and future consumers, and will redound to benefits of the consuming public; and
10. It prays that after due notice and hearing and consideration, the application be approved.

The Commission has set the application for jurisdictional hearing, expository presentation, pre-trial conference and evidentiary hearing on **September 23, 2015 (Wednesday) at ten o'clock in the morning (10:00 A.M.) at the FLECO's Main Office, Barangay Lewin, Lumban, Laguna.**

All persons who have an interest in the subject matter of the proceeding may become a party by filing, at least five (5) days prior to the hearing and subject to the requirements in the ERC's Rules of Practice and Procedure, a verified petition with the Commission giving the docket number and title of the proceeding and stating: (1) the petitioner's name and address; (2) the nature of petitioner's interest in the subject matter of the proceeding, and the way and manner in which such interest is affected by the issues involved in the proceeding; and (3) a statement of the relief desired.

All other persons who may want their views known to the Commission with respect to the subject matter of the proceeding may file their opposition to the application or comment thereon at any stage of the proceeding before the applicant concludes the presentation of its evidence. No particular form of opposition or comment is required, but the document, letter or writing should contain the name and address of such person and a concise statement of the opposition or comment and the grounds relied upon.

All such persons who may wish to have a copy of the application may request the applicant, prior to the date of the initial hearing, that they be furnished with a copy of the application. The applicant is hereby directed to furnish all those making such request with copies of the application and its attachments, subject to reimbursement of reasonable photocopying costs. Likewise, any such person may examine the application and other pertinent records filed with the Commission during the usual office hours.

WITNESS, the Honorable Chairman, **JOSE VICENTE B. SALAZAR**, and the Honorable Commissioners, **ALFREDO J. NON**, **GLORIA VICTORIA C. YAP-TARUC**, **JOSEFINA PATRICIA A. MAGPALE-ASIRIT**, and **GERONIMO D. STA. ANA**, Energy Regulatory Commission, this 17th day of August, 2015 at Pasig City.


ATTY. FRANCIS SATURNINO C. JUAN
Executive Director III