

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



**IN THE MATTER OF VIOLATION OF  
ERC ORDERS, RULES AND  
REGULATIONS**

**ERC CASE NO. 2007- 286 MC  
RE: Failure to Implement the  
Energy Regulatory  
Commission's Order on  
Purchased Power Adjustment  
(PPA)**

**BASILAN ELECTRIC COOPERATIVE,  
INC. (BASELCO),**

**Respondent.**

x----- x

**D O C K E T E D**

Date: **FEB 11 2010**

By: *[Signature]*

**DECISION**

On May 2, 2007, the Commission issued a Show Cause Order directing **Basilan Electric Cooperative, Inc. (BASELCO)**, among other Distribution Utilities to explain why no administrative penalty should be imposed upon it, and/or criminal action instituted against its directors and officers, for its failure to implement the Energy Regulatory Commission's Order on Purchased Power Adjustment (PPA).

On October 1, 2007, BASELCO filed an "Explanation" stating that it cannot implement the PPA Refund Order pending resolution of its Second Motion for Reconsideration filed with the Commission. In December 2009, the Commission was informed by BASELCO that it started to implement the directed refund in its January 2010 billing. Available records with the Commission confirm this.

Finding this as substantial compliance with the Commission's directive, albeit done belatedly, in the interest of justice, the Commission deems it proper, at this time, to simply issue a reprimand to BASELCO for its failure to comply with the Commission's directive on time.

**WHEREFORE**, the foregoing premises considered, respondent Basilan Electric Cooperative, Inc. (BASELCO) is hereby **REPRIMANDED** for the delay in its implementation of ERC PPA Refund Order and **WARNED** that a similar offense in the future shall be dealt with more severely.

**SO ORDERED.**

Pasig City, February 5, 2010.

FOR AND BY AUTHORITY  
OF THE COMMISSION:

  
**ALEJANDRO Z. BARIN**  
Commissioner

Copy furnished:

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