

Republic 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 – 335 MC
 RE: Non-inclusion of Pilferage
 Recovery in PPA Computation**

**MOUNTAIN PROVINCE ELECTRIC
 COOPERATIVE, INC. (MOPRECO),**

Respondent.

x ----- x

D O C K E T E D
 Date: **APR 13 2008**
 By: _____

D E C I S I O N

The Commission takes note of the letter dated February 23, 2010 by Mountain Province Electric Cooperative, Inc. (MOPRECO), offering to pay as settlement of the case fifty percent (50%) of the total amount of the impossible penalty for the alleged violation, computed as follows:

Particulars	Amount (PhP)
Failure to Implement the Purchased Power Adjustment (PPA) Order dated March 31, 2000	
Under C.A. 146 (up to June 17, 2002) PhP200 a day of violation (June 1, 2000 to June 17, 2002) (PhP200 x 747 days)	
Sub-Total	136,400.00
Under R.A. 9136 Initial Amount Pursuant to the guidelines to Govern the Imposition of Administrative Sanctions in the Form of Fines and Penalties Pursuant to Section 46 of Republic Act No. 9136" dated May 17, 2002 Plus: PhP100 a day for every day of violation (June 18 to Aug. 2002, Oct, 2002, Jan. to Mar.2003, July to Aug. 2003, Oct. to Dec.2003 and Feb. to Mar. 2004)) (PhP100 x 409 days)	100,000.00
Sub-Total	140,900.00
Total	277,300.00
Fifty Percent (50%) thereof	138,650.00

Finding the said offer to be just and reasonable, and in accordance with the “Guidelines to Govern the Imposition of Administrative Sanctions in the Form of Fines and Penalties Pursuant to Section 46 of Republic Act No. 9136”, the same is hereby **ACCEPTED** and **APPROVED**. Accordingly, Mountain Province Electric Cooperative, Inc. (MOPRECO), is hereby directed to remit the total amount of **ONE HUNDRED THIRTY EIGHT THOUSAND SIX HUNDRED FIFTY PESOS (PhP138,650.00)** in the name of the Energy Regulatory Commission within fifteen (15) days from receipt hereof.

SO ORDERED.

Pasig City, April 6, 2010.

FOR AND BY AUTHORITY
OF THE COMMISSION:


ALEJANDRO Z. BARIN
Commissioner *y*

Copy furnished:

- 1. MR. RAMON C. POSADAS**
President
Philippine Rural Electric Cooperative Association (PHILRECA)
4th Floor Casman Building
Quezon Avenue, Quezon City 1198
- 2. MR. JUDE A. DOMOQUEN**
General Manager
Mountain Province Electric Cooperative, Inc. (MOPRECO)
Government Center, Poblacion, Bontoc, Mountain Province 2616