

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



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

**ERC CASE NO. 2008 – 015 MC
RE: Failure to implement the
Energy Regulatory Commission's
Order on Purchased Power
Adjustment (PPA)**

**VMC-RURAL ELECTRIC SERVICE
COOPERATIVE, INC. (VRESCO),
Respondent.**

x - - - - - x

D O C K E T E D
Date: **MAR 30 2010**
By: _____

DECISION

On January 17, 2008, the Commission issued a Show Cause Order (SCO) directing VMC-Rural Electric Service Cooperative, Inc. (VRESCO), among other Distribution Utilities, to explain why no administrative penalty and/or criminal action should be imposed upon it, its directors and officers in view of its failure to implement the refund on Purchased Power Adjustment (PPA) on time.

On February 22, 2008, VRESCO submitted its "Justification/Explanation with Motion for Reconsideration on the Alleged Imposition of Fines and Penalties" stating that it deferred the implementation of the PPA Refund due to the pending resolution of its motion with the Court of Appeals. VRESCO eventually implemented the directed refund in its March 2010 billing. Available records with the Commission confirm this.

Finding its implementation 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 VRESCO for its failure to comply with the Commission's directive on time.

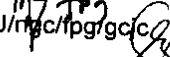
WHEREFORE, the foregoing premises considered, respondent VMC-Rural Electric Service Cooperative, Inc. (VRESCO) is hereby **REPRIMANDED** for its late implementation of PPA Refund and **WARNED** that a similar offense in the future shall be dealt with more severely.

SO ORDERED.

Pasig City, March 24, 2010.

FOR AND BY AUTHORITY
OF THE COMMISSION:


ALEJANDRO Z. BARIN
Commissioner *KL*


FSCJ/mc/tpgrgdc
Reference No. 2010-D1-D052
VRESCO_pparef_reprimand

Copy furnished:

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