



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

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

**ERC CASE NO. 2009-045 MC  
 RE: Unauthorized Imposition  
 of Sub-transmission Charges**

**NEGROS ORIENTAL I ELECTRIC  
 COOPERATIVE, INC. (NORECO I),  
 Respondent.**

X ----- X

**DOCKETED**  
 Date: **JAN 13 2010**  
 By: \_\_\_\_\_

**D E C I S I O N**

The Commission takes note of the "Offer of Settlement" submitted by Negros Oriental I Electric Cooperative, Inc. (NORECO I) on December 23, 2009 offering to pay as settlement of the case fifty percent (50%) of the total amount of the imposable penalty for the alleged violation, computed as follows:

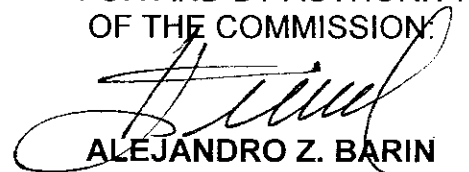
Particulars	Amount (PhP)
<b>For Unauthorized Imposition of Sub-transmission Charges</b>	
Under R.A. 9136	
Initial Amount	100,000.00
Plus: PhP100 a day for every day of violation (July, August, November, December 2008 and January to March 22, 2009)	
(P100/day x 203 days)	22,300.00
Under Amended Guidelines to Govern the Imposition of Administrative Sanctions in the Imposition of Fines & Penalties	
50% of 100,000.00 (March 23 to April 30, 2009)	50,000.00
<b>Total</b>	<b>170,300.00</b>
<b>Fifty Percent (50%) thereof</b>	<b>85,150.00</b>

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, Negros Oriental I Electric Cooperative, Inc. (NORECO I), is hereby directed to remit the total amount of **EIGHTY FIVE THOUSAND ONE HUNDRED FIFTY PESOS (PhP85,150.00)** in the name of the Energy Regulatory Commission within fifteen days (15) from receipt hereof.

**SO ORDERED.**

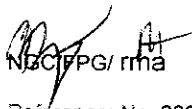
Pasig City, January 7, 2010

FOR AND BY AUTHORITY  
OF THE COMMISSION.



**ALEJANDRO Z. BARIN**

Commissioner



NBC/PPG/rma

Reference: No. 2009-D1-D67

Copy furnished:

1. **MR. EDMUND B. NOCHEFRANCA**  
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