

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. 2009 - 081 MC  
RE: Wrong Implementation of  
Rate Reduction due to Loan  
Condonation**

**BENGUET ELECTRIC COOPERATIVE  
INC. (BENECO),**

Respondent.

x ----- x

**D O C K E T E D**  
Date: JAN 25 2010  
By: [Signature]

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

The Commission takes note of the letter sent by Benguet Electric Cooperative, Inc. (BENECO) on December 14, 2009, offering to pay as settlement of the case fifty percent (50%) of the total amount of the imposable penalty for the above-captioned violation, computed as follows:

Particulars	Amount (PhP)
<b>For Wrong Implementation of Rate Reduction due to Loan Condonation</b>	
<b>ERC:</b>	
<i>Initial Amount: PhP100,000</i>	100,000
<i>Plus: PhP100 a day for every day of violation         (December 2007 to January 2009)         (PhP100 x 428 days)</i>	42,800
<b>Total</b>	<b>142,800</b>
<b>Fifty Percent (50%) thereof</b>	<b>71,400</b>

[Signature]

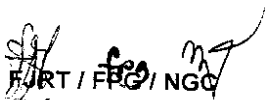
Finding the said offer to be just and reasonable, and in accordance with the "Guidelines to Govern the Imposition of Administrative Sanctions in the Form of Fines and Penalties Pursuant to Section 46 of Republic Act No. 9136", the same is hereby **ACCEPTED and APPROVED**. Accordingly, Benguet Electric Cooperative, Inc. (BENECO) is hereby directed to remit the total amount of **SEVENTY-ONE THOUSAND FOUR HUNDRED PESOS (PhP71,400.00)** in the name of the Energy Regulatory Commission within fifteen days (15) from receipt hereof.

**SO ORDERED.**

Pasig City, January 12, 2010.

FOR AND BY AUTHORITY OF  
THE COMMISSION:

  
**ALEJANDRO Z. BARIN**  
Commissioner *W*

  
Reference: No.: 2010-D1-D01

**Copy furnished:**

1. **MR. RAMON C. POSADAS**  
*President*  
Philippine Rural Electric Cooperative Association (PHILRECA)  
4<sup>th</sup> Floor Casman Building, Quezon Avenue  
1198 Quezon City
2. **MR. GERARDO P. VERZOSA**  
*General Manager*  
Benguet Electric Cooperative, Inc. (BENECO)  
Alapang, La Trinidad, Benguet