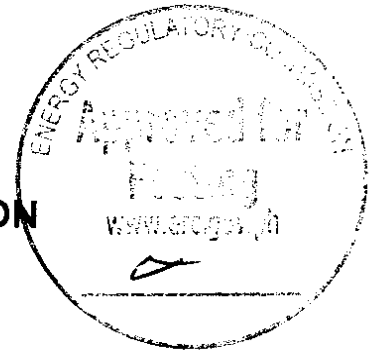


Republic of the Philippines
ENERGY REGULATORY COMMISSION
 San Miguel Avenue, Pasig City



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

**ERC CASE NO. 2007 – 367 MC
 RE: Non-inclusion of Pilferage
 Recovery in PPA Computation**

**ERC CASE NO. 2007 – 272 MC
 RE: Failure to Implement the
 Energy Regulatory Commission's
 Order on Purchased Power
 Adjustment (PPA)**

**AKLAN ELECTRIC COOPERATIVE,
 INC. (AKELCO),**

Respondent.

x ----- x

D O C K E T E D
 Date: **MAR 29 2010**
 By: _____

DECISION

The Commission takes note of the letter sent by Atty. Wigberto R. Tañada, Jr., on behalf of Aklan Electric Cooperative, Inc. (AKELCO) on January 28, 2010 offering to pay PhP227,150.00 for the settlement of the above-mentioned cases. The said amount represents fifty percent (50%) of the imposable penalty for the alleged violations, computed as follows:

Particulars	Amount (PhP)
Non-inclusion of Pilferage Recovery in PPA Computation	
Initial Amount	100,000
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 (March 1, 2003 to March 31, 2004) (PhP100 x 397 days)	39,700
SUB – TOTAL	139,700

Copy furnished:

1. **MR. CHITO R. PERALTA**
General Manager
Aklan Electric Cooperative, Inc. (AKELCO)
5605 Lezo, Aklan

2. **ATTY. WIGBERTO R. TAÑADA, JR.**
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