

REPUBLIC OF THE PHILIPPINES
ENERGY REGULATORY COMMISSION
SAN MIGUEL AVENUE, PASIG CITY

IN THE MATTER OF THE APPLICATION
FOR RECOVERY OF ACTUAL FUEL AND
LUBRICANT COSTS INCURRED FOR THE
PERIOD 2004 - 2010, AND FOR APPROVAL
OF A FORMULA FOR AUTOMATIC
RECOVERY OF FUEL AND LUBRICANT
COSTS, WITH PRAYER FOR PROVISIONAL
AUTHORITY.

ERC CASE NO. _____ RC

COTABATO LIGHT AND POWER COMPANY,
INC.,

Applicant.

X -----X

APPLICATION

Applicant **COTABATO LIGHT AND POWER COMPANY, INC.** through undersigned counsels and unto this Honorable Commission, respectfully states:

1. Cotabato Light and Power Company, Inc. ("CLPC") is a private corporation duly organized and existing under the laws of the Republic of the Philippines, with principal business address in Aboitiz Corporate Center, Banilad, Cebu City. It holds the exclusive franchise to operate electric light and power distribution system in the City of Cotabato and part of the Municipalities of Datu Odin Sinsuat and Sultan Kudarat, all in the Province of Maguindanao.

2. CLPC is filing the instant Application for recovery of the actual costs of fuel and lubricants it has incurred as a result of the use of its generating assets, for the period 2004, when CLPC implemented its approved unbundled rates, up to present. CLPC's right to recover such costs is embodied in the Decision rendered by the Honorable Commission on May 28, 2004 in relation to CLPC's unbundling

application¹ wherein the Honorable Commission directed CLPC to “file with the Commission an application for a proposed rate for the recovery of its own generation assets and expenses x x x.”

3. Pursuant to the aforementioned directive, CLPC hereby seeks the approval of the Honorable Commission for the recovery of its fuel and lubricant costs for the period 2004 to March 14, 2010, as shown in **Annex “A”** hereof. The table below contains a summary of the total fuel and lubricant costs herein proposed to be recovered by CLPC:

TABLE 1. SUMMARY OF FUEL AND LUBRICANT COSTS FOR RECOVERY

		TOTAL COST
		Fuel and Lubricants
2004		703,383.07
	August	109,521.48
	September	250,053.97
	October	130,428.32
	November	94,313.49
	December	119,065.81
2005		1,411,090.60
	January	67,760.35
	February	99,131.05
	March	132,023.23
	April	53,305.82
	May	79,625.13
	June	307,891.95
	July	146,170.66
	August	123,713.07
	September	99,969.04
	October	102,113.24
	November	80,140.31
	December	119,246.75
2006		2,494,475.91
	January	132,318.53
	February	80,018.21
	March	106,289.28
	April	188,196.22
	May	398,578.67
	June	303,391.01
	July	419,824.91

¹ ERC Case No. 2001-898 captioned "In the Matter of the Application for Authority to Revise/Unbundle Rates in Accordance with Sec. 36 of R.A. 9136, With Prayer for Provisional Authority."

	August	252,828.81
	September	113,163.34
	October	148,871.30
	November	270,145.97
	December	80,849.66
2007		972,490.42
	January	68,919.08
	February	68,643.81
	March	66,310.06
	April	72,893.37
	May	102,129.19
	June	82,972.87
	July	64,237.15
	August	78,330.27
	September	82,642.64
	October	68,725.68
	November	134,905.56
	December	81,780.74
2008		2,893,805.58
	January	142,441.88
	February	136,475.52
	March	143,332.57
	April	89,483.79
	May	108,273.15
	June	68,154.06
	July	101,495.52
	August	530,595.36
	September	379,369.86
	October	742,012.20
	November	391,160.99
	December	61,010.68
2009		4,293,459.81
	January	85,285.73
	February	60,293.23
	March	805,187.99
	April	199,498.41
	May	89,684.39
	June	58,332.97
	July	74,501.85
	August	223,839.28
	September	1,172,785.03
	October	76,415.22
	November	543,468.70
	December	904,167.01
2010		12,388,335.31
	January	765,017.46
	February	5,154,222.00
	As of March 14	6,469,095.85
TOTAL		25,157,040.70

4. The foregoing costs are all actual costs incurred by CLPC since year 2004 solely for fuel and lubricant expenses, the labor component having been excluded from the computation of the amount presently proposed to be recovered. It is to be noted that these fuel and lubricant costs were previously excluded from the computation of the operation and maintenance costs in CLPC's performance-based rate application.

5. As the present Application covers fuel and lubricant costs reckoned from the time of implementation of CLPC's approved unbundled rates in 2004 when they were since not recovered, CLPC further applies for recovery of carrying charges amounting to PhP4,403,856.41 as financing costs associated with the long-delayed recovery of the fuel and lubricant costs.

6. The amount of carrying charges is computed at the rate of the 91-day Treasury Bill plus 300 basis points not to exceed twelve percent (12%) which is the basis provided for "carrying charge" in the implementing rules adopted by the Honorable Commission for the generation rate adjustment mechanism (GRAM) and the incremental currency exchange recovery adjustment mechanism (ICERA) in ERC Case No. 2003-44. In the absence of any similar rule as to the basis for computation of the carrying charges applicable to recoveries by distribution utilities such as CLPC, CLPC believes that the use of the carrying charge basis for GRAM and ICERA is reasonable and just, there being no substantive difference between CLPC's present application for recovery and the recovery under the GRAM and ICERA.

7. CLPC proposes to recover the total amount of the fuel and lubricant expenses plus carrying charges over a period of six (6) months, translating to a monthly cost recovery of PhP4,926,816.18.

8. The costs proposed by CLPC are reasonable, just and fair under the premises given that they are actual and legitimate costs incurred in relation to the operation of CLPC's generating plant. With the substantial curtailment in energy supply resulting from the current power crisis in Mindanao, CLPC has been severely constrained to operate its plant and, accordingly, shoulder the corresponding fuel and lubricant costs for such operation.

9. For future fuel and lubricant expenses from the use of its generating assets, CLPC proposes the following formula for automatic recovery thereof:

$$FCA_m = (A_{m-1} + B_{m-1}) / C_{m-1}$$

where:

FCA_m = Fuel Cost Adjustment for current month

A_{m-1} = Fuel Cost for previous month

B_{m-1} = Lubricant Cost for previous month

C_{m-1} = kWh sold for previous month

10. CLPC manifests that it has complied with Rule 3, Section 4 (e) of the Implementing Rules and Regulations (IRR) of Republic Act No. 9136 with respect to the requirements of service to the legislative bodies of the local governments within the CLPC franchise area and publication of the instant Application.

PRAYER

WHEREFORE, in view of all the foregoing, it is respectfully prayed that pending hearing, the Honorable Commission provisionally approve the recovery by CLPC of the herein proposed fuel and lubricant costs including carrying costs, and the formula proposed for the recovery of future fuel and lubricant expenses, and after due notice and hearing, the same be made permanent.

Other reliefs just and equitable are likewise prayed for.

Makati City for Pasig City, March 24, 2010.



KATRINA M. PLATON

Counsel for Cotabato Light and Power Company, Inc.
110 Legazpi Street, Legaspi Village, Makati City
PTR No. 2095826/January 8, 2010/Makati City
IBP Lifetime No. 706864/Makati City
MCLE Certificate of Compliance No. II-0006215
issued on September 22, 2008
Roll No. 38338



MA. CONSOLACION C. MERCADO

Counsel for Cotabato Light and Power Company, Inc.
110 Legazpi Street, Legaspi Village, Makati City
PTR No. 2089123/January 5, 2010/Makati City
IBP No. 816253/January 26, 2010/Makati City
MCLE Certificate of Compliance No. II-0008112 issued
on October 17, 2007
Roll No. 52578

VERIFICATION/CERTIFICATION

I, **ALVIN ARCO**, of legal age, with business address at Aboitiz Corporate Center, Gov. Manuel A. Cuenco Avenue, Cebu City, after being duly sworn to in accordance with law, hereby depose and state that:

1. I am the **VP-FINANCE** of **COTABATO LIGHT AND POWER CO., INC. (CLPC)**;
2. I have caused the preparation of the foregoing Application;
3. I have read the contents thereof and the same are true and correct to the best of my knowledge and information and/or based on available documents;
4. I hereby certify that CLPC has not commenced any other action or proceeding involving the same issues in the Supreme Court, the Court of Appeals or any agency or tribunal, and to the best of my knowledge, no such action or proceeding is pending in the same entities above-stated. If I should learn that a similar action or proceeding has been filed or is pending, I undertake to inform this Honorable Commission within five (5) days from knowledge thereof.

IN WITNESS WHEREOF, I have set my hand this 24TH day of MARCH 2010.


ALVIN ARCO
Affiant

SUBSCRIBED AND SWORN TO before me this MARCH 24, 2010 at DAVAO City, affiant exhibiting to me his Driver's License No. NO1-88-083999 which expires on May 6, 2012.

NOTARY PUBLIC


Doc. No. 93
Page No. 19
Book No. VIII
Series of 2010.

SHERWIN MA. V.C. QUILATAN
NOTARY PUBLIC
Commission No. 102-2010, until 12.31.2011
PTR No. 8500330 • Davao City • 01-08-10
3rd MCLE Comp. Cert. III-0006336-11-24-09
Roll of Attorney's No. 43480
IBP No. 784798 • 01.08.10
TIN No. 915-579-940
C. Bangoy Sr. Street, Davao City

REPUBLIC OF THE PHILIPPINES)
CITY OF CEBU.....) S.S.

SECRETARY'S CERTIFICATE

I, **Renelda F. Chanco**, after having been duly sworn according to law, hereby depose and state that:

1. I am a Filipino citizen, of legal age and a resident of Cebu City, Philippines;
2. I am the duly elected Assistant Corporate Secretary of **COTABATO LIGHT & POWER COMPANY** (the "**Corporation**"), a corporation duly organized and existing under and by virtue of the laws of the Philippines;
3. At the regular meeting of the Board of Directors held on **February 10, 2010**, at which meeting a quorum was present and acting throughout, the following resolutions were unanimously passed and approved:

"RESOLVED, that the Corporation be authorized, as it is hereby authorized, to file an application with the Energy Regulatory Commission ("ERC") for recovery of fuel and lubricant costs for the period 2004-2010, and for approval of a formula for automatic recovery thereof (Application);

RESOLVED FURTHER, that the Corporation be authorized, as it is hereby authorized to appoint **Mr. Alvin S. Arco, Vice President- Finance**, with authority:

- a. to represent the Corporation in filing the Application with the ERC;
- b. to execute, sign and obtain any document, including verifications and certifications of non-forum shopping, which may be required in the filing and during the course of the Application; and
- c. to do and perform on behalf of the Corporation any act and deed necessary to be done in the premises, and the Corporation hereby ratifies and confirms all that he shall do or cause to be done by virtue of his authority;

RESOLVED FURTHER, that **Atty. Katrina M. Platon and Atty. Ma. Consolacion C. Mercado**, be authorized, as they are hereby authorized:

- a. to file the Application and to represent the Corporation and to appear for or on its behalf in all proceedings, hearings, meetings and discussions before the ERC in respect of the Application, to perform any and all acts and deeds and to submit and sign such documents and pleadings necessary to implement this authority;
- b. to act as agents of and appear in behalf of the Corporation in the proceedings relating to the Application, with full power to make commitments and take positions, and to consider (i) the possibility of an amicable settlement or a submission to arbitration, mediation or other modes of alternative dispute resolution; (ii) the simplification of the issues; (iii) the necessity or desirability of



amendments to the pleadings; (iv) the possibility of obtaining stipulations or admissions of facts and of documents totally or partially to avoid unnecessary proof; (v) the limitation of the number of witnesses or time allocated to particular witnesses and issues; (vi) the advisability of a preliminary reference of issues to a commissioner; (vii) the necessity or desirability of having an expository hearing or consumer forum; (viii) procedures at the hearing and hearing schedule; (ix) the submission of written testimony and exhibits to be offered and the marking thereof; (x) agreements regarding service of documents; and (xi) such other matters as may aid in the prompt disposition of the proceedings;

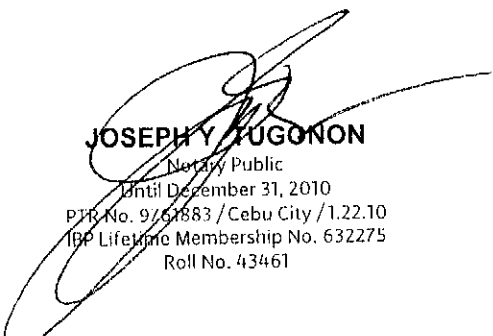
- c. to negotiate, conclude, enter into and execute a compromise or amicable settlement of the Application, if appropriate, or to submit the Application to alternative modes of dispute resolution, under such terms and conditions as they may deem just and reasonable;
 - d. to represent the Corporation as its witnesses during the hearing of the Application;
 - e. to file any appeal and to represent the Corporation in further proceedings; and
 - f. to do and perform on behalf of the Corporation any act and deed relating to the Application which the Corporation could legally do and perform.”
4. These board resolutions have not been revoked, amended, or modified, and remain valid and binding on the Corporation;
5. The foregoing are in accordance with the records of the Corporation;

IN WITNESS WHEREOF, the undersigned has hereunto set her hand this 22nd day of March 2010 at Cebu City, Philippines.


RENELDA F. CHANCO
Assistant Corporate Secretary

SUBSCRIBED AND SWORN to before me this March 22, 2010 at Cebu City, Philippines. Affiant, who is personally known to me, exhibited Driver's License No. G06-03-068077 issued on November 15, 2008 in Cebu City.

Doc. No. 232;
Page No. 47;
Book No. XVI ;
Series of 2010.


JOSEPH Y. YUGONON
Notary Public
Until December 31, 2010
PTR No. 9767883 / Cebu City / 1.22.10
IBP Lifetime Membership No. 632275
Roll No. 43461

CLIPPER STATISTICS DATA FOR 2004

ENGINE STATUS PROFILE

ENGINES	MONTH											
	JAN.	FEB.	MAR.	APR.	MAY	JUN.	JUL.	AUG.	SEP.	OCT.	NOV.	DEC.
ENGINES KWHR GENERATION												
UNE-T7	2,121	0	0	0	3,863	5,410	955	1,543	6,399	2,545	2,189	1,071
UNE-T8	2,195	0	0	0	13,045	1,265	1,042	1,577	7,257	2,589	2,413	2,206
UNE-T9	3,010	0	0	0	27,010	5,970	1,730	1,200	11,180	3,400	1,960	980
UNE-T10	640	0	0	0	160	0	0	0	0	0	320	0
UNE-T11	2,800	2,000	10,400	1,200	53,200	6,000	3,200	4,800	15,600	6,200	5,200	5,000
UNE-T12	2,000	2,000	12,400	2,400	19,200	0	0	1,200	12,800	6,000	4,400	3,600
TOTAL	12,766	4,000	22,800	3,600	116,478	18,645	6,927	10,320	53,236	20,734	16,482	12,857

Heavy Fuel consumption (Liters)	-	-	4,000.00	421.00	24,950.00	3,312.00	-	-	13,692.00	-	3,566.00	1,800.00
Light Fuel consumption (Liters)	5,373.00	1,651.00	1,293.00	1,442.00	9,346.00	3,052.00	2,275.00	3,865.00	1,628.00	5,986.00	2,071.00	3,291.00
Lubricants consumption (Liters)	34.00	138.00	940.00	92.00	505.00	171.00	36.00	384.00	204.00	130.00	158.00	186.00
Total Liters consumed	5,407.00	1,789.00	6,233.00	1,955.00	34,801.00	6,535.00	2,311.00	4,249.00	15,524.00	6,116.00	5,795.00	5,277.00

COST OF HEAVY FUEL	0.00	0.00	0.00	0.00	376,190.34	7,299.97	0.00	0.00	201,793.24	0.00	34,557.52	29,135.14
COST OF LIGHT FUEL (ENGINES only)	98,651.61	30,313.39	22,708.80	26,908.62	171,414.26	60,004.22	44,727.91	79,466.80	32,294.18	120,253.56	47,551.23	75,565.07
COST OF LUBRICANTS	2,511.48	10,194.06	69,435.31	6,796.04	37,303.17	12,833.74	2,817.63	30,054.68	15,966.55	10,174.76	12,204.74	14,367.60

TOTAL COST	101,163.09	40,507.45	92,144.11	33,704.66	584,907.77	80,137.93	47,545.54	109,521.48	250,053.97	130,428.32	94,313.49	119,065.81
COST OF FUEL (Maintenance)	4,131.14	4,204.58	27,661.53	12,316.01	1,779.07	9,771.33	5,701.58	7,278.46	5,951.02	3,013.37	4,064.01	0.00
Liter/kwh								0.41	0.29	0.29	0.35	0.41
Php/kwh								10.61	4.70	6.29	5.72	9.26

CLARK STATISTICS DATA FOR 2005

ENGINE STATUS PROFILE

ENGINES KWHR GENERATION	JAN.	FEB.	MAR.	APR.	MAY	JUN.	JUL.	AUG.	SEP.	OCT.	NOV.	DEC.
UN 117	1,124	1,131	1,388	222	1,008	7,694	1,081	63	2,392	1,056	656	691
UN 118	1,176	1,313	2,842	362	1,302	7,848	713	972	1,261	1,612	1,329	1,113
UN 119	490	1,110	10,310	660	1,600	9,940	970	1,370	1,610	1,330	610	1,450
UN 110	320	640	960	0	480	3,680	720	560	320	0	0	0
UN 111	2,000	1,600	0	2,400	1,600	1,000	3,000	2,000	2,000	1,800	2,200	2,400
UN 112	2,400	1,600	1,200	2,000	1,200	15,600	3,200	1,600	2,200	1,400	2,000	2,000
TOTAL KWH	7,510	7,394	16,600	5,644	7,190	45,762	9,684	6,565	9,783	7,198	6,795	7,654

Heavy fuel consumption (Liters)	-	-	3,400	-	-	7,009	4,435	3,073	2,986	2,932	2,322	2,826
Light fuel consumption (Liters)	2,534	3,380	2,593	2,126	2,924	6,702	168	376	124	64	42	310
Lubricants consumption (Liters)	124	218	184	20	60	506						

Total Liters consumed	JAN.	FEB.	MAR.	APR.	MAY	JUN.	JUL.	AUG.	SEP.	OCT.	NOV.	DEC.
2,658	3,598	6,177	2,146	2,984	14,217	4,603	3,449	3,110	2,996	2,364	3,136	

COST OF HEAVY FUEL	0.00	0.00	55,033.05	0.00	0.00	96,922.91	0.00	0.00	0.00	0.00	0.00	0.00
COST OF LIGHT FUEL (ENGINES only)	58,181.95	82,291.59	62,777.07	51,760.92	74,990.42	171,882.97	133,034.56	92,179.30	89,569.60	96,745.79	76,617.92	93,248.16
COST OF LUBRICANTS	9,578.40	16,839.46	14,213.11	1,544.90	4,634.71	39,086.07	13,136.10	31,533.77	10,399.44	5,367.45	3,522.39	25,998.59
TOTAL COST	67,760.35	99,131.05	132,023.23	53,305.82	79,625.13	307,891.95	146,170.66	123,713.07	99,969.04	102,113.24	80,140.31	119,246.75

COST OF FUEL (Maintenance)	14,074.80	8,521.32	8,279.89	3,432.87	3,718.75	12,925.85	1,499.83	3,509.59	2,129.75	15,937.32	5,906.38	5,708.40
Liter/kwh	0.35	0.49	0.37	0.38	0.42	0.31	0.48	0.53	0.32	0.42	0.35	0.41
Php/kwh	9.02	13.41	7.95	9.44	11.07	6.73	15.09	18.84	10.22	14.19	11.79	15.58

ENGINE STATUS PROFILE

ENGINE STATUS PROFILE

ENGINES	JAN.	FEB.	MAR.	APR.	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
UN 1T1	3,738	922	961	754	4,782	2,968	3,250	1,251	406	1,112	681	287
UN 1T3	5,898	1,261	1,529	2,849	888	887	5,079	2,938	635	2,888	889	0
UN 1T6	8,450	1,590	1,960	1,370	13,440	9,710	3,670	5,340	1,430	3,510	2,660	1,530
UN 1T1b	0	0	0	0	0	0	0	0	0	0	16	384
UN 1T1l	12,800	800	4,000	5,200	11,200	12,800	24,000	8,800	2,400	5,200	8,400	2,200
UN 1T2	11,600	2,800	1,600	2,000	4,800	9,400	10,800	9,000	2,400	4,800	5,200	2,800
TOTAL	42,486	7,373	10,050	12,173	35,110	35,765	46,799	27,329	7,271	17,510	17,846	7,201

Heavy Fuel consumption (Liters)	10,992	-	-	679	-	2,000	7,650	-	-	-	-	-
Light Fuel consumption (Liters)	1,426	2,435	3,348	5,120	11,066	7,024	8,022	9,317	2,818	4,186	6,371	2,367
Lubricants consumption (Liters)	86	92	82	316	102	1,112	368	110	218	78	586	-

Total Liters consumed	12,504	2,527	3,430	6,115	11,168	10,136	16,040	9,427	3,036	4,264	6,957	2,367
COST OF HEAVY FUEL	85,317.41	0.00	0.00	10,990.42	0.00	32,732.38	123,824.36	0.00	0.00	0.00	0.00	0.00
COST OF LIGHT FUEL (ENGINES only)	39,788.61	72,302.50	99,412.23	152,028.26	390,143.48	167,384.71	266,845.56	235,531.52	96,254.48	142,981.28	217,614.37	80,849.66
COST OF LUBRICANTS	7,212.51	7,715.71	6,877.05	25,177.54	8,435.19	103,273.92	29,154.99	17,297.29	16,908.86	5,890.02	52,531.60	0.00
TOTAL COST	132,318.53	80,018.21	106,289.28	188,196.22	398,578.67	303,391.01	419,824.91	252,828.81	113,163.34	148,871.30	270,145.97	80,849.66

COST OF LIGHT FUEL (Maintenance)	19,894.30	1,900.35	6,859.09	6,473.08	24,397.19	12,439.47	10,045.79	12,311.24	18,137.38	8,983.30	10,042.16	6,728.93
Liter/kwh	0.29	0.34	0.34	0.50	0.32	0.28	0.34	0.34	0.42	0.24	0.39	0.33
Php/kwh	3.11	10.85	10.58	15.46	11.35	8.48	8.97	9.25	15.56	8.50	15.14	11.23

POWER PLANT OPERATIONS STATS IN 2005

	Jan	Feb	Mar	Apr	May	Jun	TOTAL
Total Engine Generation (Kwhrs)	42,486	73,773	10,050	12,173	35,110	35,765	142,957
Total Cost of Fuel (HF, LF for Engines & Maint.)	145,000.32	74,202.85	106,271.32	169,491.76	414,540.67	212,536.56	1,122,063.48
Total Lubricants Use	7,212.51	7,715.71	6,877.05	25,177.54	8,435.19	103,273.92	158,691.92
Total Cost	152,212.83	81,918.56	113,148.37	194,669.30	422,975.86	315,830.48	1,280,755.40

TOTAL VARIABLE COST PER KWHR	3.5827	11.1106	11.2585	15.9919	12.0472	8.8307	8.9590
-------------------------------------	---------------	----------------	----------------	----------------	----------------	---------------	---------------

Prepared by:

J. R. Bulosan
PP Staff Engr.

REPORT STATISTICS DATA FOR 2007

ENGINE STATUS PROFILE

ENGINES KWHR GENERATION	MONTH ENGINES											
	JAN.	FEB.	MAR.	APR.	MAY	JUN.	JUL.	AUG.	SEP.	OCT.	NOV.	DEC.
UNIT 7	0	0	679	463	1,360	533	441	539	327	465	2,158	523
UNIT 8	1,215	536	842	303	683	863	633	822	554	392	3,526	678
UNIT 9	1,040	1,160	1,100	1,010	2,490	1,150	890	880	930	1,100	3,420	990
UNIT 10	400	320	800	320	320	640	480	320	480	320	1,280	320
UNIT 11	1,000	2,400	1,200	1,200	3,200	2,200	1,400	1,600	1,600	1,200	6,800	1,600
UNIT 12	1,600	2,000	1,400	2,600	3,200	800	1,600	1,600	3,200	2,000	5,600	1,600
TOTAL	5,255	6,416	6,021	5,896	11,253	6,186	5,444	5,761	7,091	5,477	22,784	5,711

Heavy Fuel consumption (Liters)
 Light Fuel consumption (Liters)
 Lubricants consumption (Liters)

Total Liters consumed

2,205	2,196	2,168	2,198	3,492	2,139	1,760	2,369	2,547	2,065	1,990	3,074	1,953
20	4	72	34	136	81	93	30	18	52	96	150	
2,225	2,200	2,240	2,232	3,628	2,220	1,853	2,399	2,565	2,117	5,160	2,103	

COST OF HEAVY FUEL

COST OF LIGHT FUEL (ENGINES only)

COST OF LUBRICANTS

TOTAL COST

0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	32,210.52	0.00
67,441.73	67,166.46	66,310.06	64,284.07	102,129.19	62,558.52	56,188.03	75,630.37	81,313.02	64,703.11	93,910.19	66,708.66	66,708.66
1,477.35	1,477.35	0.00	8,609.30	0.00	20,414.35	8,049.12	2,699.90	1,329.62	4,022.57	8,784.85	13,072.08	
68,919.08	68,643.81	66,310.06	72,893.37	102,129.19	82,972.87	64,237.15	78,330.27	82,642.64	68,725.68	134,905.56	81,780.74	972,490.42

COST OF LIGHT FUEL (Maintenance)

Liter/kwh
 Php/kwh

642.30	8,625.20	24,927.44	2,251.99	12,722.28	8,423.03	18,197.26	26,338.14	510.80	11,749.96	20,407.29	9,803.06	
0.42	0.34	0.37	0.38	0.32	0.36	0.34	0.42	0.36	0.39	0.23	0.37	
13.11	10.70	11.01	12.36	9.08	13.41	11.80	13.60	11.65	12.55	5.92	14.32	

ENGINE STATISTICS DATA FOR 2008

ENGINE STATUS PROFILE

ENGINES KWHR GENERATION	MONTH											
	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC
UN IT 1	1,111	797	631	489	671	537	802	5,309	1,344	8,726	5,225	0
UN IT 3	1,499	1,201	2,131	794	1,005	301	1,090	8,938	1,960	12,474	7,533	0
UN IT 5	2,610	2,800	1,710	840	1,920	790	940	9,560	2,730	14,140	11,140	1,460
UN IT 8	640	960	480	640	640	0	800	1,600	640	2,720	640	0
UN IT 10	3,600	2,800	4,800	1,600	1,600	2,400	2,400	18,400	4,000	23,200	17,600	2,400
UN IT 12	3,200	2,400	3,600	800	1,200	1,600	2,000	25,200	3,600	26,000	16,400	2,400
TOTAL	12,660	10,958	13,352	5,163	7,036	5,628	8,032	69,007	14,274	87,260	58,538	6,260

Heavy fuel consumption (Liters)	-	-	-	-	-	-	-	5,833	-	20,730	15,729	-
Light fuel consumption (Liters)	3,921	3,783	4,016	2,067	2,994	1,756	2,887	12,508	5,423	7,948	3,403	2,228
Lubricants consumption (Liters)	88	72	60	230	90	74	20	336	162	188	424	10

Total Liters consumed	4,009	3,855	4,076	2,297	3,084	1,830	2,907	18,677	5,585	28,866	19,556	2,238
------------------------------	--------------	--------------	--------------	--------------	--------------	--------------	--------------	---------------	--------------	---------------	---------------	--------------

COST OF HEAVY FUEL	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	0.00	94,414.05	367,754.76	186,820.82	0.00
COST OF LIGHT FUEL (ENGINES only)	135,941.54	131,157.06	138,840.03	70,740.22	102,465.51	60,516.02	99,431.18	495,914.53	268,234.70	350,122.27	149,907.66	59,726.89	
COST OF LUBRICANTS	6,500.34	5,318.46	4,492.54	18,743.57	5,807.64	7,638.04	2,064.34	34,680.83	16,721.11	24,135.17	54,432.51	1,283.79	

TOTAL COST	142,441.88	136,475.52	143,332.57	89,483.79	108,273.15	68,154.06	101,495.52	530,595.36	379,369.86	742,012.20	391,160.99	61,010.68
-------------------	-------------------	-------------------	-------------------	------------------	-------------------	------------------	-------------------	-------------------	-------------------	-------------------	-------------------	------------------

2,893,805.58

COST OF LIGHT FUEL (Maintenance)	7,627.43	16,780.34	6,119.19	9,479.94	6,262.92	13,405.88	5,338.36	3,964.78	1,978.50	8,590.07	4,096.80	5,870.82
Liter/kwh	0.32	0.35	0.31	0.44	0.44	0.33	0.36	0.27	0.39	0.33	0.33	0.36
Php/kwh	11.25	12.45	10.73	17.33	15.39	12.11	12.64	7.69	26.58	8.50	6.68	9.75

ENGINE STATISTICS DATA FOR 2009

ENGINE STATUS PROFILE

ENGINES KWHR GENERATION	MONTH ENGINES											
	JAN.	FEB.	MAR.	APR.	MAY	JUN.	JUL.	AUG.	SEP.	OCT.	NOV.	DEC.
UNIT 1	569	653	8,097	1,844	725	268	620	757	7424	742	2,477	5,083
UNIT 8	1,048	1,043	8,614	0	1,175	2,002	915	663	20,367	528	1,929	9,297
UNIT 6	1,530	1,690	17,380	3,490	2,440	2,570	930	9,190	29,880	1,380	18,050	13,330
UNIT 10	0	0	0	0	0	0	0	0	0	0	0	0
UNIT 11	1,600	800	57,600	2,800	1,600	2,000	2,400	4,000	62,400	400	29,600	18,800
UNIT 12	1,200	800	51,200	16,400	1,200	5,600	1,600	14,400	48,000	3,600	29,600	46,000
TOTAL	5,947	4,986	142,891	24,534	7,140	12,440	6,465	29,010	168,071	6,650	81,656	92,510

Heat & Fuel consumption (Liters)
 Light Fuel consumption (Liters)
 Lubricants consumption (Liters)

Total Liters consumed

Heat & Fuel consumption (Liters)	-	-	24,904	7,954	-	-	-	-	35,963	-	13,770	-
Light Fuel consumption (Liters)	2,292	1,820	13,883	2,615	3,089	2,259	2,668	8,127	17,999	2,667	9,671	24,506
Lubricants consumption (Liters)	160	50	402	14	60	-	55	139	812	24	192	2,184
Total Liters consumed	2,452	1,870	39,189	10,583	3,149	2,259	2,723	8,266	54,774	2,691	23,633	26,690

COST OF HEAVY FUEL
 COST OF LIGHT FUEL (ENGINES only)
 COST OF LUBRICANTS

TOTAL COST

COST OF HEAVY FUEL	0.00	0.00	391,259.64	127,378.26	0.00	0.00	0.00	0.00	575,924.63	0.00	248,259.53	0.00
COST OF LIGHT FUEL (ENGINES only)	69,858.35	55,472.17	375,167.07	70,666.42	83,475.55	58,332.97	68,894.36	209,859.23	508,015.57	74,215.72	277,697.63	712,622.25
COST OF LUBRICANTS	15,427.38	4,821.06	38,761.28	1,453.73	6,208.84	0.00	5,607.49	13,980.05	88,844.83	2,199.50	17,511.54	191,544.76
TOTAL COST	85,285.73	60,293.23	805,187.99	199,498.41	89,684.39	58,332.97	74,501.85	223,839.28	1,172,785.03	76,415.22	543,468.70	904,167.01

4,293,459.81

COST OF LIGHT FUEL (Maintenance)

COST OF LIGHT FUEL (Maintenance)	3,474.63	6,888.30	1,945.69	1,216.06	10,322.97	0.00	0.00	0.00	9,088.34	0.00	8,844.06	6,281.17
Liter/kwh	0.41	0.38	0.27	0.43	0.44	0.18	0.42	0.28	0.33	0.40	0.29	0.29
Php/kwh	14.34	12.09	5.63	8.13	12.56	4.69	11.52	7.72	6.98	11.49	6.66	9.77

Republic of the Philippines)
Cotabato City)

AFFIDAVIT OF SERVICE

I, Mr. Donje G. Vertuoso, of legal age, with office address in Penafrancia Subdivision, Malagapas, Cotabato City, after being duly sworn to in accordance with law hereby depose and state that:

1. I am the messenger of **COTABATO LIGHT AND POWER COMPANY, INC.**, with principal business address in Aboitiz Corporate Center, Banlad, Cebu City.

2. I served copies of the "Application" in connection with the case "In the Matter of the Application for Recovery of Actual Fuel and Lubricant Costs Incurred for the Period 2004-2010, and For Approval of a Formula for Automatic Recovery of Fuel and Lubricant Costs, With Prayer for Provisional Authority", on the following parties at their respective addresses and on the dates indicated below:

Name	Address	Date of Service	Mode of Service
(Sangguniang Panlungsod - Cotabato City)	S.K. Pendatun Avenue, Cotabato City	March 25, 2010	Personally Delivered
Office of the Municipal Mayor - Sultan Kudarat, Maguindanao	Pob. Dalumangcob, Sultan Kudarat, Maguindanao (9605)	March 25, 2010	Personally Delivered
Office of the Municipal Mayor - Datu Odin Sinsuat, Maguindanao	Municipality of DOS, Sub-office, Tamontaka, DOS, Maguindanao	March 25, 2010	Personally Delivered

by delivering personally copies of the letter and the Application on each of the above persons or duly authorized representative and/or by leaving a copy of the same at his office, with a person of sufficient age and discretion.

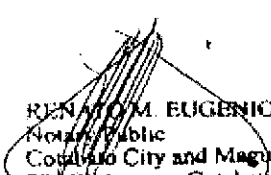
IN WITNESS WHEREOF, I have hereunto set my hand this 26th day of March 2010 in Cotabato City, Philippines.


Mr. Donje G. Vertuoso

Affiant

SUBSCRIBED AND SWORN to before me this 26th day of March, 2010 in Cotabato City, Philippines, affiant exhibiting to me his Community Tax Certificate No. 17363134 issued on January 15, 2010 in Cotabato City

Doc. No. 69
Page No. N
Book No. 196
Series of 2010.


RENATO M. EUGENIO
Notary Public
Cotabato City and Maguindanao
78 NB Avenue, Cotabato City
Until December 31, 2011
PTR No. 6276704 - 1-4-10
IBP No. 725979 - 1-4-10
Issued at Cotabato City
Roll of Attorneys No. 30290
Commission No. 001

REPUBLIC OF THE PHILIPPINES
ENERGY REGULATORY COMMISSION
SAN MIGUEL AVENUE, PASIG CITY

IN THE MATTER OF THE APPLICATION
FOR RECOVERY OF ACTUAL FUEL AND
LUBRICANT COSTS INCURRED FOR THE
PERIOD 2004 - 2010, AND FOR APPROVAL
OF A FORMULA FOR AUTOMATIC
RECOVERY OF FUEL AND LUBRICANT
COSTS, WITH PRAYER FOR PROVISIONAL
AUTHORITY.

ERC CASE NO. _____ RC

COTABATO LIGHT AND POWER COMPANY,
INC.,

Applicant.

X-----X

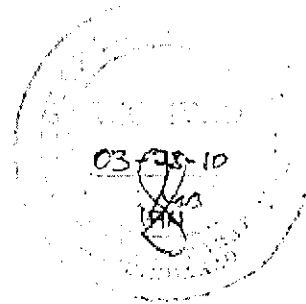
APPLICATION

Applicant COTABATO LIGHT AND POWER COMPANY, INC. through undersigned counsels and unto this Honorable Commission, respectfully states:

1. Cotabato Light and Power Company, Inc. ("CLPC") is a private corporation duly organized and existing under the laws of the Republic of the Philippines, with principal business address in Aboitiz Corporate Center, Banilad, Cebu City. It holds the exclusive franchise to operate electric light and power distribution system in the City of Cotabato and part of the Municipalities of Datu Odin Sinsuat and Sultan Kudarat, all in the Province of Maguindanao.

2. CLPC is filing the instant Application for recovery of the actual costs of fuel and lubricants it has incurred as a result of the use of its generating assets, for the period 2004, when CLPC implemented its approved unbundled rates, up to present. CLPC's right to recover such costs is embodied in the Decision rendered by the Honorable Commission on May 28, 2004 in relation to CLPC's unbundling

REPUBLIC OF THE PHILIPPINES
ENERGY REGULATORY COMMISSION
SAN MIGUEL AVENUE, PASIG CITY



IN THE MATTER OF THE APPLICATION
FOR RECOVERY OF ACTUAL FUEL AND
LUBRICANT COSTS INCURRED FOR THE
PERIOD 2004 - 2010, AND FOR APPROVAL
OF A FORMULA FOR AUTOMATIC
RECOVERY OF FUEL AND LUBRICANT
COSTS, WITH PRAYER FOR PROVISIONAL
AUTHORITY.

ERC CASE NO. _____ RC

COTABATO LIGHT AND POWER COMPANY,
INC.,

Applicant.

X-----X

APPLICATION

Applicant COTABATO LIGHT AND POWER COMPANY, INC. through undersigned counsels and unto this Honorable Commission, respectfully states:

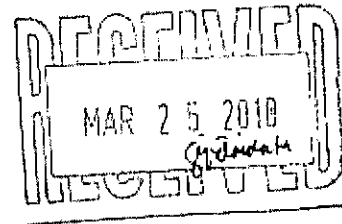
1. Cotabato Light and Power Company, Inc. ("CLPC") is a private corporation duly organized and existing under the laws of the Republic of the Philippines, with principal business address in Aboitiz Corporate Center, Banilad, Cebu City. It holds the exclusive franchise to operate electric light and power distribution system in the City of Cotabato and part of the Municipalities of Datu Odin Sinsuat and Sultan Kudarat, all in the Province of Maguindanao.

2. CLPC is filing the instant Application for recovery of the actual costs of fuel and lubricants it has incurred as a result of the use of its generating assets, for the period 2004, when CLPC implemented its approved unbundled rates, up to present. CLPC's right to recover such costs is embodied in the Decision rendered by the Honorable Commission on May 28, 2004 in relation to CLPC's unbundling

REPUBLIC OF THE PHILIPPINES
ENERGY REGULATORY COMMISSION
SAN MIGUEL AVENUE, PASIG CITY

DATU ODIN SINSUAT, MAG.

IN THE MATTER OF THE APPLICATION
FOR RECOVERY OF ACTUAL FUEL AND
LUBRICANT COSTS INCURRED FOR THE
PERIOD 2004 - 2010, AND FOR APPROVAL
OF A FORMULA FOR AUTOMATIC
RECOVERY OF FUEL AND LUBRICANT
COSTS, WITH PRAYER FOR PROVISIONAL
AUTHORITY.



ERC CASE NO. _____ RC

COTABATO LIGHT AND POWER COMPANY,
INC.,

Applicant.

X-----X

APPLICATION

Applicant COTABATO LIGHT AND POWER COMPANY, INC. through undersigned counsels and unto this Honorable Commission, respectfully states:

1. Cotabato Light and Power Company, Inc. ("CLPC") is a private corporation duly organized and existing under the laws of the Republic of the Philippines, with principal business address in Aboitiz Corporate Center, Banilad, Cebu City. It holds the exclusive franchise to operate electric light and power distribution system in the City of Cotabato and part of the Municipalities of Datu Odin Sinsuat and Sultan Kudarat, all in the Province of Maguindanao.

2. CLPC is filing the instant Application for recovery of the actual costs of fuel and lubricants it has incurred as a result of the use of its generating assets, for the period 2004, when CLPC implemented its approved unbundled rates, up to present. CLPC's right to recover such costs is embodied in the Decision rendered by the Honorable Commission on May 28, 2004 in relation to CLPC's unbundling

AFFIDAVIT OF PUBLICATION

REPUBLIC OF THE PHILIPPINES) S.S.
CITY OF MANILA


I, MARIA CARMEN D. AMBROSIO of legal age and a resident of Parañaque City after being duly sworn in accordance with law, depose and say :

That I am the Manager - Display Advertising of the **MANILA BULLETIN** a newspaper of general circulation printed and published in the city of Manila, Philippines.

That an Advertisement re: An Application filed by COTABATO LIGHT AND POWER COMPANY, INC. with the Energy Regulatory Commission-San Miguel, Pasig City . In the Matter of the Application For Recovery Of Actual Fuel and Lubricant Costs Incurred For the Period 2004-2010, and For Approval of A Formula For Automatic Recovery of Fuel and Lubricant Costs , With Prayer For Provisional Authority .

a printed copy of which is attached, was published in the said newspaper on March 25, 2010

FURTHER, affiant sayeth not.



MARIA CARMEN D. AMBROSIO

SUBSCRIBED AND SWORN to before me this 25th day of March, 2010 at the City of Manila, Philippines, affiant exhibiting to me her SSS ID No. 03-8788785-2.



DYLAN I. FELICIDARIO

Notary Public

Until December 31, 2011

PTR No. 8236040 Jan. 4, 2010 Manila

Doc. No. 128
Page No. 27
Book No. 47
Series of 2010

Protestors prevent meeting of UP board

A meeting of the University of Philippines' Board of Regents scheduled yesterday did not take place because the entrances were blocked around 150 protesters. The main issues being raised by protesters were: The disqualification of Charisse Bañez as Student Regent because she is neither entitled nor on leave as required by students' internal rules; and the bifurcation of the election of Dr. Jose nalez as director of the Philippine neral Hospital.

These matters have been brought to the courts by the interested parties themselves, and the courts are hear-

ing the cases.

According to Vice President for Legal Affairs Theodore Te, UP respects the right to protest but has the duty to ensure the safety of the Regents. The main reason for the cancellation of the meeting was the possibility of physical injury to the Regents.

Speeches had become inflammatory. The car of one regent was blocked and paint was hurled at it. The Chancellor of UP Los Baños was assaulted as he alighted from his car in the parking lot in front of Quezon Hall. Paint was thrown at his person and at his car. He was pushed by one protester.

DA vows to impose stricter biosecurity, quarantine rules

By **MARVYN N. BENANING**

Agriculture Secretary Bernie Fondevilla has vowed to protect the country from invasive pests and diseases carried by cheap imported food items, vegetables and plants

that have been flooding the domestic market.

Under the law, the Department of Agriculture (DA) is mandated to impose the strict implementation of biosecurity and quarantine protocols on imported goods.

The dismantling of tariff walls by the Arroyo government has worsened the problem since more and more food items are entering the market to the consternation of Filipino farmers, hog raisers, poultry breeders, fishermen and aquaculture investors.

President Arroyo actually took the lead in dismantling these tariff walls when she spearheaded the country's accession to the General Agreement on Tariffs and Trade (GATT) and its successor, the World Trade Organization (WTO).

Since 1995, when then Senator Arroyo championed globalization, the Philippines was reduced to being a net food importer even if more than a third of its labor force is agriculture and fisheries.

Now, she is trying to undo the problems posed by free trade and globalization, including the impact of drastic cuts in tariffs on farm goods traded between and among countries belonging to the Association of Southeast Asian Nations (ASEAN) starting this year.

Besides the Philippines, ASEAN has Indonesia, Malaysia, Brunei Darussalam, Thailand, Singapore, Vietnam, Myanmar, Laos and Cambodia as members. They also comprise the economies under the Asian Free Trade Area (AFTA).

"In line with the efforts of the DA to strengthen our quarantine and inspection measures on agriculture and fishery products entering our borders, the effectiveness of President Arroyo's directive will efficiently protect the country from the entry of agricultural and fishery pests and diseases as well as other human and environmental threats," Fondevilla said. "This is cost effective and brings about the immediate disposal of problematic goods supposed to enter the country."

Fondevilla said closer coordination between the DA and the Bureau of Customs (BoC) in implementing the government's improved quarantine and biosecurity protocols will protect farmers and consumers as well.

Last year, DA issued a "harmonized" administrative order — Administrative Order (AO) No. 8 — to standardize the processes of DA regulatory agencies in approving the

entry of imported goods.

This harmonized AO orders all agencies and bureaus issuing Sanitary and Phytosanitary (SPS) clearances, formerly known as import permits to use a single or uniform form for application, clearance, inspection, and confiscation and ensures that all import-related business processes will follow a unified procedure.

The harmonized AO was crafted based on the following objectives:

1) To formulate a consistent and adequate legal administrative policy framework for SPS regulations to be effective and supportive of business;

2) To develop transparent, firm-neutral, and simplified processes for enforcing SPS measures effectively; and

3) To institutionalize effective and sustainable organizational, technical, and funding arrangements for SPS enforcement.

Besides issuing this order, the DA has also worked to automate applications and issuances of SPS Import Clearances, through the Bureau of Plant Industry (BPI), of Animal Industry (BAI), and of Fisheries and Aquatic Resources (BFAR).

Under this automated procedure, the issuance of veterinary, plant and fisheries import permits will be faster through processing via an Internet-based program.

The new system will use the standardized forms prescribed in the harmonized AO and will reduce the clearance process cycle time by allowing importers to prepare and submit their applications 24/7 online and allowing as well their subsequent online validation and approval by the concerned agency.

The full implementation of the Common Effective Preferential Tariff (CEPT) scheme in AFTA at the start of 2010, was agreed upon in a series of ASEAN meetings that started way back in 1992 as a prelude to the proposed creation in 2015 of a single market with a common production base and free flow of goods in the region.

The ASEAN Economic Ministers (AEM) signed the Asean Trade in Goods Agreement (ATIGA), which consolidated and streamlined all CEPT agreements, in February last year.

President Arroyo ratified ATIGA six months later and issued an executive order lifting by January 1 2010 all Customs duties on selected products coming in from, or being shipped to, other ASEAN member countries.

REPLY TO: C-4 - PHILIPPINES
CUSTOMS REGULATORY BY COMMISSION
CANANUILA AVENUE, PASIG CITY

IN THE MATTER OF: THE APPLICATION FOR RECOVERY OF ACTUAL FUEL AND LUBRICANT COSTS INCURRED FOR THE PERIOD 2004 - 2010, AND FOR APPROVAL OF A FORMULA FOR LEGITIMATE RECOVERY OF FUEL AND LUBRICANT COSTS, WITH PRAYER FOR PROVISIONAL AUTHORITY

COBATO LIGHT AND POWER COMPANY, INC. Applicant. ERG CASE NO. _____ RC

APPLICANT

APPLICANT: COBATO LIGHT AND POWER COMPANY, INC. through undersigned counsel and with the Honorable Commission, responsibility of the

1. Cobato Light and Power Company Inc. (CLPC) is a private corporation duly organized and existing under the laws of the Republic of the Philippines, with principal business address at Aseco Corporate Center, Bantay, Cebu City. It holds the exclusive franchise to provide electric light and power distribution system in the City of Cebu and part of the Municipalities of Davao, San Juan and Sultan Kudat, all in the Province of Maguindanao.

2. CLPC is filing the instant Application for recovery of the actual costs of fuel and lubricants it has incurred as a result of the use of its generating assets. For the period 2004, when CLPC implemented its approved unregulated rates, its recovery of CLPC's fuel and lubricant costs is evidenced in the Extension rendered by the Honorable Commission on May 28, 2004 in relation to CLPC's underlying application wherein the Honorable Commission directed CLPC to file with the Commission an application for a proposed rate for the recovery of its fuel and lubricant costs.

3. Pursuant to the aforementioned directive, CLPC hereby seeks the approval of the Honorable Commission for the proposed rate for fuel and lubricant costs for the period 2004 to March 14, 2010, as shown in Annex "A" hereof. The table below contains a summary of the fuel and lubricant costs herein proposed to be recovered by CLPC:

TABLE 1. SUMMARY OF FUEL AND LUBRICANT COSTS FOR RECOVERY

Year	Month	Total Cost (Fuel and Lubricants)
2004	August	753,283.07
	September	129,571.49
	October	123,022.23
	November	130,428.32
	December	129,311.41
	2005	1,419,098.50
	January	67,669.35
	February	99,121.05
	March	121,022.23
	April	69,806.82
	May	107,881.85
	June	148,172.66
July	123,743.97	
August	99,849.04	
September	123,743.97	
October	123,743.97	
November	112,248.76	
December	112,248.76	
2006	January	2,494,073.91
	February	320,348.81
	March	320,348.81
	April	320,348.81
	May	320,348.81
	June	320,348.81
	July	320,348.81
	August	320,348.81
	September	320,348.81
	October	320,348.81
	November	320,348.81
	December	320,348.81
2007	January	372,248.20
	February	372,248.20
	March	372,248.20
	April	372,248.20
	May	372,248.20
	June	372,248.20
	July	372,248.20
	August	372,248.20
	September	372,248.20
	October	372,248.20
	November	372,248.20
	December	372,248.20
2008	January	2,843,804.58
	February	152,241.70
	March	152,241.70
	April	152,241.70
	May	152,241.70
	June	152,241.70
	July	152,241.70
	August	152,241.70
	September	152,241.70
	October	152,241.70
	November	152,241.70
	December	152,241.70
2009	January	4,293,499.91
	February	80,813.25
	March	80,813.25
	April	80,813.25
	May	80,813.25
	June	80,813.25
	July	80,813.25
	August	80,813.25
	September	80,813.25
	October	80,813.25
	November	80,813.25
	December	80,813.25
2010	January	12,188,135.31
	February	59,817.86
	March	59,817.86
	April	59,817.86
TOTAL	49,167,640.76	

4. The foregoing costs are in full compliance with the Commission's directive. CLPC hereby seeks the approval of the Honorable Commission for the proposed rate for fuel and lubricant costs for the period 2004 to March 14, 2010, as shown in Annex "A" hereof. The table below contains a summary of the fuel and lubricant costs herein proposed to be recovered by CLPC:

5. The undersigned counsel, being duly licensed and sworn, deposes and swears that the contents of this Application are true and correct to the best of his knowledge, information and belief, and that he believes the contents thereof to be true and correct.

6. The undersigned counsel, being duly licensed and sworn, deposes and swears that the contents of this Application are true and correct to the best of his knowledge, information and belief, and that he believes the contents thereof to be true and correct.

7. The undersigned counsel, being duly licensed and sworn, deposes and swears that the contents of this Application are true and correct to the best of his knowledge, information and belief, and that he believes the contents thereof to be true and correct.

8. The undersigned counsel, being duly licensed and sworn, deposes and swears that the contents of this Application are true and correct to the best of his knowledge, information and belief, and that he believes the contents thereof to be true and correct.

9. The undersigned counsel, being duly licensed and sworn, deposes and swears that the contents of this Application are true and correct to the best of his knowledge, information and belief, and that he believes the contents thereof to be true and correct.

10. The undersigned counsel, being duly licensed and sworn, deposes and swears that the contents of this Application are true and correct to the best of his knowledge, information and belief, and that he believes the contents thereof to be true and correct.

11. The undersigned counsel, being duly licensed and sworn, deposes and swears that the contents of this Application are true and correct to the best of his knowledge, information and belief, and that he believes the contents thereof to be true and correct.

12. The undersigned counsel, being duly licensed and sworn, deposes and swears that the contents of this Application are true and correct to the best of his knowledge, information and belief, and that he believes the contents thereof to be true and correct.

13. The undersigned counsel, being duly licensed and sworn, deposes and swears that the contents of this Application are true and correct to the best of his knowledge, information and belief, and that he believes the contents thereof to be true and correct.

14. The undersigned counsel, being duly licensed and sworn, deposes and swears that the contents of this Application are true and correct to the best of his knowledge, information and belief, and that he believes the contents thereof to be true and correct.

15. The undersigned counsel, being duly licensed and sworn, deposes and swears that the contents of this Application are true and correct to the best of his knowledge, information and belief, and that he believes the contents thereof to be true and correct.

16. The undersigned counsel, being duly licensed and sworn, deposes and swears that the contents of this Application are true and correct to the best of his knowledge, information and belief, and that he believes the contents thereof to be true and correct.

17. The undersigned counsel, being duly licensed and sworn, deposes and swears that the contents of this Application are true and correct to the best of his knowledge, information and belief, and that he believes the contents thereof to be true and correct.

18. The undersigned counsel, being duly licensed and sworn, deposes and swears that the contents of this Application are true and correct to the best of his knowledge, information and belief, and that he believes the contents thereof to be true and correct.

19. The undersigned counsel, being duly licensed and sworn, deposes and swears that the contents of this Application are true and correct to the best of his knowledge, information and belief, and that he believes the contents thereof to be true and correct.

20. The undersigned counsel, being duly licensed and sworn, deposes and swears that the contents of this Application are true and correct to the best of his knowledge, information and belief, and that he believes the contents thereof to be true and correct.

Master your speech before it embarrasses you.

Free Sample Lessons TODAY (Thurs) - SP-ESPAÑA

March 26 (Fri) - SP - Buendia
April 4 (Sun) - SP - Biñan

SPEECHPOWER
where learning comes ALIVE
www.speechpower.ph

50% discount on the 2nd and each succeeding course.

Inquire about our specific schedule for elementary, high school, college and professional groups.

Summer 2010 classes begin on April 7, 8 & 10.

Cebu 9110832 España 7357256 Buendia 8332836
9110833 7357262 8332921

Biñan
0916-6933677
(049)-5113450

CIIS agents confiscate machine for making cigarettes

By **RAYMUND F. ANTONIO**

Agents of the Customs Investigation and Intelligence Service (CIIS) seized a highly dutiable cigarette-making machine in a warehouse in Mexico, Pampanga following its importation without payment of the required Customs duties and taxes.

In an interview, Dino Tuason, Customs intelligence chief, said the estimated worth of the machine is P50 million and he alleged that its shipment into the country was meant to produce counterfeit cigarettes. "Philip Morris (Products S.A) brought to our attention about this cigarette making-machine. Our CIIS operatives in Region 3 inspected the warehouse and it turned out positive," he said.

Man shot dead, girl wounded in QC

housed at No. 44 Legislative St

REPUBLIC OF THE PHILIPPINES
ENERGY REGULATORY COMMISSION
SAYANGQUE AVENUE, PASIG CITY

IN THE MATTER OF THE APPLICATION FOR RECOVERY OF ACTUAL FUEL AND LUBRICANT COSTS INCURRED FOR THE PERIOD 2004 - 2010 AND FOR APPROVAL OF A FORMULA FOR AUTOMATIC RECOVERY OF FUEL AND LUBRICANT COSTS, WITH PRAYER FOR PROVISIONAL AUTHORITY.

COPIED TO LIGHT AND POWER COMPANY, INC. EDC CASE NO. _____ RC

Applicant: _____
Respondent: _____

1. I, the undersigned, being duly appointed and acting under the laws of the Republic of the Philippines, do hereby certify that the above-named Applicant has filed with the Commission a copy of its application for recovery of actual fuel and lubricant costs incurred for the period 2004 - 2010 and for approval of a formula for automatic recovery of fuel and lubricant costs, with prayer for provisional authority.

2. CLIPC is a duly licensed utility company under the laws of the Republic of the Philippines, and is duly authorized to operate electric, gas and power distribution systems in the City of Calapan and parts of the Municipality of Santa Rosa, Oriental Mindoro, under the franchise of the Department of Energy.

3. CLIPC is a duly licensed utility company under the laws of the Republic of the Philippines, and is duly authorized to operate electric, gas and power distribution systems in the City of Calapan and parts of the Municipality of Santa Rosa, Oriental Mindoro, under the franchise of the Department of Energy.

4. Pursuant to the aforementioned directive, CLIPC hereby seeks the approval of the Honorable Commission for the recovery of its fuel and lubricant costs for the period 2004 to March 14, 2010, as shown in Annex "A" hereof. The table below contains a summary of the fuel and lubricant costs incurred by CLIPC for the period 2004 to March 14, 2010.

TABLE 6. SUMMARY OF FUEL AND LUBRICANT COSTS FOR RECOVERY

Year	Month	TOTAL COST	
		Fuel	Lubricant
2004	January	1,000,000.00	500,000.00
	February	1,000,000.00	500,000.00
	March	1,000,000.00	500,000.00
	April	1,000,000.00	500,000.00
	May	1,000,000.00	500,000.00
	June	1,000,000.00	500,000.00
	July	1,000,000.00	500,000.00
	August	1,000,000.00	500,000.00
	September	1,000,000.00	500,000.00
	October	1,000,000.00	500,000.00
	November	1,000,000.00	500,000.00
	December	1,000,000.00	500,000.00
2005	January	1,000,000.00	500,000.00
	February	1,000,000.00	500,000.00
	March	1,000,000.00	500,000.00
	April	1,000,000.00	500,000.00
	May	1,000,000.00	500,000.00
	June	1,000,000.00	500,000.00
	July	1,000,000.00	500,000.00
	August	1,000,000.00	500,000.00
	September	1,000,000.00	500,000.00
	October	1,000,000.00	500,000.00
	November	1,000,000.00	500,000.00
	2006	January	1,000,000.00
February		1,000,000.00	500,000.00
March		1,000,000.00	500,000.00
April		1,000,000.00	500,000.00
May		1,000,000.00	500,000.00
June		1,000,000.00	500,000.00
July		1,000,000.00	500,000.00
August		1,000,000.00	500,000.00
September		1,000,000.00	500,000.00
October		1,000,000.00	500,000.00
November		1,000,000.00	500,000.00
2007		January	1,000,000.00
	February	1,000,000.00	500,000.00
	March	1,000,000.00	500,000.00
	April	1,000,000.00	500,000.00
	May	1,000,000.00	500,000.00
	June	1,000,000.00	500,000.00
	July	1,000,000.00	500,000.00
	August	1,000,000.00	500,000.00
	September	1,000,000.00	500,000.00
	October	1,000,000.00	500,000.00
	November	1,000,000.00	500,000.00
	2008	January	1,000,000.00
February		1,000,000.00	500,000.00
March		1,000,000.00	500,000.00
April		1,000,000.00	500,000.00
May		1,000,000.00	500,000.00
June		1,000,000.00	500,000.00
July		1,000,000.00	500,000.00
August		1,000,000.00	500,000.00
September		1,000,000.00	500,000.00
October		1,000,000.00	500,000.00
November		1,000,000.00	500,000.00
2009		January	1,000,000.00
	February	1,000,000.00	500,000.00
	March	1,000,000.00	500,000.00
	April	1,000,000.00	500,000.00
	May	1,000,000.00	500,000.00
	June	1,000,000.00	500,000.00
	July	1,000,000.00	500,000.00
	August	1,000,000.00	500,000.00
	September	1,000,000.00	500,000.00
	October	1,000,000.00	500,000.00
	November	1,000,000.00	500,000.00
	2010	January	1,000,000.00
February		1,000,000.00	500,000.00
March		1,000,000.00	500,000.00
April		1,000,000.00	500,000.00
May		1,000,000.00	500,000.00
June		1,000,000.00	500,000.00
July		1,000,000.00	500,000.00
August		1,000,000.00	500,000.00
September		1,000,000.00	500,000.00
October		1,000,000.00	500,000.00
November		1,000,000.00	500,000.00

5. The foregoing data are true and correct as shown by the records of CLIPC, and the undersigned, being duly appointed and acting under the laws of the Republic of the Philippines, do hereby certify that the above-named Applicant has filed with the Commission a copy of its application for recovery of actual fuel and lubricant costs incurred for the period 2004 - 2010 and for approval of a formula for automatic recovery of fuel and lubricant costs, with prayer for provisional authority.

6. The undersigned, being duly appointed and acting under the laws of the Republic of the Philippines, do hereby certify that the above-named Applicant has filed with the Commission a copy of its application for recovery of actual fuel and lubricant costs incurred for the period 2004 - 2010 and for approval of a formula for automatic recovery of fuel and lubricant costs, with prayer for provisional authority.

7. CLIPC is a duly licensed utility company under the laws of the Republic of the Philippines, and is duly authorized to operate electric, gas and power distribution systems in the City of Calapan and parts of the Municipality of Santa Rosa, Oriental Mindoro, under the franchise of the Department of Energy.

8. Pursuant to the aforementioned directive, CLIPC hereby seeks the approval of the Honorable Commission for the recovery of its fuel and lubricant costs for the period 2004 to March 14, 2010, as shown in Annex "A" hereof. The table below contains a summary of the fuel and lubricant costs incurred by CLIPC for the period 2004 to March 14, 2010.

9. The undersigned, being duly appointed and acting under the laws of the Republic of the Philippines, do hereby certify that the above-named Applicant has filed with the Commission a copy of its application for recovery of actual fuel and lubricant costs incurred for the period 2004 - 2010 and for approval of a formula for automatic recovery of fuel and lubricant costs, with prayer for provisional authority.

10. Pursuant to the aforementioned directive, CLIPC hereby seeks the approval of the Honorable Commission for the recovery of its fuel and lubricant costs for the period 2004 to March 14, 2010, as shown in Annex "A" hereof. The table below contains a summary of the fuel and lubricant costs incurred by CLIPC for the period 2004 to March 14, 2010.

11. Pursuant to the aforementioned directive, CLIPC hereby seeks the approval of the Honorable Commission for the recovery of its fuel and lubricant costs for the period 2004 to March 14, 2010, as shown in Annex "A" hereof. The table below contains a summary of the fuel and lubricant costs incurred by CLIPC for the period 2004 to March 14, 2010.

12. Pursuant to the aforementioned directive, CLIPC hereby seeks the approval of the Honorable Commission for the recovery of its fuel and lubricant costs for the period 2004 to March 14, 2010, as shown in Annex "A" hereof. The table below contains a summary of the fuel and lubricant costs incurred by CLIPC for the period 2004 to March 14, 2010.

13. Pursuant to the aforementioned directive, CLIPC hereby seeks the approval of the Honorable Commission for the recovery of its fuel and lubricant costs for the period 2004 to March 14, 2010, as shown in Annex "A" hereof. The table below contains a summary of the fuel and lubricant costs incurred by CLIPC for the period 2004 to March 14, 2010.

14. Pursuant to the aforementioned directive, CLIPC hereby seeks the approval of the Honorable Commission for the recovery of its fuel and lubricant costs for the period 2004 to March 14, 2010, as shown in Annex "A" hereof. The table below contains a summary of the fuel and lubricant costs incurred by CLIPC for the period 2004 to March 14, 2010.

15. Pursuant to the aforementioned directive, CLIPC hereby seeks the approval of the Honorable Commission for the recovery of its fuel and lubricant costs for the period 2004 to March 14, 2010, as shown in Annex "A" hereof. The table below contains a summary of the fuel and lubricant costs incurred by CLIPC for the period 2004 to March 14, 2010.

16. Pursuant to the aforementioned directive, CLIPC hereby seeks the approval of the Honorable Commission for the recovery of its fuel and lubricant costs for the period 2004 to March 14, 2010, as shown in Annex "A" hereof. The table below contains a summary of the fuel and lubricant costs incurred by CLIPC for the period 2004 to March 14, 2010.

17. Pursuant to the aforementioned directive, CLIPC hereby seeks the approval of the Honorable Commission for the recovery of its fuel and lubricant costs for the period 2004 to March 14, 2010, as shown in Annex "A" hereof. The table below contains a summary of the fuel and lubricant costs incurred by CLIPC for the period 2004 to March 14, 2010.

18. Pursuant to the aforementioned directive, CLIPC hereby seeks the approval of the Honorable Commission for the recovery of its fuel and lubricant costs for the period 2004 to March 14, 2010, as shown in Annex "A" hereof. The table below contains a summary of the fuel and lubricant costs incurred by CLIPC for the period 2004 to March 14, 2010.

19. Pursuant to the aforementioned directive, CLIPC hereby seeks the approval of the Honorable Commission for the recovery of its fuel and lubricant costs for the period 2004 to March 14, 2010, as shown in Annex "A" hereof. The table below contains a summary of the fuel and lubricant costs incurred by CLIPC for the period 2004 to March 14, 2010.

20. Pursuant to the aforementioned directive, CLIPC hereby seeks the approval of the Honorable Commission for the recovery of its fuel and lubricant costs for the period 2004 to March 14, 2010, as shown in Annex "A" hereof. The table below contains a summary of the fuel and lubricant costs incurred by CLIPC for the period 2004 to March 14, 2010.

Master your speech before it embarrasses you.

Free Sample Lessons TODAY (Thurs) - SP-ESPAÑA

March 26 (Fri) - SP - Buendia
April 4 (Sun) - SP - Biñan

SPEECHPOWER
Where learning comes ALIVE
www.speechpower.ph

50% discount on the 2nd and each succeeding course.

Inquire about our specific schedule for elementary, high school, college and professional groups.

Summer 2010 classes begin on April 7, 8 & 10.

Cubao	España	Buendia
9110832	7357256	8332836
9110833	7357262	8332921

Silang
0916-6933677
(049)-5113450

CIIS agents confiscate machine for making cigarettes

By RAYMUND F. ANTONIO

Agents of the Customs Investigation and Intelligence Service (CIIS) seized a highly dutiable cigarette-making machine in a warehouse in Mexico, Pampanga following its importation without payment of the required Customs duties and taxes.

In an interview, Dino Tuason, Customs intelligence chief, said the estimated worth of the machine is P50 million and he alleged that its shipment into the country was meant to produce counterfeit cigarettes.

"Philip Morris (Products S.A.) brought to our attention about this cigarette-making machine. Our CIIS operatives in Region 3 inspected the warehouse and it turned out positive," he said.

Another CIIS official, in a separate interview, said the machine's owner should have at least paid 13 percent of its total worth for the Customs duties and taxes but there was no documentary proof of payment.

The seized cigarette-making machine is equipped with one unit Chinese YB packer, one full set carton/wrapper, and one complete set of modified Mark 8 maker known as "Great Wall."

In a letter dated March 8, the CIIS was requested by Philip Morris for the confiscation of the machine in the event that its owners or possessor imported it without paying the required customs duties and taxes.

"Although the cigarette-making machine was set up in an operational mode at the subject location, they have remained dormant up until today," lawyer Leonardo Salvador, Philip Morris legal counsel, said.

He said latest information from sources of Philip Morris disclosed that the machine's owner was soliciting for potential buyers.

worsened the problem since more and more food items are entering the market to the consternation of Filipino farmers, hog raisers, poultry breeders, fishermen and aquaculture investors.

President Arroyo actually took the lead in dismantling these tariff walls when she spearheaded the country's accession to the General Agreement on Tariffs and Trade (GATT) and its successor, the World Trade Organization (WTO).

Since 1995, when then Senator Arroyo championed globalization, the Philippines was reduced to being a net food importer even if more than a third of its labor force is agriculture and fisheries.

Now, she is trying to undo the problems posed by free trade and globalization, including the impact of drastic cuts in tariffs on farm goods traded between and among countries belonging to the Association of Southeast Asian Nations (ASEAN) starting this year.

Besides the Philippines, ASEAN has Indonesia, Malaysia, Brunei Darussalam, Thailand, Singapore, Vietnam, Myanmar, Laos and Cambodia as members. They also comprise the economies under the ASEAN Free Trade Area (AFTA).

"In line with the efforts of the DA to strengthen our quarantine and inspection measures on agriculture and fishery products entering our borders, the effectivity of President Arroyo's directive will efficiently protect the country from the entry of agricultural and fishery pests and diseases as well as other human and environmental threats," Fondevilla said. "This is cost effective and brings about the immediate disposal of problematic goods supposed to enter the country."

Fondevilla said closer coordination between the DA and the Bureau of Customs (BoC) in implementing the government's improved quarantine and biosecurity protocols will protect farmers and consumers as well.

Last year, DA issued a "harmonized" administrative order — Administrative Order (AO) No. 8 — to standardize the processes of DA regulatory agencies in approving the

will follow a unified procedure.

The harmonized AO was crafted based on the following objective:

- 1) To formulate a consistent adequate legal administrative framework for SPS regulation be effective and supportive of the process;
- 2) To develop transparent, fair, neutral, and simplified process enforcing SPS measures effectively and
- 3) To institutionalize effective sustainable organizational, technical and funding arrangements for enforcement.

Besides issuing this order, the DA has also worked to automate applications and issuances of SPS Import Clearances, through the Bureau of Plant Industry (BPI), of An Industry (FIAD), and of Fisheries Aquatic Resources (BFAA).

Under this automated process the issuance of veterinary, plant and fisheries import permits will be through processing via an Internet-based program.

The new system will use standardized forms prescribed by the harmonized AO and will require clearance process cycle (in allowing importers to prepare and submit their applications 24/7) and allowing as well their subsequent online validation and approval by the concerned agency.

The full implementation of a Common Effective Preferential Tariff (CEPT) scheme in AFTA the start of 2010, was agreed in a series of ASEAN meetings started way back in 1992 as part of the proposed creation in 2010 single market with a common decision base and free flow of goods in the region.

The ASEAN Economic Mini (AEM) signed the Asean Trade Goods Agreement (ATGA), a consolidated and streamlined CEPT agreements, in February, year.

President Arroyo ratified AFTA six months later and issued a executive order lifting by January 2010 all Customs duties on selected products coming in from, or shipped to, other ASEAN member countries.

Man shot dead, girl wounded in QC

By JEFFREY G. DAMICO

A man was shot dead while a female high school student was hurt by an unidentified gunman in their neighborhood in Quezon City Tuesday night.

Chief Inspector Benjamin Elenzano, chief of the homicide investigation section of the Quezon City Police District (QCPD), identified the slain victim as Rolando Rueda, 31, a resident of No. 15 Maya St., Barangay Batasan Hills, Quezon City.

Elenzano said that the victim was gunned down at around 9 p.m. Tuesday in front of a house at No. 44 along Legislative St. in Barangay Batasan Hills.

Rueda was declared dead on arrival at the Malvar General Hospital from bullet wounds in the head and left shoulder.

Elenzano said that a girl was also hurt during the shooting incident and was identified as 14-year-old Jumarie Otayde who lives at the

house at No. 44 Legislative St. Otayde sustained gun wounds on her right hand abdomen from stray bullets and was rushed and treated at the Avenue Medical Center.

In the meantime, Elenzano admitted that investigation continues since they remain less as to the identity of the gunman and the motive behind the murder of Rueda.

Rueda's nephew, Emmar sario, said the gunman was in height wore a black jacket baseball cap.

Felarsio told police that he was talking with a friend near the scene at that time when he shot.

When he peeked to check it was, Felarsio saw the gunman armed with a handgun as walk away.

Felarsio said he later shocked to find his uncle's body along the concrete. Relatives took the victim to the hospital.