

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



**IN THE MATTER OF THE
APPLICATION FOR THE APPROVAL
OF ADJUSTMENT IN RATES
PURSUANT TO THE TARIFF GLIDE
PATH (TGP) RULES, WITH PRAYER
FOR PROVISIONAL AUTHORITY**

ERC CASE NO. 2013-103 RC

**LEYTE II ELECTRIC COOPERATIVE,
INC. (LEYECO II),**

Applicant.

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DOCKETED
Date: **SEP 02 2015**
By: *[Signature]*

ORDER

On October 10, 2013, the Commission issued an Order setting the instant application for initial hearing on December 6, 2013. However, said hearing was cancelled due to the devastation brought by Super Typhoon Yolanda on November 8, 2013.

Relative thereto, the Commission hereby sets anew the instant application for jurisdictional hearing, expository presentation, pre-trial conference and evidentiary hearing on **September 28, 2015 (Monday) at nine o'clock in the morning (9:00 A.M.) at the LEYECO II's Main Office, Real St., Sagkahan District, Tacloban City, Leyte.**

LEYECO II is hereby directed to cause the publication of the attached Notice of Public Hearing, at its own expense, twice (2x) for two (2) successive weeks in two (2) newspapers of general circulation in the Philippines, with the date of the last publication to be made not later than ten (10) days before the date of the scheduled initial hearing. It is also directed to inform the consumers within its franchise area, by any other means available and appropriate, of the filing of the instant application, its reasons therefor, and of the scheduled hearing thereon.

Let copies of the application, this Order and the attached Notice of Public Hearing be furnished the Office of the Solicitor General (OSG), the Commission on Audit (COA), and the Committees on Energy of both Houses of Congress. They are hereby requested, if they so desire, to send their duly authorized representatives at the scheduled hearing.

Likewise, let copies of this Order and the attached Notice of Public Hearing be furnished the Office of the Provincial Governor of Leyte and the Mayors of the City and Municipalities within the franchise area of LEYECO II for the appropriate posting thereof on their respective bulletin boards.

LEYECO II is hereby directed to furnish all those making requests therefor with copies of the application and its attachments, subject to reimbursement of reasonable photocopying costs.

On the date of the initial hearing, LEYECO II must submit to the Commission its written Compliance with the jurisdictional requirements attaching therewith, methodically arranged and duly marked, the evidence on the actual posting and publication of the Notice of Public Hearing consisting of certifications issued to that effect, signed by the afore-mentioned Governor and Mayors or their duly authorized representatives, bearing the seals of their offices, and the affidavits of the Editors or Business Managers of the newspapers where the said Notice of Public Hearing were published together with the complete issues of the said newspapers, and such other proofs of compliance with the requirements of the Commission.

LEYECO II and all interested parties are directed to submit, at least five (5) days before the date of initial hearing and pre-trial conference, their respective Pre-trial Briefs containing, among others:

- a) A summary of admitted facts and proposed stipulation of facts;
- b) The issues to be tried or resolved;
- c) The documents or exhibits to be presented, stating the purposes and proposed markings therefore; and
- d) The number and names of the witnesses, with their written testimonies in an individual affidavit form, to be attached to the Pre-trial Brief.

Failure of LEYECO II to submit the required Pre-trial Brief and Judicial Affidavits of its witnesses within the prescribed period shall be a ground for cancellation of the scheduled hearing, and the resetting of which shall be six (6) months from said date of cancellation.

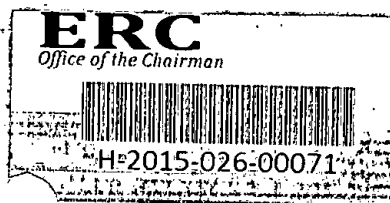
As part of the pre-trial conference, LEYECO II must also be prepared to make an expository presentation of its application, aided by whatever communication medium that it may deem appropriate for the purpose, in order to put in plain words and explain, for the benefit of the consumers and other concerned parties, what the application is all about and the reasons and justifications being cited in support thereof.

SO ORDERED.

Pasig City, August 17, 2015.

FOR AND BY AUTHORITY
OF THE COMMISSION:


JOSE VICENTE B. SALAZAR
Chairman



Copy Furnished:

1. **Atty. Rogelio P. Gula**
Counsels for LEYECO II
LEYECO II Building, Real St., Sangkahan District,
Tacloban City, Leyte
2. **Leyte II Electric Cooperative, Inc. (LEYECO II)**
LEYECO II Building, Real St., Sangkahan District,
Tacloban City, Leyte
3. **Office of the Solicitor General**
134 Amorsolo Street, Legaspi Village
Makati City, Metro Manila
4. **Commission on Audit**
Commonwealth Avenue
Quezon City, Metro Manila
5. **Senate Committee on Energy**
GSIS Bldg. Roxas Blvd., Pasay City
Metro Manila
6. **House Committee on Energy**
Batasan Hills, Quezon City, Metro Manila
7. **Office of the Governor**
Province of Leyte
8. **Office of the City Mayor**
Tacloban City, Leyte
9. **Office of the Municipal Mayor**
Palo, Leyte
10. **Office of the Municipal Mayor**
Babatngon, Leyte
11. **National Grid Corporation of the Philippines (NGCP)**
Quezon Avenue corner BIR Road, Diliman, Quezon City