

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



**IN THE MATTER OF THE APPLICATION FOR CONFIRMATION AND APPROVAL OF CALCULATIONS OF OVER OR UNDER-RECOVERIES IN THE IMPLEMENTATION OF AUTOMATIC COST ADJUSTMENTS AND TRUE-UP MECHANISMS FOR THE PERIOD 2013 TO 2015 PURSUANT TO ERC RESOLUTION NO. 16, SERIES OF 2009 AS AMENDED BY RESOLUTION NO. 21, SERIES OF 2010 AND ERC RESOLUTION NO. 23, SERIES OF 2010**

**ERC CASE NO. 2016-016 CF**

**ZAMBOANGA DEL SUR I ELECTRIC COOPERATIVE, INC. (ZAMSURECO I),  
Applicant.**

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**DOCKETED**  
**Date: SEP 22 2016**  
**By: [Signature]**

**ORDER**

On 31 March 2016, the Zamboanga del Sur I Electric Cooperative, Inc. (ZAMSURECO I) filed an Application dated 21 March 2016 (Application) for confirmation and approval of calculations of over or under-recoveries in the implementation of automatic cost adjustments and true-up mechanisms for the period 2011 to 2013 pursuant to ERC Resolution No. 16, Series of 2009 as amended by Resolution No. 21, Series of 2010, and ERC Resolution No. 23, Series of 2010.

On 21 June 2016, the Commission issued an Order and a Notice of Public Hearing setting the Application for jurisdictional hearing, expository presentation, pre-trial conference and evidentiary hearing on 2 August 2016.

On 20 July 2016, ZAMSURECO I filed a Motion to Reset Hearing dated 18 July 2016 (Motion to Reset Hearing) praying that the hearing on 2 August 2016 be cancelled and reset to another date since its witness, Mr. Jose Raul A. Sanial, who is also ZAMSURECO I's General Manager, is tasked to spearhead the preparations for the Annual General Membership Assembly of all Electric Cooperatives-members of the Philippine Rural Electric Cooperatives' Association, Inc. (PHILRECA) which is set on August 3 and 4, 2016.

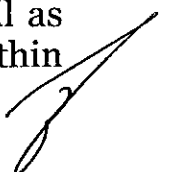
On 27 July 2016, the Commission issued an Order granting said motion.

Finding the Motion to Reset Hearing meritorious, the Commission hereby sets the Application for jurisdictional hearing, expository presentation, Pre-trial Conference and evidentiary hearing on **18 October 2016 (Tuesday) at two o'clock in the afternoon (2:00 P.M.) at the ERC Hearing Room, 15<sup>th</sup> Floor, Pacific Center Building, San Miguel Avenue, Pasig City.**

ZAMSURECO I is hereby directed to cause the publication of the attached Notice of Public Hearing, at its own expense, once (1x) in a newspaper of general circulation in the Philippines, with the date of the publication to be made not later than ten (10) days before the scheduled date of 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 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 Offices of the Governors of the Provinces of Zamboanga del Sur and Misamis Occidental, as well as the Mayors and the Local Government Legislative Bodies within



ZAMSURECO I's franchise area for the appropriate posting thereof on their respective bulletin boards.

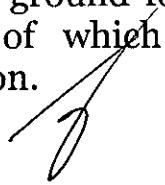
ZAMSURECO I is hereby directed to furnish all those making requests therefor with copies of the Application and its attachments, subject to reimbursement of reasonable photocopying costs.

On the date of the initial hearing and Pre-trial Conference, ZAMSURECO I must submit to the Commission its written Compliance with the jurisdictional requirements attaching therewith, methodically arranged and duly marked, the evidence of the actual posting and publication of the Notice of Public Hearing consisting of certifications issued to that effect, signed by the aforementioned Governors, Mayors, and Local Government Legislative Bodies, or their duly authorized representatives, bearing the seals of their offices, and the affidavit of the Editor or Business Manager of the newspaper where said Notice of Public Hearing was published, together with the complete issue of the said newspaper, and such other proofs of compliance with the requirements of the Commission.

ZAMSURECO I 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 thereof and proposed markings therefor; 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 ZAMSURECO I 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, ZAMSURECO I 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, 7 September 2016.

FOR AND BY AUTHORITY  
OF THE COMMISSION:

  
**JOSE VICENTE B. SALAZAR**  
*Chairman and CEO*

**ERC**  
*Office of the Chairman*



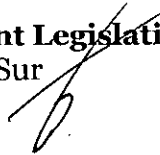
I-2016-021-OC-04944

**Copy Furnished:**

1. **Atty. Jeremiah D. Francisco**  
**DECHAVEZ & EVANGELISTA LAW OFFICES**  
Counsel for Applicant ZAMSURECO I  
Unit 1609-1610 Tycoon Center  
Pearl Drive, Ortigas Center, Pasig City
2. **Zamboanga Del Sur I Electric Cooperative, Inc. (ZAMSURECO II)**  
Gov. Vicente M. Cerilles St.,  
Pagadian City, Zamboanga Del Sur;
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 City Mayor**  
Pagadian, Zamboanga Del Sur
8. **Office of the Local Government Legislative Body**  
Pagadian, Zamboanga Del Sur
9. **Office of the Municipal Mayor**  
Aurora, Zamboanga Del Sur
10. **Office of the Local Government Legislative Body**  
Aurora, Zamboanga Del Sur
11. **Office of the Municipal Mayor**  
Dimataling, Zamboanga Del Sur
12. **Office of the Local Government Legislative Body**  
Dimataling, Zamboanga Del Sur
13. **Office of the Municipal Mayor**  
Dinas, Zamboanga Del Sur
14. **Office of the Local Government Legislative Body**  
Dinas, Zamboanga Del Sur
15. **Office of the Municipal Mayor**  
Dumalinao, Zamboanga Del Sur



16. **Office of the Local Government Legislative Body**  
Dumalinao, Zamboanga Del Sur
17. **Office of the Municipal Mayor**  
Dumingag, Zamboanga Del Sur
18. **Office of the Local Government Legislative Body**  
Dumingag, Zamboanga Del Sur
19. **Office of the Municipal Mayor**  
Guipos, Zamboanga Del Sur
20. **Office of the Local Government Legislative Body**  
Guipos, Zamboanga Del Sur
21. **Office of the Municipal Mayor**  
Labangan, Zamboanga Del Sur
22. **Office of the Local Government Legislative Body**  
Labangan, Zamboanga Del Sur
23. **Office of the Municipal Mayor**  
Lapuyan, Zamboanga Del Sur
24. **Office of the Local Government Legislative Body**  
Lapuyan, Zamboanga Del Sur
25. **Office of the Municipal Mayor**  
Mahayag, Zamboanga Del Sur
26. **Office of the Local Government Legislative Body**  
Mahayag, Zamboanga Del Sur
27. **Office of the Municipal Mayor**  
Margosatubig, Zamboanga Del Sur
28. **Office of the Local Government Legislative Body**  
Margosatubig, Zamboanga Del Sur
29. **Office of the Municipal Mayor**  
Midsalip, Zamboanga Del Sur
30. **Office of the Local Government Legislative Body**  
Midsalip, Zamboanga Del Sur
31. **Office of the Municipal Mayor**  
Molave, Zamboanga Del Sur
32. **Office of the Local Government Legislative Body**  
Molave, Zamboanga Del Sur
33. **Office of the Municipal Mayor**  
R. Magsaysay, Zamboanga Del Sur
34. **Office of the Local Government Legislative Body**  
R. Magsaysay, Zamboanga Del Sur



35. **Office of the Municipal Mayor**  
San Miguel, Zamboanga Del Sur
36. **Office of the Local Government Legislative Body**  
San Miguel, Zamboanga Del Sur
37. **Office of the Municipal Mayor**  
San Pablo, Zamboanga Del Sur
38. **Office of the Local Government Legislative Body**  
San Pablo, Zamboanga Del Sur
39. **Office of the Municipal Mayor**  
Tabina, Zamboanga Del Sur
40. **Office of the Local Government Legislative Body**  
Tabina, Zamboanga Del Sur
41. **Office of the Municipal Mayor**  
Tambulig, Zamboanga Del Sur
42. **Office of the Local Government Legislative Body**  
Tambulig, Zamboanga Del Sur
43. **Office of the Municipal Mayor**  
Tigbao, Zamboanga Del Sur
44. **Office of the Local Government Legislative Body**  
Tigbao, Zamboanga Del Sur
45. **Office of the Municipal Mayor**  
Tukuran, Zamboanga Del Sur
46. **Office of the Local Government Legislative Body**  
Tukuran, Zamboanga Del Sur
47. **Office of the Municipal Mayor**  
Somino (formerly Don Mariano Marcos),  
Zamboanga Del Sur
48. **Office of the Local Government Legislative Body**  
Somino (formerly Don Mariano Marcos),  
Zamboanga Del Sur
49. **Office of the Municipal Mayor**  
Pitogo, Zamboanga Del Sur
50. **Office of the Local Government Legislative Body**  
Pitogo, Zamboanga Del Sur
51. **Office of the Municipal Mayor**  
Josefina, Zamboanga Del Sur
52. **Office of the Local Government Legislative Body**  
Josefina, Zamboanga Del Sur



53. **Office of the Municipal Mayor**  
Vincenzo Sagun, Zamboanga Del Sur
54. **Office of the Local Government Legislative Body**  
Vincenzo Sagun, Zamboanga Del Sur
55. **Office of the Municipal Mayor**  
Don Victoriano, Misamis Oriental
56. **Office of the Local Government Legislative Body**  
Don Victoriano, Misamis Oriental
57. **Office of the Provincial Governor**  
Province of Zamboanga Del Sur
58. **Office of the Provincial Governor**  
Province of Misamis Oriental
59. **President**  
Philippine Chamber of Commerce and Industry (PCCI)  
3<sup>rd</sup> Floor, Chamber and Industry Plaza (CIP)  
1030 pus Avenue corner Park Avenue  
1031 McKinley Town Center, Fort Bonifacio, Taguig City
60. **Investigation and Enforcement Division**  
Energy Regulatory Commission  
17<sup>th</sup> Floor, Pacific Center, San Miguel Avenue, Pasig City

