

Republic of the Philippines
ENERGY REGULATORY COMMISSION
Pasig City



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

**ERC CASE NO. 2007-461 MC
For: Non-Remittance of
Proportionate Share in the
Distribution Management
Committee, Inc.**

**CAGAYAN DE SULU
ELECTRIC COOPERATIVE,
INC. (CASELCO),**

Promulgated:

July 26, 2021

Respondent.

X-----X

ORDER

On 11 September 2007, the Commission issued a Show Cause Order (SCO) dated 18 July 2007, directing Cagayan de Sulu Electric Cooperative, Inc. (CASELCO) to submit within fifteen (15) days from receipt thereof its explanation under oath why no administrative penalty should be imposed upon it for the possible violation of ERC Resolution No. 09, Series of 2006 entitled “*A Resolution Directing All Distribution Utilities to Remit Their Respective Proportionate Shares to the Distribution Management Committee’s 2005 and 2006 Budgets,*” particularly for the non-remittance of its shares to the Distribution Management Committee (DMC), *viz:*

THE COMMISSION FURTHER RESOLVED, to direct every Distribution Utility (a) to remit its proportionate share, hereto attached as “ANNEX A” and made an integral part of this Resolution, in the approved budget for 2005 and 2006 to the DMC not later than April 15, 2006; and (b) submit to the Commission, proof of its compliance, within fifteen (15) days from compliance thereto;

Despite the lapse of a considerable length of time, however, CASELCO has not complied with the aforesaid directive.

On 31 December 2018, DMC was officially dissolved as a juridical entity.

Considering the DMC's dissolution, the resolution of the subject case becomes moot and academic. It should be noted that the purpose of the SCO is to enforce the Commission's Resolution and ensure compliance thereof. However, with the dissolution of the entity to which remittance should be made, compliance can no longer be made.

WHEREFORE, premises considered, the Commission declares the case against Cagayan de Sulu Electric Cooperative, Inc. (CASELCO) **CLOSED AND TERMINATED**.

Nonetheless, CASELCO is hereby **WARNED** that repetition of the same or similar acts in the future shall be dealt with more severely.

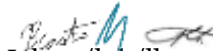
SO ORDERED.

Pasig City, 15 April 2021.



FOR AND BY AUTHORITY OF
THE COMMISSION:


AGNES VST DEVANADERA
Chairperson and CEO


ROS IED-ADJ: bcrc/ktb/llg

Copy Furnished:

- 1. CAGAYAN DE SULU ELECTRIC, INC. (CASELCO)**
Mapun, Tawi-Tawi, Cagayan de Sulu