

Republic of the Philippines
ENERGY REGULATORY COMMISSION
Pasig City



IN THE MATTER OF THE APPLICATION FOR AUTHORITY TO RETIRE THE QUEZON CITY SUBSTATION LOCATED AT SCOUT SANTIAGO COR. SCOUT RALLOS, LAGING HANDA, QUEZON CITY AND TO WITHDRAW FROM SERVICE CERTAIN EQUIPMENT AND MACHINERY INSTALLED IN SAID SUBSTATION, WITH PRAYER FOR PROVISIONAL AUTHORITY

ERC CASE NO. 2021-079 RC

MANILA ELECTRIC COMPANY (MERALCO),
Applicant.

Promulgated:
October 18, 2021

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ORDER

On 30 September 2021, Manila Electric Company (MERALCO) filed an *Application* dated 01 September 2021, seeking the Commission's approval to retire the Quezon City substation located at Scout Santiago cor. Scout Rallos, Laging Handa, Quezon City and to withdraw from service certain equipment and machinery installed in said substation, with prayer for provisional authority.

The pertinent allegations of the *Application* are hereunder quoted as follows:

1. Applicant is a private corporation duly organized and existing under the laws of the Republic of the Philippines, with principal office located at Lopez Building, Ortigas Avenue, Barangay Ugong, Pasig City. It may be served with notices and other processes of this Honorable Commission through its undersigned counsel at the address indicated herein.

2. Applicant has a legislative franchise to construct, operate and maintain an electric power distribution system for the conveyance of electric power to the end-users in the cities and municipalities of Metro Manila, Bulacan, Cavite and Rizal, and certain cities/municipalities/barangays in Batangas, Laguna, Quezon and Pampanga, pursuant to Republic Act No. 9209.
3. Applicant is filing the instant application to seek authority to retire the Quezon City Substation and withdraw certain equipment and machineries in said substation.
4. The instant Application is filed pursuant to the Section 1.7.1 of the Distribution Services and Open Access Rules (DSOAR), as amended.¹

BACKGROUND

5. The Quezon City Substation is located at Scout Santiago cor. Scout Rallos, Laging Handa, Quezon City. The substation has two (2) 12.5 MVA, 34.5 kV -6.24 kV power transformer banks. The substation is installed on a lot owned by MERALCO.
6. The Quezon City Substation is one of the oldest MERALCO odd voltage substations (with voltage other than 34.5 kV or 6.24 kV) and has been in service for more than sixty-one (61) years.
7. Applicant has programmed the gradual conversion of odd-voltage systems (distribution system with voltages other than 34.5 kV) to the ultimate standardized 20 kV/34.5 kV (line-to-neutral/line to line) distribution voltage system within its franchise area. The voltage standardization will reduce technical system loss, improve flexibility and reliability of electric service by phasing out isolated odd voltage systems and minimize equipment inventory types. Applicant continuously implements the Odd-Voltage Conversion Program with the aim of having standard voltage systems for its entire franchise area.
8. Hence, Applicant seeks authority from the Honorable Commission to retire the Quezon City Substation and withdraw from service certain equipment and machinery installed therein in line with the said program.

¹ The second paragraph of Section 1.7.1 of the amended DSOAR provides:

“1.7.1 AUTHORIZED EQUIPMENT

x x x

The DU may increase, substitute or withdraw from service its authorized equipment and machinery in accordance with the Rules for Approval of Regulated Entities' Capital Expenditure Projects, RDWR and other ERC Rules. If such undertaking is not covered by the RDWR or other rules, authorization shall be secured from the ERC in accordance with pertinent provision of the Rules for Approval of Regulated Entities' Capital Expenditure Projects.”

9. At present, the power transformers at the Quezon City Substation have been de-energized (retired in-place) and the 6.24 kV loads have been transferred to the 34.5 kV circuits Kamuning 422VP, 425VP and 426VP, and Sta. Mesa 55F and 58F. The transfer of said loads have eliminated the redundant 34.5 kV-6.24 kV step-down stage. However, the 34.5 kV busses and some related equipment of the said substation are still energized and, thus, entails regular maintenance.
10. It must be stressed that the retirement will have no impact to MERALCO customers.
11. The overall technical system loss will be reduced by an approximate 36,296 KWHR annually with the recent de-energization of the Quezon City substation's power transformer banks and the complete conversion of its 6.24 kV circuits to 34.5 kV.
12. Currently, the various equipment in the Quezon City Substation form part of Applicant's Regulatory Asset Base (RAB). Upon its retirement, some of the equipment and machinery will be reused for distribution services, while others will be withdrawn from service. The total amount of equipment and machinery that will be withdrawn from service is Ten Million Three Hundred Thirteen Thousand Seven Hundred Ninety-five and Twenty-six Centavos, (PhP 10,313,795.26)
13. In further support of the Application, attached hereto are the following documents:
 - a. Annex "A" – Schematic Diagrams showing the exact location of the Quezon City Substation and pictures thereof;
 - b. Annex "B" – Detailed List of Equipment and Machinery to be re-used and/or retired in the Quezon City Substation, with corresponding specifications and values; and
 - c. Annex "C" – Load Flow Simulations/studies conducted on the effect of withdrawal from service of said equipment and machinery.

**Allegations in Support of the Prayer for Provisional Authority
and/or Interim Relief**

14. The issuance of Provisional Authority and/or Interim Relief is warranted under the circumstances considering that there is no reason to continue energizing the Quezon City Substation as the loads thereof have been transferred to adjacent source circuits. More importantly, the converted loads of the Quezon City Substation to 34.5 kV will result in the reduction of technical system loss and improvement of the electric service by phasing out isolated odd-voltage system. In the same manner, continuing the operation of the 34.5 kV busses and its related equipment, and entailing additional cost to operate and maintain this equipment is already unwarranted. Thus,

the issuance of provisional authority and/or interim relief is urgently requested.

15. In further support of the Application and prayer for issuance of provisional authority and/or interim relief, attached as Annex "D" is the Judicial Affidavit of Engr. Roberto D. Isip Jr., Assistant Vice President and Manager of Applicant's Network Asset Planning Office.

PRAYER

WHEREFORE, it is respectfully prayed to this Honorable Commission that: (1) the Application for Retirement of the Quezon City Substation and withdrawal from service of equipment and machinery installed in said substation be APPROVED; and (2) Applicant be ALLOWED to re-use equipment in said substation that will not be retired.

Pending the hearing on the merits of the case, it is likewise prayed that a Provisional Authority and/or Interim Relief be issued in favor of the Applicant.

Other relief just and equitable under the premises are likewise prayed for.

Finding the said *Application* to be sufficient in form with the required fees having been paid, the Commission hereby sets the same for determination of compliance with the jurisdictional requirements, expository presentation, Pre-trial Conference, and presentation of evidence on the following dates and online platform for the conduct thereof, pursuant to Resolution No. 09, Series of 2020² dated 24 September 2020 and Resolution No. 01, Series of 2021, dated 17 December 2020 (ERC Revised Rules of Practice and Procedure)³:

Date	Platform	Activity
16 November 2021 (Tuesday) at two o'clock in the afternoon (2:00 P.M.)	Microsoft Teams	Determination of compliance with the jurisdictional requirements and expository presentation
23 November 2021 (Tuesday) at two o'clock in the afternoon (2:00 P.M.)	Microsoft Teams	Pre-trial Conference and presentation of evidence

² A Resolution Adopting the Guidelines Governing Electronic Applications, Filings and Virtual Hearings Before the Energy Regulatory Commission.

³ A Resolution Adopting the Revised Rules of Practice and Procedure of the Energy Regulatory Commission.

RELATIVE THERETO, MERALCO is hereby directed to:

- 1) Cause the publication of the attached *Notice of Virtual Hearing* in two (2) newspapers of nationwide circulation in the Philippines at its own expense, twice (2x) within two (2) successive weeks, the dates of publication not being less than seven (7) days apart, and the date of the last publication to be made not later than ten (10) days before the date of the scheduled initial hearing;
- 2) Furnish with copies of this *Order* and the attached *Notice of Virtual Hearing* the Offices of the Provincial Governors, the City and Municipal Mayors, and the Local Government Unit (LGU) legislative bodies within MERALCO's franchise area for the appropriate posting thereof on their respective bulletin boards;
- 3) Inform the consumers within MERALCO's franchise area, by any other means available and appropriate, of the filing of the *Application*, its reasons therefor, and of the scheduled hearing thereon;
- 4) Furnish with copies of this *Order* and the attached *Notice of Virtual Hearing* 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 and attend the scheduled hearings scheduled hearing; and
- 5) Furnish with copies of the *Application* and its attachments all those making requests therefor, subject to the resolution of the prayer for confidential treatment of information, if any, and reimbursement of reasonable photocopying costs.⁴

Within five (5) calendar days prior to the date of the initial virtual hearing, MERALCO must submit to the Commission via electronic mail (e-mail) at docket@erc.ph, copy furnish the Legal Service through legal@erc.ph, the scanned copies of its written compliance with the aforementioned jurisdictional requirements attaching therewith, methodically arranged and duly marked, the following:

⁴ For the e-mail address of the applicant, please see page 9.

- 1) The evidence of publication of the attached *Notice of Virtual Hearing* consisting of affidavit of the Editors or Business Managers of the newspapers where the said *Notice of Virtual Hearing* was published, and the complete issues of the said newspapers;
- 2) The evidence of actual posting of this *Order* and the attached *Notice of Virtual Hearing* consisting of certifications issued to that effect, signed by the aforementioned Governors, Mayors and LGU legislative bodies or their duly authorized representatives, bearing the seals of their offices;
- 3) The evidence of other means employed by MERALCO to inform the consumers within its franchise area of the filing of the *Application*, its reasons therefor, and of the scheduled hearing thereon;
- 4) The evidence of receipt of copies of this *Order* and the attached *Notice of Virtual Hearing* by the OSG, the COA, and the Committees on Energy of both Houses of Congress;
- 5) The evidence of receipt of copies of the *Application* and its attachments by all those making requests therefor, if any; and
- 6) Such other proof of compliance with the requirements of the Commission.

Moreover, MERALCO is hereby required to post on its bulletin boards, the scanned copies of the foregoing jurisdictional requirements, together with the newspaper publications and certifications issued by the concerned Office of the Mayors, Provincial Governors and Local Legislative Bodies, and to submit proof of its posting thereof.

MERALCO and all interested parties are also required to submit via e-mail at doCKET@erc.ph, copy furnish the Legal Service through legal@erc.ph, at least five (5) calendar days before the date of the scheduled virtual hearing and Pre-trial Conference, their respective Pre-Trial Briefs containing, among others:

- 1) A summary of admitted facts and proposed stipulation of facts;
- 2) The issues to be tried or resolved;

- 3) The documents or exhibits to be presented, stating the purposes and proposed markings therefor, which should also be attached to the Pre-trial Brief; and
- 4) The number and names of the witnesses, with their written testimonies in a Judicial Affidavit form attached to the Pre-trial Brief.

MERALCO must ensure that all the documents or exhibits proposed to be presented have already been duly submitted to the Commission at least five (5) calendar days before the date of the scheduled initial virtual hearing and Pre-trial Conference pursuant to the preceding paragraph.

Failure of MERALCO to comply with the above requirements 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 the said date of cancellation.

MERALCO must also be prepared to make an expository presentation of the instant *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, the nature of the *Application* with relevant information and pertinent details substantiating the reasons and justifications being cited in support thereof.

MERALCO is hereby directed to file a copy of its Expository Presentation via e-mail at doCKET@erc.ph, copy furnish the Legal Service through legal@erc.ph, at least five (5) calendar days prior to the scheduled virtual hearing. MERALCO shall also be required, upon the request of any stakeholder, to provide an advance copy of its expository presentation, at least five (5) calendar days prior to the scheduled virtual hearing.

Any interested stakeholder may submit its comments and/or clarifications at least one (1) calendar day prior to the scheduled virtual hearing, via e-mail at doCKET@erc.ph, copy furnish the Legal Service through legal@erc.ph. The Commission shall give priority to the stakeholders who have duly submitted their respective comments and/or clarifications, to discuss the same and propound questions during the course of the expository presentation.

MERALCO is hereby directed to submit, either through personal service, registered or ordinary mail/private courier, one (1) set of the original or certified true hard/printed copy/ies of its Jurisdictional Compliance, Expository Presentation, Pre-trial Brief, and Judicial Affidavit/s of witness/es, within five (5) working days from the date that the same were electronically submitted, as reflected in the acknowledgment receipt e-mail sent by the Commission. Similarly, all interested parties who filed their Petition for Intervention or Opposition are required to submit the hard/printed copy thereof within the same period through any of the available modes of service.

Finally, MERALCO, including its authorized representative/s and witness/es, are hereby directed to provide the Commission, thru legal.virtualhearings@erc.ph, with their respective e-mail addresses upon receipt of this *Order*. The Commission will send the access link/s to the aforementioned hearing platform within five (5) working days prior to the scheduled hearing.

SO ORDERED.

Pasig City, 06 October 2021.

FOR AND BY AUTHORITY
OF THE COMMISSION:


AGNES VST DEVANADERA
Chairperson and CEO


LS: KJP/LSP/MCCG



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Copy Furnished:

1. Manila Electric Company (MERALCO)
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2. Attys. Francis Dino S. Antonio, Hazel Rose B. See, Adrian Rex C. Dimalanta, Isagani C. Coruña and Edgar Michael C. Robles
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Commonwealth Avenue, Quezon City
Email: citizensdesk@coa.gov.ph
5. Senate Committee on Energy
GSIS Building, Roxas Boulevard, Pasay City
Email: senateenergycommittee@gmail.com
6. House Committee on Energy
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Email: committee.energy@house.gov.ph
7. Office of the City Mayor
City of Caloocan
8. Office of the Local Government Unit (LGU) Legislative Body
City of Caloocan
9. Office the City Mayor
City of Las Piñas
10. Office of the LGU Legislative Body
City of Las Piñas
11. Office of the City Mayor
City of Makati
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City of Muntinlupa

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Angat, Bulacan
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San Ildefonso, Bulacan
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San Jose del Monte, Bulacan
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San Miguel, Bulacan
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San Rafael, Bulacan
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Sta. Maria, Bulacan
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Alfonso, Cavite
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- 224. Office of the LGU Legislative Body
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- 225. Office of the City Mayor
Tayabas, Quezon
- 226. Office of the LGU Legislative Body
Tayabas, Quezon
- 227. Office of the Municipal Mayor
Tiaong, Quezon
- 228. Office of the LGU Legislative Body
Tiaong, Quezon
- 229. Office of the Municipal Mayor
Apalit, Pampanga
- 230. Office of the LGU Legislative Body
Apalit, Pampanga
- 231. Office of the Municipal Mayor
Candaba, Pampanga
- 232. Office of the LGU Legislative Body
Candaba, Pampanga
- 233. Office of the Municipal Mayor
San Simon, Pampanga
- 234. Office of the LGU Legislative Body
San Simon, Pampanga
- 235. Office of the Governor
Province of Bulacan
- 236. Office of the LGU Legislative Body
Province of Bulacan
- 237. Office of the Governor
Province of Cavite
- 238. Office of the LGU Legislative Body
Province of Cavite
- 239. Office of the Governor
Province of Rizal
- 240. Office of the LGU Legislative Body
Province of Rizal
- 241. Office of the Governor
Province of Batangas
- 242. Office of the LGU Legislative Body
Province of Batangas
- 243. Office of the Governor
Province of Laguna
- 244. Office of the LGU Legislative Body
Province of Laguna
- 245. Office of the Governor
Province of Quezon
- 246. Office of the LGU Legislative Body

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- 247. Province of Quezon
Office of the Governor
Province of Pampanga

- 248. Office of the LGU Legislative Body
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- 249. Regulatory Operations Service
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