

Republic of the Philippines
ENERGY REGULATORY COMMISSION
Pasig City



**IN THE MATTER OF THE
APPLICATION FOR THE
APPROVAL OF THE
PROPOSED CAPITAL
EXPENDITURE PROJECTS
FOR THE YEARS 2019 – 2021
WITH APPLICATION FOR
AUTHORITY TO SECURE
LOAN FROM THE NATIONAL
ELECTRIFICATION
ADMINISTRATION (NEA)
AND/OR PRIVATE
FINANCIAL INSTITUTION**

ERC CASE NO. 2021-050 RC

**ZAMBOANGCA CITY
ELECTRIC COOPERATIVE,
INC. (ZAMCELCO),**

Applicant.

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Promulgated:
August 23, 2021

NOTICE OF VIRTUAL HEARING

TO ALL INTERESTED PARTIES:

Notice is hereby given that on 08 July 2021, Zamboanga City Electric Cooperative, Inc. (ZAMCELCO) filed an *Application* dated 16 March 2021, seeking the Commission's approval of its Capital Expenditure (CAPEX) projects with application for authority to secure loan from the National Electrification Administration (NEA) and/or private financial institution.

The pertinent allegations in the said *Application* are hereunder quoted, as follows:

THE APPLICANT

1. ZAMCELCO is an Electric Cooperative created and existing pursuant to the provisions of Presidential Decree No. 269 as amended, with principal office located at MCLL Highway, Putik, Zamboanga City, Philippines, represented herein by its

General Manager, Engr. Gannymede B. Tiu, duly authorized by virtue of Board Resolution No. 161B, series of 2020 dated 20 November 2020, of the Board of Directors, copy of which is attached hereto as Annex "A" and made an integral part hereof.

The filing of the instant Application is likewise authorized under the afore-mentioned Resolution;

2. Applicant has been granted by the National Electrification Administration (NEA) an authority to operate and distribute electric light and power in the City of Zamboanga. Currently however, ZAMCELCO's management and operation is undertaken by an Investor-Manager, the JOINT VENTURE OF CROWN INVESTMENT HOLDINGS, INC. AND DESCO, INC., by virtue of an Investment Management Contract (IMC) entered into by and between ZAMCELCO and the said Joint venture corporation on August 29, 2018.

THE APPLICATION AND ITS PURPOSE

3. This Application is filed in compliance with ERC Resolution No. 26, Series of 2009 (A Resolution Amending the Rules for Approval of Regulated Entities' Capital Expenditure Projects)" adopted pursuant to the mandate of Section 43 of Republic Act No. 9136 otherwise known as the Electric Power Industry Reform Act of 2001 (EPIRA) and its implementing Rules and Regulations, which categorically provides that all capital expenditure projects (CAPEX) shall be submitted to and for the approval of the Commission prior to its implementation, in relation to ERC Resolution No. 20, Series of 2011 which sets the timelines for the filing of the instant application;
4. The aforecited amended rules was issued by the Honorable Commission to ensure that the projects are timely, appropriate, necessary and cost efficient; to ensure that the proposed capital projects are consistent with the Distribution Development Plan (DDP), the Philippine Grid Code (PGC), the Philippines Distribution Code (PDC), and other relevant government issuances; and to ensure that the procurement of equipment, materials and services are transparent, competitive and compliant with the applicable laws and regulations.
5. In accordance with the Amended CAPEX Rules, consistent with the Distribution Development Plan and the Philippine Distribution Code, Applicant shall acquire, construct and implement the following capital expenditure projects for the years 2019-2021, with a total approximate cost of ONE BILLION THIRTY-SIX MILLION TWO-HUNDRED AND NINETY-FOUR THOUSAND EIGHT-HUNDRED NINETY-SIX PESOS AND 35/100 (PhP 1,036,294,896.35).

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THE PROPOSED CAPITAL EXPENDITURE PROJECTS

5.a. Description of the Projects:

5.a.1 Network CAPEX Projects

PROJECT No.	PROJECT TITLE	PROJECT JUSTIFICATION	PROJECT COST (P '000)
ZC2019-NAP008	Construction of a New 69-kV Sub-transmission Line from M7 Camanchille Substation to KCC Mall de Zamboanga's 10-MVA Substation	The existing distribution lines in the area cannot accommodate the entry of a significant big load customer and the forecasted increase of demand, thus the need to increase the capacity and reliability of the distribution lines is necessary and imminent.	14,824.99
ZC2019-NAP009	Up-rating of the 10-MVA Power Transformer at Ayala Substation to 20-MVA	In order to address the existing capacity problem coupled with the growing demand of its industrial customers located in Barangay Ayala, ZAMCELCO finds it imperative to uprate the existing 10-MVA Ayala Substation to 20-MVA to cater the needs of its consumers and to further encourage economic progress in the area.	56,238.57
ZC2019-NAP010	Up-rating of the 20-MVA San Jose Gusu Substation to 40-MVA by Adding One (1) Unit of 20-MVA Power Transformer	Previously, the San Jose Gusu substation installed capacity consists of one (1) 20MVA and one (1) 10MVA power transformer. On January 20, 2020, the 10MVA power transformer was transferred to address the overloading capacity of the Recodo Substation. However, with the increasing load of the San Jose Gusu substation, ZAMCELCO finds it necessary to uprate the existing 20MVA by adding an additional 20MVA power transformer.	75,279.73
ZC2019-NAP011	Uprating of the 10-MVA Cabatangan Substation to 20-MVA by adding One (1) Unit of 10-MVA Power Transformer with Construction of Two (2) Feeders	The existing capacity of the 10MVA Cabatangan Substation has already exceeded the maximum rated capacity, thus the need to urgently uprate the same to 20MVA in order to address the overloading of the substation and prevent imminent failure of the power transformers.	43,414.09

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ZC2019-NAP012	Construction of New 20-MVA Substation with Four (4) Feeder Take-off and Feeder Distribution lines at Barangay Pasobolong	The significant development in the area necessitated ZAMCELCO to construct a new substation in order to address the capacity problem currently experienced by the Putik and Sangali substations. The new 20MVA substation with four (4) feeders will allow the transfer of existing loads and further cater the additional forecasted demand in the area.	83,665.10
ZC2019-NAP013	Rehabilitation and Uprating of the 10-MVA Recodo Substation to 25-MVA by adding One (1) 15-MVA Power Transformer	The 10MVA Recodo substation is currently at 70% loading capacity and is expected to increase annually exceeding the required limit set by the distribution utility planning manual. In order to address the capacity problem of the Recodo Substation, the most economical alternative solution is the rehabilitation and uprating of the current 10MVA to 25MVA.	61,117.29
ZC2019-NAP014	Construction of One Feeder at Camanchille Substation	The Guardia Nacional Feeder was previously served by the 10MVA Power Transformer of the San Jose Gusu Substation. With the transfer of the 10MVA Power Transformer to Recodo substation to address the capacity problem in the area, ZAMCELCO deems it rational and beneficial to construct an additional feeder at the Camanchille Substation in order to transfer and serve the Guardia Nacional Feeder.	967.18
ZC2019-NAP015	Construction of Dedicated Feeder Distribution Line for Camanchille Substation under the 25-MVA Power Transformer to cater SM City Mindpro	To provide adequate capacity for the on-going expansions of large load customers and to ensure quality and reliable supply of electricity, ZAMCELCO constructed a dedicated feeder line to accommodate the large load customer and in order not affect the quality and capacity of the other feeders connected to the Camanchille substation.	2,398.10
ZC2019-NAP004	Rehabilitation of Distribution Lines	The antiquated and deteriorating distribution lines of the Recodo, Sinunuc, Mercedes, Labuan, Curuan, Talisayan, and Baliwasan Feeders necessitates ZAMCELCO to rehabilitate these existing lines in order not to compromise the safety of its employees and the public.	74,499.85
PROJECT COST (P '000)			412,404.90

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5.a.2 Other Network CAPEX Projects

PROJECT No.	PROJECT TITLE	PROJECT JUSTIFICATION	PROJECT COST (P '000)
ZC2019-NAP019	Replacement of Old Feeder Metering Facilities	The old and outdated feeder metering facility can be more vulnerable to system disturbance and provide a lower level of accuracy. With the new and advance metering facility, the cooperative will be able to collect more reliable and accurate data thereby increasing efficiency and reduce system losses.	4,227.27
ZC2019-NAP016	Replacement of Defective Kilowatt-hour Meters	One of the reasons for high system loss are the defective and faulty kilowatt-hour meters. The replacement of these meters will greatly reduce system loss and provide more accurate readings.	56,232.99
ZC2019-NAP001	Replacement of Defective/Rotten Poles	Replacement of defective, old and rotten poles is urgent and necessary in order not to compromise the safety of the employees of the cooperative and most importantly, the public.	8,484.00
ZC2019-NAP007	Replacement of Overloaded Distribution Transformers	In order to attain efficiency and reduced system loss below the system loss cap in accordance with the Rules for Setting the Distribution System Loss Cap, it is necessary to replace the existing overloaded distribution transformers with a higher rating distribution transformers.	16,713.50
ZC2019-NAP017	Relocation and Clustering of kWh Meters of Recodo and Sinunuc Feeders	One of the contributing factors for high system loss is the pilferage of electricity despite the cooperative's intensified anti-pilferage campaign in the area. In order to significantly minimize the cases of unaccounted use of electricity, elevating and clustering of kWh meters is considered as the best way to address the unauthorized access of metering facilities.	21,822.64
ZC2019-NAP005	Procurement of Distribution Transformers for New Customers	Procurement of additional Distribution Transformers is necessary to provide the capacity requirement due to load growth and new consumers.	38,055.32
ZC2019-NAP006	Purchase of Kilowatt-hour Meters and Metering Materials for New Customers	To address the metering requirements for new customers.	101,514.67

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ZC2019-NAP018	Procurement of Materials and Equipment for LCM and EMC Projects for Arena Blanco, Sta. Catalina, and Baliwasan Feeders	To minimize system loss and theft of electricity due to direct and unmetered connections by installing Load Center Monitoring (LMC) and implementation of Elevated Meter Clustering (EMC) Program.	4,281.59
ZC2019-NAP002	Procurement of Materials for Operation and Maintenance Use of the Technical Services Department	To replenish the essential and necessary materials for operations and maintenance services and ensure compliance with engineering standards	79,079.85
ZC2019-NAP003	Procurement of Equipment for Operation and Maintenance Use of the Technical Services Department	The project is necessary in order to improve the performance of the cooperative in terms of efficiency and reliability of the distribution system by minimizing system outages and equipment damages.	37,819.00
PROJECT COST (P '000)			368,230.84

5.a.3 Non - Network CAPEX Projects

PROJECT No.	PROJECT TITLE	PROJECT JUSTIFICATION	PROJECT COST (P '000)
ZC2019-NNP020	Renovation of Existing Buildings and Construction of Other Facilities	The current principal office of the cooperative has been in existing for almost 50 years and is no longer safe and convenient for all employees and the transacting public. The renovation of the existing structures and construction of additional facilities will not only benefit ZAMCELCO but also to the best interest and safety of the member consumers and further improve customer service and efficiency.	46,153.16
ZC2019-NNP021	Implementation of Advanced Distribution Management System (AMDS) Phase 1	The implementation of Advanced Distribution Management System (AMDS) Phase 1 aims to update, enhance and improve data monitoring and control of the distribution system.	18,350.00
ZC2019-NNP022	Procurement of Equipment and Devices	The implementation of this project will greatly improve testing and monitoring the accuracy and integrity of the electrical equipment and metering facilities of the cooperative.	22,956.00
ZC2019-NNP023	Procurement of Service Vehicles,	The acquisition of additional vehicles is intended to meet the growing demand and number of customers of	113,150.00

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	Heavy Equipment, and Motorcycles	ZAMCELCO, and replace the existing and depreciated utility vehicles used in the operations improving mobility, response time in any power situation and maintenance works and other related field service assignments and commitments.	
ZC2019-NNP2024	Upgrading of Billing, Accounting System and IT Infrastructure	This project will allow ZAMCELCO to integrate all systems in order to streamline all processes, allowing increased productivity and better and efficient customer services.	43,050.00
ZC2019-NNP025	Conversion and Upgrading of Communication System from Analog to Digital (Tier-2)	The implementation of this project is intended to significantly improve the outdated communication facilities of the cooperative and address consumer and system issues faster and more efficiently.	12,000.00
	PROJECT COST (P '000)		255,659.16

SUMMARY OF PROJECTS

PROJECT	AMOUNT PER YEAR ('000)			TOTAL PROJECT COST ('000)
	2019	2020	2021	
NETWORK PROJECTS	206,184.69	189,792.89	16,427.32	412,404.90
OTHER NETWORK PROJECTS	219,932.30	67,367.09	80,931.45	368,230.84
NON-NETWORK PROJECTS	124,231.00	117,078.16	14,350.00	255,659.16
GRAND TOTAL	550,347.99	374,238.14	111,708.76	1,036,294.90

5.b TYPE OF THE CAPITAL EXPENDITURE PROJECTS IN ACCORDANCE WITH SECTION 2.3 OF RESOLUTION NO. 26, SERIES OF 2009;

5.b.1 As described above in Section 5.a.1, the projects are categorized as Network CAPEX which will address capacity, reliability, safety and system loss of the Applicant's distribution system;

5.b.2. The Other Network CAPEX projects as shown in 5.a.2 are necessary in terms of additional distribution transformers, meters and metering materials to meet annual customer growth as forecasted including replacement of defective and old facilities and equipment.

5.b.3 And the Non-Network CAPEX projects of the cooperative as categorized and indicated in 5.a.3 will enhance its capability in responding to customer requests and concerns for better, safe and efficient electric service. Further, its

facilities and equipment will be responsive to the quality service that the consumers deserve.

JUSTIFICATION OF THE CAPITAL PROJECTS

6. With the prevailing situation in the electric power industry vis-à-vis the consumers' demand, Applicant deems it appropriate to embark on asset development and expansion in order to meet the member-consumers' growing demands; and
7. The procurement of the aforementioned project is of great necessity in the schedules herein provided, otherwise service decline is eminent, to the prejudice of the consumers.
8. That the afore-enumerated capital projects will be implemented on staggered basis, and, if a Force Majeure or Fortuitous event, as the case may be occurs causing delay in the implementation, the Applicant shall inform the ERC of such condition and seek the latter's confirmation of the delayed implementation of the particular CAPEX;

RELATED AND INDISPENSABLE DOCUMENTS

9. Consistent with the requirement of the filing of applications for approval of capital projects, Applicant attached and made an integral part of this Application the detailed justifications, related and indispensable documents chronologically arranged and contained in Annex "B" hereof.

BOARD APPROVAL OF THE PROPOSED PROJECTS

10. Finding the proposed capital expenditure projects reasonable, appropriate, necessary, and ultimately redound to the benefit of the members-consumers by way of efficient, continuous and reliable service, the Board of Directors of the Applicant passed Board Resolution No.161A, Series of 2020 dated 20 November 2020 approving the proposed CAPEX, copy of which is attached hereto as Annex "C";
11. In compliance with Resolution No. 26, Series of 2009, information on the proposed capital projects had been widely disseminated through posting in the conspicuous places of the City of Zamboanga, as evidenced by a copy of the Affidavit of Posting attached hereto as Annex "D". The Notices posted specifically contained the following:
 - a. the proposed projects;
 - b. the reasons for proposing said projects;
 - c. the source of fund for the said projects;
 - d. indicative rate impact of the said projects;

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SOURCES OF FUNDS FOR THE PROJECTS

12. ZAMCELCO's Capital Expenditure Projects Plan is envisioned to have the least rate impact and that brings the most value to its consumers.
13. In the implementation of the proposed projects, the Applicant shall source the funds through a loan with the National Electrification Administration (NEA) and/or other Private Financing Institution that will provide the least interest rate to the benefit of the member-consumers. Thus, a parallel Application for the grant of authority to secure loan with the aforesaid government agency and/or other private financing institution is incorporated herein.

Financing Plan

Fund Source	Year 2019	Year 2020	Year 2021	Total
National Electrification Administration or Banks and Other Financing Institutions	550,347,993.44	374,238,140.33	111,708,762.58	1,036,294,896.35
Total	550,347,993.44	374,238,140.33	111,708,762.58	1,036,294,896.35

14. Internally generated revenues from the Reinvestment Fund for Sustainable CAPEX (RFSC) shall be used to pay the amortization of the loans.
15. The implementation of the proposed CAPEX shall bring forth an indicative rate impact as follows:

Rate Impact Calculation with Loan Availment
(interest rate @ 6% per annum for 15 years)

	2019	2020	2021	TOTAL
Historical/Forecasted Sales, KWH ('000)	572,627,689.70	589,951,908.67	615,646,144.29	1,778,225,742.66
Cash balance beginning, PHP, excess(shortfall)	296,337,856.86	291,823,815.65	277,028,614.54	296,337,856.86
CASH INFLOWS				
Current year Collection @ P.1518/kwh	86,924,883.30	89,554,699.74	93,455,084.70	269,934,667.74
Proceeds from Loan for CAPEX	550,347,993.44	374,238,140.33	111,708,762.58	1,036,294,896.35
Total Cash Inflows, PHP	637,272,876.74	463,792,840.07	205,163,847.28	1,306,229,564.09

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Available cash for disbursement:	933,610,733.60	755,616,655.72	482,192,461.83	1,602,567,420.95
CASH OUTFLOWS				
CAPEX requirement (2019-2021)	550,347,993.44	374,238,140.33	111,708,762.58	1,036,294,896.35
Old debt (amortization)	35,709,135.06	3,789,306.19	3,580,410.20	43,078,851.45
New amortization (new CAPEX), PHP	55,729,789.45	93,626,198.65	104,938,142.90	254,294,131.00
CAPEX Plan Approval Fee, PHP		6,934,396.00	837,815.72	7,772,211.72
Total Cash Outflows, PHP	641,786,917.94	478,588,041.18	221,065,131.40	1,341,440,090.52
Cash Balance ending, PHP, excess(shortfall)	291,823,815.65	277,028,614.54	261,127,330.43	261,127,330.43

**APPLICATION FOR AUTHORITY TO SECURE LOAN
WITH THE NATIONAL ELECTRIFICATION
ADMINISTRATION (NEA) AND/OR OTHER PRIVATE
FINANCING INSTITUTIONS**

16. Applicant reiterates and incorporate the foregoing allegations in support of its Application for Authority to Secure Loan with the National Electrification Administration (NEA) and/or other Private Financing Institutions, which will provide the least interest rate, and further allege:
17. That the need of immediate implementation of the foregoing proposed Capital Expenditure Projects is imperative to ensure safety, quality of service and compliance with the power industry's regulatory requirements;
18. Unfortunately, the current rate of the Reinvestment Fund for Sustainable CAPEX (RFSC) of ZAMCELCO is not enough to finance the proposed Capital Expenditure Projects. Thus, a setback in the implementation of the Projects is foreseen by Applicant due to insufficiency of funds, as can be shown below:

Rate Impact Calculation *without* availing any Loan

	2019	2020	2021	TOTAL
Historical/Forecasted Sales, KWH ('000)	572,627,689.70	589,951,908.67	615,646,144.29	1,778,225,742.66
Cash balance beginning, PHP, excess(shortfall)	296,337,856.86	-202,794,388.34	-498,201,531.13	296,337,856.86
CASH INFLOWS				
Current year Collection @ P.1518/kwh	86,924,883.30	89,554,699.74	93,455,084.70	269,934,667.74

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Total Cash Inflows, PHP	86,924,883.30	89,554,699.74	93,455,084.70	269,934,667.74
Available cash for disbursement:	383,262,740.16	-113,239,688.60	-404,746,446.42	566,272,524.60
CASH OUTFLOWS				
CAPEX requirement (2019-2021)	550,347,993.44	374,238,140.33	111,708,762.58	1,036,294,896.35
Old debt (amortization)	35,709,135.06	3,789,306.19	3,580,410.20	43,078,851.45
CAPEX Plan Approval Fee, PHP		6,934,396.00	837,815.72	7,772,211.72
Total Cash Outflows, PHP	586,057,128.50	384,961,842.52	116,126,988.50	1,087,145,959.52
Cash Balance ending, PHP, excess/(shortfall)	(202,794,388.34)	(498,201,531.13)	(520,873,434.92)	(520,873,434.92)
Excess/(shortfall) on RFSC, PhP/kWh	(0.3541)	(0.8445)	(0.8461)	(0.2929)

19. While Applicant has internally generated funds, same is insufficient and needs to be augmented by a loan through NEA's lending program, designed to assist the electric cooperatives and/or other Private Financing Institution, which can offer the least interest rates to the benefit of the member-consumers; hence, to apply for an authority to secure loan from the Commission is deemed prudent, rational and necessary.

20. In support of its application for the grant of authority to secure a loan from NEA and/or other Private Financing Institution, which will provide the least interest rate, Applicant hereto attached the following documents:
 - 20.a. Copy of Audited Financial Statements including notes for test year 2019, 2018, 2017 and 2016 as Annexes "E", "E-1", "E-2" and "E-3";
 - 20.b. List of projects and their estimated cost as Annex "F";
 - 20.c. Bases of the reasonableness of the estimated cost as Annex "G";
 - 20.d. Detailed schedule of utilization (of Annual RFSC Utilization for the test year and the prior 2 years) as Annex "H";
 - 20.e. Computation of Financial ratios as Annex "I";
 - 20.f. Cost-Benefit Analysis and Justification in securing loans as Annex "J";

COMPLIANCE WITH PRE-FILING REQUIREMENTS

21. In compliance with Section 2, Rule 6 of the ERC Rules of Practice and Procedure, copies of this Application together

with all its annexes and accompanying documents had been furnished by Applicant the Legislative Body of the City of Zamboanga. Likewise, the Application was published in a newspaper of general circulation within the franchise area of the Applicant.

22. As proof of compliance of the service of the copies of the Application together with all its annexes is the Certification issued by the Authorized Representative of the Local Government Unit as Annex "K". Likewise attached hereto as Annexes "L" and "M" are the Affidavit of Publication and the newspaper issue containing the published Application;
23. Moreover, prior to the filing of this Application, a pre-filing conference with the concerned staff of the Commission was conducted pursuant to Section 4 of Rule 6, and for purposes of determining completeness of the supporting documents attached to the Application.

PRAYER

WHEREFORE, foregoing premises considered, Applicant most respectfully prays:

1. That after due notice and hearing, the proposed capital projects/expenditures subject of this Application be approved, declared just, reasonable, and equitable pursuant to the provisions of ERC Resolution No. 26, Series of 2009, and other related laws, rules and regulations.
2. That Applicant be allowed/authorized to recover from the members-consumers its expenditures/costs incurred in the implementation of the Capital Expenditure Projects.

Other relief/s, just or equitable under the premises, are likewise prayed for.

In the *Order* dated 22 July 2021, the Commission has set the instant *Application* for the determination of compliance with the jurisdictional requirements and expository presentation on 25 August 2021; and the Pre-trial conference, and presentation of evidence on 01 September 2021 at ZAMCELCO's Principal Office.

However, on 13 August 2021, ZAMCELCO filed an *Urgent Motion for Resetting* dated 12 August 2021 wherein it alleged that it would not be able to comply with the required period for publication due to the lack of time.

Having found the said *Motion* in order, the Commission granted the same. In view of thereof, the hearings set on 25 August 2021 and 01 September 2021 pursuant to the Commission's *Order* dated 22 July 2021 are cancelled.

ACCORDINGLY, the Commission sets the instant *Application* 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 2020¹ dated 24 September 2020 and Resolution No. 01, Series of 2021, dated 17 December 2020 (ERC Revised Rules of Practice and Procedure)²:

Date	Platform	Activity
20 October 2021 (Wednesday) at two o'clock in the afternoon (2:00 PM)	Microsoft Teams	Determination of compliance with the jurisdictional requirements and expository presentation
27 October 2021 (Wednesday) at two o'clock in the afternoon (2:00 PM)	Microsoft Teams	Pre-trial Conference and presentation of evidence

Accordingly, ZAMCELCO is hereby directed to host the virtual hearings at **ZAMCELCO's Principal Office at MCLL Highway, Putik, Zamboanga City** as the designated venue for the conduct thereof, and ensure that the same is open to the public and the community quarantine guidelines are observed at all times. Moreover, ZAMCELCO shall guarantee that, during the conduct of the expository presentation, the participation of the public shall not be impaired.

Any interested stakeholder may submit its comments and/or clarifications at least one (1) calendar day prior to the scheduled virtual hearing, via electronic mail (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.

¹ A Resolution Adopting the Guidelines Governing Electronic Applications, Filings and Virtual Hearings Before the Energy Regulatory Commission.

² A Resolution Adopting the Revised Rules of Practice and Procedure of the Energy Regulatory Commission.

Moreover, all persons who have an interest in the subject matter of the instant case may become a party by filing with the Commission via e-mail at doCKET@erc.ph, copy furnish the Legal Service through legal@erc.ph, a verified Petition to Intervene at least five (5) calendar days prior to the date of the initial virtual hearing and subject to the requirements under Rule 9 of the ERC Revised Rules of Practice and Procedure, indicating therein the docket number and title of the case and stating the following:

- 1) The petitioner's name, mailing address, and e-mail address;
- 2) The nature of petitioner's interest in the subject matter of the proceeding and the way and manner in which such interest is affected by the issues involved in the proceeding; and
- 3) A statement of the relief desired.

Likewise, all other persons who may want their views known to the Commission with respect to the subject matter of the case may likewise file through e-mail at doCKET@erc.ph, copy furnish the Legal Service through legal@erc.ph, their Opposition or Comment thereon at least five (5) calendar days prior to the initial virtual hearing and subject to the requirements under Rule 9 of the ERC Revised Rules of Practice and Procedure. No particular form of Opposition or Comment is required, but the document, letter, or writing should contain the following:

- 1) The name, mailing address, and e-mail address of such person;
- 2) A concise statement of the Opposition or Comment; and
- 3) The grounds relied upon.

Any of the persons mentioned in the preceding paragraphs may access the copy of the *Application* on the Commission's official website at www.erc.gov.ph.

Finally, all interested persons may be allowed to join the scheduled initial virtual hearings by providing the Commission, thru legal.virtualhearings@erc.ph, with their respective e-mail addresses and indicating therein the case number of the instant *Application*. The

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Commission will send the access link/s to the aforementioned hearing platform within five (5) working days prior to the scheduled hearings.

WITNESS, the Honorable Commissioners **ALEXIS M. LUMBATAN**, **CATHERINE P. MACEDA**, **FLORESINDA G. BALDO-DIGAL** and **MARKO ROMEO L. FUENTES**, Energy Regulatory Commission, this 16th day of August 2021 in Pasig City.


AGNES VST DEVANADERA
Chairperson and CEO


LS: SQD/LSP/MCCG

