Republic of the Philippines
**ENERGY REGULATORY COMMISSION**
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 2023 TO 2025, PURSUANT TO ERC RESOLUTION NO. 02, SERIES OF 2021, AND ERC RESOLUTION NO. 14, SERIES OF 2022**

**ERC CASE NO. 2026-064 CF**

**PAMPANGA III ELECTRIC COOPERATIVE, INC. (PELCO III),**
*Applicant.*
x----------x

**Promulgated:**
**July 16, 2026**

## ORDER

On 06 July 2026, the Pampanga III Electric Cooperative, Inc. (PELCO III) filed an *Application* dated 07 May 2026, seeking the Commission's confirmation and approval of its calculations of over or under recoveries in the implementation of the automatic cost adjustments and true-up mechanisms for the period 2023 to 2025, pursuant to the Commission's Resolution No. 02, Series of 2021 and Resolution No. 14, Series of 2022.

The docketed copy of the *Application*, excluding its annexes, is attached as Annex "A" of the *Notice of Virtual Hearing*.

Finding the *Application* to be sufficient in form and with the required fees having been paid, the Commission hereby sets the same for hearing for the determination of compliance with the jurisdictional

requirements, expository presentation, and Pre-Trial Conference[1] on **14 August 2026 (Friday), at nine o'clock in the morning (9:00 AM),** through **MS Teams Application** as the online platform for the conduct thereof, pursuant to applicable rules.

Accordingly, Applicant is hereby directed to mirror the virtual hearing, to be hosted by the Commission, at **PELCO III's Principal Office located at Mc Arthur Highway, Sampaloc, Apalit, Pampanga,** as the designated venue for the conduct thereof and ensure that the same is open to the public. Moreover, Applicant shall guarantee that, during the conduct of the expository presentation, the participation of the public shall not be impaired.

**RELATIVE THERETO**, Applicant is hereby directed to:

1) Cause the publication of the attached *Notice of Virtual Hearing*, including Annex "A" thereof, once (1x) in a newspaper of nationwide circulation in the Philippines, at its own expense, the date of publication to be made not later than ten (10) days before the date of the scheduled virtual hearing;

2) Furnish with copies of this *Order* and the attached *Notice of Virtual Hearing,* including Annex "A" thereof, the Offices of the Provincial Governor, Mayors and Local Government Unit (LGU) legislative bodies within the Applicant's franchise area, for the appropriate posting thereof on their respective bulletin boards;

3) Inform the consumers within the Applicant's franchise area, by any other means available and appropriate, of the filing of the *Application*, the reasons therefor, and of the scheduled virtual hearing;

4) Furnish with copies of this *Order* and the attached *Notice of Virtual Hearing*, including Annex "A" thereof, 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 hearing; and

[1] Summary Proceedings pursuant to Resolution No. 16, Series of 2025.

5) Furnish with copies of the *Application* and its attachments, all those making requests therefor, subject to reimbursement of reasonable photocopying costs.

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

1) The evidence of publication of the attached *Notice of Virtual Hearing*, including Annex "A" thereof, consisting of affidavit of the Editor or Business Manager of the newspaper where the same was published, and the complete issue of the said newspaper;

2) The evidence of actual posting of this *Order* and the attached *Notice of Virtual Hearing,* including Annex "A" thereof, consisting of certifications issued to that effect, signed by the aforementioned Provincial Governor, Mayors and LGU legislative bodies or their duly authorized representatives, bearing the seals of their offices;

3) The evidence of other means employed by the Applicant to inform the consumers within its franchise area of the filing of the *Application*, the reasons therefor, and of the scheduled hearing;

4) The evidence of receipt of copies of this *Order* and the attached *Notice of Virtual Hearing,* including Annex "A" thereof, 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, Applicant is hereby required to post on its bulletin boards, the scanned copies of the foregoing jurisdictional requirements and to submit the proof of posting thereof.

Applicant and all interested parties are also required to submit via e-mail at docket@erc.ph, and 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 thereof, which must be attached to the Pre-Trial Brief; and

4) The names of the witnesses, with their written testimonies in a Judicial Affidavit form attached to the Pre-Trial Brief.

Failure of Applicant to comply with the above requirements within the prescribed period shall be a ground for cancellation of the scheduled hearing.

Applicant must also be prepared to make an expository presentation of the *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*. Relevant information and pertinent details substantiating the reasons and justifications for the *Application* must be cited in support thereof.

Applicant 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. Applicant is also required to provide a copy of its Expository Presentation to any stakeholder requesting therefor **at least five (5) calendar days** prior to the scheduled virtual hearing.

Applicant and interest parties are hereby directed to submit, either through personal service, registered or ordinary mail/private courier, all the pleadings and required submissions, **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.

Finally, Applicant, including its authorized representatives and witnesses, and interested parties who wish to attend the scheduled virtual hearing, are hereby directed to provide the Commission, through legal.virtualhearings@erc.ph, 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.

FOR AND BY AUTHORITY
OF THE COMMISSION:

Maria Corazon C. Gines

**ATTY. MARIA CORAZON C. GINES**[*]
*Director III, Legal Service*

LS: KSA/ARG

[*] Authority granted pursuant to Office Order No. 71, Series of 2025.

**Copy Furnished:**

1. Pampanga III Electric Cooperative, Inc. (PELCO III)
*Applicant*
Mc Arthur Highway, Sampaloc,
Apalit, Pampanga

2. Lofranco Gaviola Mislang Bonita Law Firm (LGMB Law Firm)
Atty. Vicar Loureen G. Lofranco
*Counsel for Applicant PELCO III*
6th Floor, ADG IT Center
Lopez Jaena St., Subangdaku, Mandaue City
vlglofranco@gmail.com

3. Office of the Solicitor General (OSG)
134 Amorsolo Street, Legaspi Village, Makati City
docket@osg.gov.ph

4. Commission on Audit (COA)
Commonwealth Avenue, Quezon City
citizensdesk@coa.gov.ph

5. Senate Committee on Energy
GSIS Building, Roxas Boulevard, Pasay City
senateenergycommittee@gmail.com

6. House Committee on Energy
Batasan Hills, Quezon City
committee.energy@house.gov.ph

7. Office of the Governor
Province of Pampanga

8. Office of the Local Government Unit Legislative Body
Province of Pampanga

9. Office of the Mayor
Apalit, Province of Pampanga

10. Office of the Local Government Unit Legislative Body
Apalit, Province of Pampanga

11. Office of the Mayor
Macabebe, Province of Pampanga

12. Office of the Local Government Unit Legislative Body
Macabebe, Province of Pampanga

13. Office of the Mayor
Masantol, Province of Pampanga

14. Office of the Local Government Unit Legislative Body
Masantol, Province of Pampanga

15. Office of the Mayor
San Simon, Province of Pampanga

16. Office of the Local Government Unit Legislative Body
San Simon, Province of Pampanga

17. Office of the Mayor
Minalin, Province of Pampanga

18. Office of the Local Government Unit Legislative Body
Minalin, Province of Pampanga

19. Office of the Mayor
Sto. Tomas, Province of Pampanga

20. Office of the Local Government Unit Legislative Body
Sto. Tomas, Province of Pampanga

21. Regulatory Operations Service B
14th Floor, Exquadra Tower
Ortigas Center, Pasig City
ros@erc.ph

Republic of the Philippines
**ENERGY REGULATORY COMMISSION**
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 2023 TO 2025, PURSUANT TO ERC RESOLUTION NO. 02, SERIES OF 2021, AND ERC RESOLUTION NO. 14, SERIES OF 2022**

**ERC CASE NO. 2026-064 CF**

**PAMPANGA III ELECTRIC COOPERATIVE, INC. (PELCO III),**
*Applicant.*
x----------x

**Promulgated:**
**July 16, 2026**

## NOTICE OF VIRTUAL HEARING

TO ALL INTERESTED PARTIES:

Notice is hereby given that on 06 July 2026, the Pampanga III Electric Cooperative, Inc. (PELCO III) filed an *Application* dated 07 May 2026, seeking the Commission's confirmation and approval of its calculations of over or under recoveries in the implementation of the automatic cost adjustments and true-up mechanisms for the period 2023 to 2025, pursuant to the Commission's Resolution No. 02, Series of 2021 and Resolution No. 14, Series of 2022.

The docketed copy of the *Application*, excluding its annexes, is attached as Annex "A" hereof.

The Commission has set the *Application* for hearing, pursuant to the pertinent rules of the Commission, for the determination of compliance with the jurisdictional requirements, expository presentation, and Pre-Trial Conference[1] on **14 August 2026 (Friday), at nine o'clock in the morning (9:00 AM),** through **MS Teams Application** as the online platform for the conduct thereof.

Accordingly, Applicant is directed to mirror the virtual hearing, to be hosted by the Commission, at **PELCO III's Principal Office located at Mc Arthur Highway, Sampaloc, Apalit, Pampanga,** as the designated venue for the conduct thereof and ensure that the same is open to the public. Moreover, Applicant 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 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.

Moreover, any person who has 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, a verified Petition to Intervene **at least five (5) calendar days** prior to the date of the scheduled virtual hearing. The verified Petition to Intervene must follow 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 state 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 file through e-mail at docket@erc.ph, copy furnish the Legal Service

[1] Summary Proceedings pursuant to Resolution No. 16, Series of 2025.

through legal@erc.ph, their Opposition or Comment thereon at least five (5) calendar days prior to the scheduled 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 the person;

2) A concise statement of the Opposition or Comment; and

3) The grounds relied upon.

All interested parties filing their Petition to Intervene, Opposition or Comment are required to submit the hard copies thereof through personal service, registered mail or ordinary mail/private courier, **within five (5) working days** from the date that the same were electronically submitted, as reflected in the acknowledgement receipt e-mail sent by the Commission.

Finally, all interested persons may be allowed to join the scheduled virtual hearing by providing the Commission, through legal.virtualhearings@erc.ph, their respective e-mail addresses, indicating therein the case number of the instant *Application*. The Commission will send the access link/s to the aforementioned hearing platform within five (5) working days prior to the scheduled hearing.

**WITNESS,** the Honorable Chairperson and CEO **FRANCIS SATURNINO C. JUAN,** and the Honorable Commissioners **FLORESINDA G. BALDO-DIGAL, MARKO ROMEO L. FUENTES, AMANTE A. LIBERATO** and **PARIS G. REAL**, Energy Regulatory Commission, in Pasig City.

FOR AND BY AUTHORITY
OF THE COMMISSION:

Maria Corazon C. Gines

**ATTY. MARIA CORAZON C. GINES** *
*Director III, Legal Service*

LS: KSA/ARG

* Authority granted pursuant to Office Order No. 71, Series of 2025.

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

Annex "A"

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 2023 TO 2025, PURSUANT TO ERC RESOLUTION NO. 02, SERIES OF 2021, AND ERC RESOLUTION NO. 14, SERIES OF 2022

ERC CASE NO. 2026-064 CF

July 06, 2026

PAMPANGA III ELECTRIC COOPERATIVE, INC. (PELCO III)

APPLICANT.

x---------- x

X

**APPLICATION**

**Applicant PAMPANGA III ELECTRIC COOPERATIVE, INC.** (PELCO III) thru counsel, unto this Honorable Commission, respectfully alleges, that:

**THE APPLICANT**

1. PELCO III is a non-stock, non-profit electric cooperative, organized and existing under and by virtue of Philippine laws, with principal office at Mc Arthur Highway, Sampaloc, Apalit, Pampanga.

2. It holds an exclusive franchise issued by the National Electrification Commission to operate an electric light and power distribution service in the Municipalities of Apalit, Macabebe, Masantol, San Simon, Minalin and Sto. Tomas, all in the Province of Pampanga;

## LEGAL BASES FOR THE APPLICATION

3. ERC Resolution No.16, Series of 2009 as amended by Resolution No. 21, Series of 2010 establishes the procedure for the automatic recovery or refund of pass through costs and the confirmation process that would govern the automatic cost adjustment and true-up mechanisms approved by the Honorable Commission, with the objective of ensuring appropriate recovery of the pass through costs in an efficient manner and to put in place a fair and transparent process for the confirmation of the automatic cost adjustments implemented by Distribution Utilities and the true-up of other pass-through charges, involving Generation Rate, Transmission Rate, System Loss Rate and Lifeline Rate Recovery, as the case may be;

4. On the other hand, ERC Resolution 23, Series of 2010 adopts the rules implementing the discounts to qualified senior citizen end-users and subsidy from subsidizing end-users on electricity consumption;

5. The foregoing resolutions further require the distribution utilities to file their respective consolidated applications once every three (3) years.

6. The Commission set a deadline for Luzon Distribution Utilities (DUs) to file their respective applications for confirmation and approval of under/over recoveries by March 31, 2026, which requirement is outlined in ERC Resolution No.14, Series of 2022, which governs the automatic cost adjustment and true-up mechanisms for DU, ensuring compliance with regulatory standards;

7. That due to the voluminous documents and other data need to be established in the applications, PELCO III has to secure not only the availability but also the integrity of its documents through validation from its generation suppliers to guarantee the accuracy and reliability of the submissions;

8. Given the meticulous nature of this validation, additional time is essential for PELCO III to fully comply with the regulatory requirements, thus, PELCO III submits that an extension beyond the prescribed deadline is warranted to safeguard the integrity of the application and facilitate a comprehensive regulatory review, ensuring that the principles of transparency and accountability are upheld;

9. Thus, PELCO III prays to admit the instant application with leave of the Commission for the late or extended filing of the said application;

10. Hence, the filing of the instant application, covering the period of January 2023 to December 2025;

11. PELCO III, through Board Resolution No. 60, Series of 2026 dated April 18, 2026 passed "A Resolution Authorizing the Filing of PELCO III's Application for Confirmation and Approval of Calculations of Over/Under Recoveries in the Implementation of Automatic Cost Adjustments and True Up Mechanisms Covering the Period of January 2023 to December 2025, and Designating a Representative, and Engaging the Services of Counsel for the Purpose" formally authorizing the General Manager of PELCO III , Maria Elizabeth D. Urbano, for the filing of the aforesaid application and the engagement of the undersigned counsel for the purpose.

**OVER OR UNDER RECOVERIES OF ALLOWABLE COSTS**

12. Applying the formulae provided under Resolution 16, Series of 2009 as amended by Resolution 21, Series of 2010 and Resolution 23, Series of 2010, PELCO III made calculations of the over recoveries charged or under-recoveries incurred as against its customers, in the implementation of certain automatic cost adjustments and true-up mechanisms, covering the period of January 2023 to December 2025;

13. The results of its calculations are presented hereunder, as follows:

**TABLE I**

| PARTICULARS | ALLOWABLE COST (PhP) | REVENUE (PhP) | (OVER)/UNDER RECOVERY (PhP) |
|---|---|---|---|
| Generation Rate | 6,876,438,276.47 | 6,936,752,388.13 | (60,314,111.66) |
| Transmission Rate | | | |
| 1. Residential | 490,837,432.85 | 499,145,829.02 | (8,308,396.17) |
| 2. Low Voltage | 150,866,019.93 | 153,064,238.77 | (2,198,218.84) |
| 3. High Voltage | 231,248,681.20 | 219,262,082.87 | 11,986,598.33 |
| Total | 872,952,133.98 | 871,472,150.66 | 1,479,983.32 |
| System Loss Rate | 676,473,347.47 | 699,433,918.13 | (22,960,570.66) |
| Lifeline Rate | 1,521,313.20 | 2,195,174.70 | 673,861.50 |
| Senior Citizen Discount | 44,155.28 | 51,865.91 | (7,710.63) |

## SUPPORTING DATA AND DOCUMENTS

14. In support of foregoing calculations, PELCO III is submitting the following data and documents covering the period of January 2023 to December 2025, attached hereto and made integral parts hereof, as follows:

| FOLDER NO. | ANNEX MARKINGS | DESCRIPTION OF DOCUMENTS |
|---|---|---|
| Folder 1 | Annex A | Generation Data 2023-2025 |
| | Annex B | Transmission Data 2023-2025 |
| | Annex C | System Loss and Statistical Data 2023-2025 |
| | Annex D | Lifeline Data 2023-2025 |
| | Annex E | Senior Citizen Data 2023-2025 |
| | Annex F | Actual Implemented Rates 2023-2025 |
| | Annex G | Actual Implemented Lifeline 2023-2025 |
| | Annex H | Actual Implemented Senior Citizen 2023-2025 |
| | Annex J | OU Summary |
| | Annex K | Proposed Refund or Collect Scheme |

| | | |
|---|---|---|
| Folder 2 | **GENERATION AND TRANSMISSION DATA** | |
| | **SUPPLIER** | |
| | Annex L | Power Bills from Suppliers |
| | Annex M | Proof of Payment from Suppliers |
| | **NGCP** | |
| | Annex N | NGCP Power Bill |
| | Annex O | Proof of Payment |
| | Annex P | Net Metering Summary Report |
| | Annex Q | Contestable Customer Summary Report |
| | Annex Q1 | IEMOP Invoice Transmittal (NOT APPLICABLE) |
| Folder 3 | **SYSTEM LOSS AND STATISTICAL DATA** | |
| | Annex R | Summary of Pilferage Cost Recoveries |
| | Annex S | Report on Implemented Orders, Decisions |
| | Annex T | MFSR – Section B & E |
| | Annex U | Demand (kW) Sales Summary Report |
| Folder 4 | **ACTUAL IMPLEMENTED RATES DATA** | |
| | Annex V | Two (2) Consumer bills per Customer class (non-lifeliner) |
| | Annex W | One (1) Lifeliner consumer bill (per level) |
| | Annex X | One (1) Senior Citizen Consumer bill |
| Folder 5 | **OTHER DOCUMENTS** | |
| | Annex Y | Submitted Monthly URR (per ERC Reso.17, Series of 2009) |
| | Annex Z | Single Line Diagram |
| | Annex AA | Copy of Order or Decision of Power Supply Contracts with generation Companies |
| | Annex AB | Data Change Request Monitoring |
| | Annex AC | Computation on how the pass through charges were derived (if not implementing the official URR) (NOT APPLICABLE) |
| | Annex AD | Reasons for not Implementing official URR (NOT APPLICABLE) |

## COMPLIANCE WITH PRE-FILING REQUIREMENTS

15. Further, in compliance with the pre-filing requirements under the ERC Rules of Practice and Procedure, the cooperative is submitting the following documents to form integral parts hereof, as follows:

| ANNEX MARKINGS | DESCRIPTION OF DOCUMENTS |
|---|---|
| Annex AE and series | Proof of authority for the filing of the instant Application PELCO III Board Resolution No. 60, Series of 2026 dated April 16, 2026 passed "A Resolution Authorizing the Filing of PELCO III 's Application for Confirmation and Approval of Calculations of Over/Under Recoveries in the Implementation of Automatic Cost Adjustments and True Up Mechanisms Covering the Period of January 2023 to December 2025, Designating a Representative Engaging the Services of Counsel for the Purpose" |
| Annex AF and series | Proof of furnishing copies of the Application to the respective Offices of the Mayor and Sangguniang Bayan of Apalit, Macabebe, Masantol, San Simon, Minalin and Sto. Tomas, all in the Province of Pampanga ; and of the Office of the Governor and the Sangguniang Panlalawigan of Pampanga |
| Annex AG and series | Proof of Publication |

16. Considering the foregoing, it is respectfully prayed that after due notice and hearing, and after final evaluation of the instant application, PELCO III's calculations of over or under recoveries in the implementation of subject automatic cost adjustments and true-up mechanisms be confirmed and approved, and the cooperative be allowed to refund the over recoveries or collect the under recoveries, as the case maybe, to or from its customers, based on the following proposed scheme:

| Particulars | No. of Months | Amount to be (Refunded)/Collected | OVER/UNDER RECOVERY 2023-2025 | |
|---|---|---|---|---|
| | | | Php/kWh | Php/kW |
| | | | | |
| Generation Rate | 120 | (60,314,111.66) | (0.0139) | |
| Transmission Rate | 120 | 1,479,983.32 | | |
| Residential | | | (0.0027) | |
| Low Voltage | | | (0.0024) | |
| High Voltage | | | | 3.5388 |
| System Loss Rate | 120 | (22,960,570.66) | (0.0053) | |
| Lifeline Rate | 120 | (673,861.50) | (0.0002) | |
| Senior Citizen Rate | 12 | (7,710.63) | (0.00004) | |
| Total | | (82,476,271.12) | | |

## PRAYER

**WHEREFORE**, premises considered, applicant Pampanga III Electric Cooperative, Inc. (PELCO III) respectfully prays of this Honorable Commission, that after due notice and hearing, and after final evaluation of the instant application, to:

1. To admit the instant Application with Leave of the Commission for it being just and reasonable;

2. To confirm and approve its calculations of over or under recoveries in the implementation of subject automatic cost adjustments and true-up mechanisms covering the period of January 2023 to December 2025 made pursuant to ERC Resolution 16, Series of 2009 as amended by Resolution 21, Series of 2010 and ERC Resolution 23, Series of 2011, ERC RESOLUTION NO. 02, SERIES OF 2021, AND ERC RESOLUTION NO. 14, SERIES OF 2022 and allow the cooperative to refund the over recoveries or collect the under recoveries, as the case maybe, to or from its customers, based on the following proposed scheme, to wit: pursuant to ERC Resolution no. 02, series of 2021, and ERC Resolution no. 14, series of 2022.

3.

| Particulars | No. of Months | Amount to be (Refunded)/Collected | OVER/UNDER RECOVERY 2023-2025 | |
|---|---|---|---|---|
| | | | Php/kWh | Php/kW |
| | | | | |
| **Generation Rate** | **120** | **(60,314,111.66)** | **(0.0139)** | |
| **Transmission Rate** | **120** | **1,479,983.32** | | |
| **Residential** | | | **(0.0027)** | |
| **Low Voltage** | | | **(0.0024)** | |
| **High Voltage** | | | | **3.5388** |
| **System Loss Rate** | **120** | **(22,960,570.66)** | **(0.0053)** | |
| **Lifeline Rate** | **120** | **(673,861.50)** | **(0.0002)** | |
| **Senior Citizen Rate** | **12** | **(7,710.63)** | **(0.00004)** | |
| **Total** | | **(82,476,271.12)** | | |

Other reliefs, just and equitable in the premises are likewise prayed for.

Mandaue City for Pasig City, Metro Manila. 07 May 2026.

LOFRANCO GAVIOLA MISLANG BONITA LAW FIRM
**(LGMB LAW FIRM)**
Counsel for Applicant PELCO III

6th Floor, ADG IT Center
Lopez Jaena St., Subangdaku, Mandaue City
By:

[redacted]
**VICAR LOUREEN G. LOFRANCO**

Roll of Attorneys No. 56368
IBP Lifetime Membership No. 14653
PTR OR No. 0608091*07Jan2026*Malaybalay City
MCLE Compliance No. VIII-0033770 (Valid Until April 14, 2028)
Mobile No. 09209731562
Email Address: vlglofranco@gmail.com

# VERIFICATION AND CERTIFICATION OF NON-FORUM SHOPPING

I, **MARIA ELIZABETH D. URBANO**, Filipino, of legal age, and with office address at Sampaloc, Apalit, Pampanga, after having been duly sworn to in accordance with law, hereby depose and state, that:

1. I am the authorized representative of Pampanga III Electric Cooperative ("PELCO III"), an applicant in 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 2023 to 2025;

2. I have caused the preparation and filing of the Application and I have read the contents thereof.

3. I aver that all factual and legal allegations contained therein are true and correct based on my personal knowledge and/or on authentic documents/official records.

4. The Application is not filed to harass, cause unnecessary delay, or needlessly increase the cost of litigation and that the factual allegations therein have evidentiary support or, if specifically so identified, will likewise have evidentiary support after a reasonable opportunity for discovery; and,

5. I hereby certify that PELCO III has not filed/commenced any action/proceeding arising from the same issues raised in the Joint Application before the Supreme Court, Court of Appeals, or any other courts/tribunals or quasi-judicial bodies/agencies.

6. To the best of my knowledge, no such other similar action or claim is pending therein. If ever there is a case pending before the said courts or tribunals involving the same issues, I undertake to inform the Honorable Energy Regulatory Commission of such fact within five (5) calendar days from knowledge thereof.

I am executing this undertaking in support of the Application and the veracity of the allegations contained therein.

IN WITNESS WHEREOF, I have hereunto set my hand this MAY 0 8 2026 in the City of San Fernando, Philippines. City of San Fernando, Pampanga

[redacted]

*Affiant*

SUBSCRIBED AND SWORN to before me this _____ of MAY 0 8 2026, affiant exhibiting to me her competent evidence of identity by way of her passport with no. PO698508C, expiring on June 26, 2032.

Doc No. 410;
Page No. 89;
Book No. CXXXVI
Series of 2026.

ATTY. RAUL P. MACALINO
Notary Public Until December 31, 2026
Commission No. 22-25
Roll No. 36840
IBP No. Lifetime No. 838679 1-7-11
MCLE Compliance No. VIII-0001752 2-5-23
PTR No. 5620850 1-5-26
Capitol Compound Sto. Niño
City of San Fernando, Pampanga