

Republic of the Philippines
ENERGY REGULATORY COMMISSION
Pasig City

**IN THE MATTER OF THE
APPLICATION FOR
CONFIRMATION AND
APPROVAL OF
GENERATION RATE
OVER/UNDER RECOVERY;
TRANSMISSION
OVER/UNDER RECOVERY;
SYSTEM LOSS RATE
OVER/UNDER RECOVERY;
LIFELINE SUBSIDY AND
DISCOUNT OVER/UNDER
RECOVERY; SENIOR
CITIZEN SUBSIDY AND
DISCOUNT OVER/UNDER
RECOVERY; AND LOCAL
PASS THRU CHARGES
FROM JANUARY 2023 TO
DECEMBER 2025**

ERC CASE NO. 2026-002 CF

**BATANGAS I ELECTRIC
COOPERATIVE, INC.
(BATELEC I),**
Applicant.
X-----X

Promulgated:
April 13, 2026

ORDER

On 31 March 2026, the Batangas I Electric Cooperative, Inc. (BATELEC I) filed an *Application* dated 27 March 2026, seeking the Commission's confirmation and approval of its generation rate over/under recovery; transmission over/under recovery; system loss rate over/under recovery; lifeline subsidy and discount over/under recovery; senior citizen subsidy and discount over/under recovery; and local pass thru charges from January 2023 to December 2025.

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 Conference¹ on **04 May 2026 (Monday) at two o'clock in the afternoon (2:00 PM)**, 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 **BATELEC I's Principal Office located at Km. 116 National Highway, Calaca City, Batangas 4212**, 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, the Mayors, and their respective Local Government Unit (LGU) legislative bodies within Applicant's franchise area, for the appropriate posting thereof on their respective bulletin boards;
- 3) Inform the consumers within 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 the Commission's 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 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: DAA/ARG

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

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Copy Furnished:

1. Batangas I Electric Cooperative, Inc. (BATELEC I)
Applicant
Km. 116 National Highway,
Calaca City, Batangas 4212
2. Dechavez Lerios-Amboy and Evangelista Law Offices
Attys. Ditas A. Lerios-Amboy, Justine Camille E. Reyes
Counsel for Applicant BATELEC I
Unit 2008, Tycoon Centre, Pearl Drive,
Ortigas Center, Pasig City 1605
powerlawfirm@gmail.com; dlaelaw@powerlawfirm.net
3. Office of the Provincial Governor
Province of Batangas
4. Office of the LGU Legislative Body
Province of Batangas
5. Office of the Mayor
Agoncillo, Batangas
6. Office of the LGU Legislative Body
Agoncillo, Batangas
7. Office of the Mayor
Balayan, Batangas
8. Office of the LGU Legislative Body
Balayan, Batangas
9. Office of the City Mayor
Calaca City, Batangas
10. Office of the LGU Legislative Body
Calaca City, Batangas
11. Office of the Mayor
Calatagan, Batangas
12. Office of the LGU Legislative Body
Calatagan, Batangas
13. Office of the Mayor
Lemery, Batangas
14. Office of the LGU Legislative Body
Lemery, Batangas
15. Office of the Mayor
Lian, Batangas
16. Office of the LGU Legislative Body
Lian, Batangas
17. Office of the Mayor
Nasugbu, Batangas
18. Office of the LGU Legislative Body
Nasugbu, Batangas
19. Office of the Mayor
San Luis, Batangas
20. Office of the LGU Legislative Body
San Luis, Batangas

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21. Office of the Mayor
San Nicolas, Batangas
22. Office of the LGU Legislative Body
San Nicolas, Batangas
23. Office of the Mayor
Sta. Teresita, Batangas
24. Office of the LGU Legislative Body
Sta. Teresita, Batangas
25. Office of the Mayor
Taal, Batangas
26. Office of the LGU Legislative Body
Taal, Batangas
27. Office of the Mayor
Tuy, Batangas
28. Office of the LGU Legislative Body
Tuy, Batangas
29. Office of the Solicitor General
134 Amorsolo Street, Legaspi Village, Makati City 1229
docket@osg.gov.ph
30. Commission on Audit
Commonwealth Ave., Quezon City 1221
citizensdesk@coa.gov.ph
31. Senate Committee on Energy
GSIS Building, Roxas Boulevard, Pasay City 1300
senateenergycommittee@gmail.com
32. House of Representatives Committee on Energy
House of Representatives
Batasan Hills, Quezon City
committee.energy@house.gov.ph
33. Regulatory Operations Service (ROS)
14th Floor, Exquadra Tower, Jade Drive,
Ortigas Center, Pasig City
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