

Republic of the Philippines
ENERGY REGULATORY COMMISSION
Pasig City

IN THE MATTER OF THE APPLICATION FOR (1.) CONFIRMATION OF TRUE-UP CALCULATIONS OF THE ACTUAL AVERAGE RATE PER RATE SCHEDULE VIS-À-VIS THE ERC-APPROVED AVERAGE RATE PER RATE SCHEDULE IMPLEMENTED FOR THE LAPSED REGULATORY YEARS; AND (2.) APPROVAL OF REFUND SCHEME AND REFUND RATE PER RATE SCHEDULE, WITH PRAYER FOR PROVISIONAL AUTHORITY (PA)

Promulgated:
May 28, 2026

ERC CASE NO. 2022-071 RC

ILIGAN LIGHT AND POWER INC. (ILPI),

Applicant.

X-----X

ORDER

On 03 October 2022, Iligan Light and Power Inc. (ILPI) filed its *Application* dated 25 August 2022, seeking the Commission’s (1) confirmation of true-up calculations of the actual average rate per rate schedule vis-à-vis the Commission’s approved average rate per rate schedule implemented for the lapsed regulatory years; and (2) approval of refund scheme and refund rate per rate schedule, with prayer for provisional authority.

On 16 October 2025, the Commission, through Resolution No. 23, Series of 2025¹ (AWAT Resolution), resolved to adopt a confirmation and true-up process in determining the rates of Private

¹ Entitled, “A Resolution Directing All Private Distribution Utilities to File Their Respective AWAT Applications for the Lapsed Period”.

Distribution Utilities (PDUs) to address the Lapsed Period for the respective Entry Groups. Moreover, the AWAT Resolution, as amended by Resolution No. 1, Series of 2026,² directed all PDUs operating under the Performance-Based Rating (PBR) to file within one hundred twenty (120) days from the effectivity of the AWAT Resolution on 22 November 2025 or until 22 March 2026, an application for the confirmation of their AWAT against their last approved rates.

On 23 March 2026, ILPI filed its *Amended Application* dated 19 March 2026.

On 14 April 2026, the Commission issued an *Order* directing ILPI to comply with the pre-filing requirements under Rule 6 of the Commission's Revised Rules of Practice and Procedure (RRPP).

On 04 May 2026, ILPI completed the pre-filing requirements and officially filed its *Amended Application* dated 19 March 2026.

On 12 May 2026, the Commission issued an *Order* and a *Notice of Virtual Hearing* setting the instant case for hearing on 10 June 2026 and 17 June 2026.

However, on 19 May 2025, ILPI filed a *Motion to Reset* of even date, which prayed to reset the scheduled hearing due to a conflict on a previously scheduled hearing with the ILPI's counsel on record.

Finding the said Motion in order, the Commission **GRANTS** the same and sets the instant case for hearing on new dates.

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

Consequently, the Commission sets anew the *Amended Application* for hearing pursuant to the pertinent rules of the Commission, as follows:

² Entitled, "A Resolution Amending Certain Timelines Provided under Resolution No. 23, series of 2025 (Filing of AWAT Applications) and Resolution No. 24 Series of 2025 (Rationalized Rules for Setting Distribution Wheeling Rates)".

Date and Time	Platform	Activity
24 June 2026 (Wednesday) at two o'clock in the afternoon (2:00 P.M.)	Microsoft Teams	Determination of compliance with jurisdictional requirements and Expository Presentation
01 July 2026 (Wednesday) at two o'clock in the afternoon (2:00 P.M.)		Pre-Trial Conference and Presentation of Evidence

Accordingly, Applicant is hereby directed to mirror the virtual hearings, to be hosted by the Commission, at **ILPI's Principal Office located at Bro. Jeffrey Road, Pala-O, Iligan City, Lanao del Norte**, 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, ILPI is hereby directed to:

- 1) Cause the publication of the attached *Notice of Virtual Hearing*, including Annex "A" thereof, in two (2) newspapers of nationwide circulation in the Philippines at their 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 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 ILPI's franchise area for the appropriate posting thereof on their respective bulletin boards;
- 3) Inform the consumers within ILPI's franchise area, by any other means available and appropriate, of the filing *Amended Application*, their reasons therefor, and of the scheduled virtual hearings;
- 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 hearings; and

- 5) Furnish with copies of the *Amended Application* and its attachments, except those subject of a motion for confidential treatment of information, all those making requests therefor, subject to reimbursement of reasonable photocopying costs.

Within five (5) calendar days prior to the date of the initial 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 their 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 affidavits of the Editors or Business Managers of the newspapers where the same were 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* 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 Applicant to inform the consumers within ILPI’s franchise area of the filing of the *Amended Application*, their reasons therefor, and of the scheduled hearings;
- 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 *Amended Application* and its attachments, except those subject of a motion for confidential treatment of information, if any, by all those making requests therefor; and

- 6) Such other proof of compliance with the requirements of the Commission.

Moreover, ILPI is hereby required to post on their 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 hearings.

Applicant must also be prepared to make an expository presentation of the *Amended Application*, aided by whatever communication medium that they 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 *Amended Application*. Relevant information and pertinent details substantiating the reasons and justifications for the *Amended 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 their Expository Presentation to any stakeholder requesting

therefor **at least five (5) calendar days** prior to the scheduled virtual hearing.

Applicant and interested 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 hearings 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 hearings.

SO ORDERED.

Pasig City.

FOR AND BY AUTHORITY
OF THE COMMISSION:

Maria Corazon C. Gines

ATTY. MARIA CORAZON C. GINES³
Director III, Legal Service


LS: KACF/JGGW

³ Authority granted per Office Order No. 71, Series of 2025 dated 20 August 2025, with the subject "Approving/Signing Authorities for Consumer Complaints Cases and Interlocutory Orders".

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Copy Furnished:

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6. House Committee on Energy
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7. Office of the City Mayor
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8. Office of the LGU Legislative Body
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9. Office of the Governor
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10. Office of the LGU Legislative Body
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