



## NOTICE

Sirs/Mesdames:

Please take notice that the Commission promulgated an **Order and Notice of Virtual Hearing** on 02 September 2025 in the following case:

**ERC CASE NO. 2025-016 CF, IN THE MATTER OF THE APPLICATION FOR APPROVAL OF THE OVER/UNDER RECOVERIES BASED ON THE FORMULA ON THE VARIOUS AUTOMATIC COST ADJUSTMENTS AND TRUE-UP MECHANISM AND CORRESPONDING CONFIRMATION PROCESS PURSUANT TO ERC RESOLUTION NO. 21 AND 23, SERIES OF 2010, RESOLUTION NO. 10, SERIES OF 2021 AND RESOLUTION NO. 14 SERIES OF 2022, FOR THE YEARS 2022, 2023 AND 2024 – SURIGAO DEL SUR II ELECTRIC COOPERATIVE, INC. (SURSECO II), Applicant.**

Attached is an electronic copy.

Please be reminded of the Commission's existing rules on electronic service of orders and decisions provided under **Rule VI of Resolution No. 9, Series of 2020**<sup>1</sup>, which became effective on 17 November 2020.

Thank you.

Very truly yours,

**MARIA LUCILA M. GIRON**  
*Administrative Officer V*  
OGCS-Central Records Division

  
/jdc

<sup>1</sup> A Resolution Adopting the Guidelines Governing Electronic Applications, Filings and Virtual Hearings Before the Energy Regulatory Commission

Republic of the Philippines  
**ENERGY REGULATORY COMMISSION**  
Pasig City

**IN THE MATTER OF THE  
APPLICATION FOR  
APPROVAL OF THE  
OVER/UNDER  
RECOVERIES BASED ON  
THE FORMULA ON THE  
VARIOUS AUTOMATIC  
COST ADJUSTMENTS AND  
TRUE-UP MECHANISM  
AND CORRESPONDING  
CONFIRMATION PROCESS  
PURSUANT TO ERC  
RESOLUTION NO. 21 AND  
23, SERIES OF 2010,  
RESOLUTION NO. 10,  
SERIES OF 2021 AND  
RESOLUTION NO. 14  
SERIES OF 2022, FOR THE  
YEARS 2022, 2023 AND  
2024**

**ERC CASE NO. 2025-016 CF**

**SURIGAO DEL SUR II  
ELECTRIC COOPERATIVE,  
INC. (SURSECO II),**  
*Applicant.*

**Promulgated:**  
September 02, 2025

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**ORDER**

On 15 May 2025, Applicant Surigao del Sur II Electric Cooperative, Inc. (SURSECO II) filed an *Application*, dated 19 March 2025, seeking the Commission’s approval of its over/under recoveries based on the formula on various automatic cost adjustments and true-up mechanism and corresponding confirmation process pursuant to the Commission’s Resolution No. 21 and 23, Series of 2010, Resolution No. 10, Series of 2021 and Resolution No. 14 Series of 2022, for the years 2022, 2023 and 2024.

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

Finding the *Joint Application* to be sufficient in form and with the required fees having been paid, the Commission hereby sets the same for the determination of compliance with the jurisdictional requirements, expository presentation, Pre-Trial Conference and presentation of evidence on **25 September 2025 (Thursday) at two o'clock in the afternoon (2:00 PM)** via **Microsoft Teams Application**, as the online platform for the conduct thereof, pursuant to Resolution No. 09, Series of 2020<sup>1</sup> and Resolution No. 1, Series of 2021<sup>2</sup> (ERC Revised Rules of Practice and Procedure).

Accordingly, Applicant SURSECO II is hereby directed to mirror the virtual hearings, to be hosted by the Commission, a **SURSECO II's Principal Office at Balilahan, Mabua, Tandag City, Surigao del Sur**, as the designated venue for the conduct thereof and ensure that the same is open to the public. Moreover, Applicant SURSECO II shall guarantee that, during the conduct of the expository presentation, the participation of the public shall not be impaired.

**RELATIVE THERETO**, SURSECO II is hereby directed to:

- 1) Cause the publication of the attached *Notice of Virtual Hearing* once (1x) in a newspaper of nationwide circulation in the Philippines at its own expense, at least 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 Governor, the Mayors, and their respective Local Government Unit (LGU) legislative bodies within SURSECO II's franchise area for the appropriate posting thereof on their respective bulletin boards;
- 3) Inform the consumers within SURSECO II's franchise area, by any other means available and appropriate, of the filing *Application*, their reasons therefor, and of the scheduled virtual hearing;
- 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

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

<sup>2</sup> A Resolution Adopting the Revised Rules of Practice and Procedure of the Energy Regulatory Commission.

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 *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, SURSECO II must submit to the Commission via electronic mail (e-mail) at [docket@erc.ph](mailto:docket@erc.ph), and copy furnish the Legal Service through [legal@erc.ph](mailto: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 SURSECO II to inform the consumers within SURSECO II’s franchise area of the filing of the *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 *Joint 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, Applicant SURSECO II 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.

SURSECO II and all interested parties are also required to submit via e-mail at [doCKET@erc.ph](mailto:doCKET@erc.ph), and copy furnish the Legal Service through [legal@erc.ph](mailto: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 from attached to the Pre-Trial Brief.

Failure of SURSECO II to comply with the above requirements within the prescribed period shall be a ground for cancellation of the scheduled hearings.

SURSECO II 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.

SURSECO II is hereby directed to file a copy of its Expository Presentation via e-mail at [doCKET@erc.ph](mailto:doCKET@erc.ph), copy furnish the Legal Service through [legal@erc.ph](mailto:legal@erc.ph), **at least five (5) calendar days** prior to the scheduled virtual hearing. Applicants are 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.

SURSECO II 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, SURSECO II, 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](mailto: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, 02 September 2025.

FOR AND BY AUTHORITY  
OF THE COMMISSION:



**Atty. MARIA CORAZON C. GINES<sup>3</sup>**  
*Director III, Legal Service*

  
LS: NRG/JGGW

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<sup>3</sup> Authority granted during CM on 20 August 2025

**ERC CASE NO. 2025-016 CF**  
**ORDER/ 02 SEPTEMBER 2025**  
**PAGE 6 OF 7**

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**Copy Furnished:**

1. Surigao del Sur II Electric Cooperative, Inc. (SURSECO II)  
*Applicant*  
Balilahan, Mabua, Tandag City, Surigao del Sur
2. A.C. Gaviola Law Office  
Atty. Alan C. Gaviola  
Atty. Alan Bryne S. Gaviola  
*Counsel for Applicant SURSECO II*  
RM. 203, 2/F Crown Port View Hotel  
3<sup>rd</sup> Ave., North Reclamation Area, Cebu City  
[acgaviola\\_lawoffice@gaviolalaw.com](mailto:acgaviola_lawoffice@gaviolalaw.com)
3. Office of the Solicitor General (OSG)  
134 Amorsolo Street, Legaspi Village, Makati City  
[docket@osg.gov.ph](mailto:docket@osg.gov.ph)
4. Commission on Audit (COA)  
[citizensdesk@coa.gov.ph](mailto:citizensdesk@coa.gov.ph)
5. Senate Committee on Energy  
GSIS Building, Roxas Boulevard, Pasay City  
[senateenergycommittee@gmail.com](mailto:senateenergycommittee@gmail.com)
6. House Committee on Energy  
Batasan Hills, Quezon City  
[committee.energy@house.gov.ph](mailto:committee.energy@house.gov.ph)
7. Office of the Governor  
Province of Surigao del Sur
8. Office of the Sangguniang Panlalawigan  
Province of Surigao del Sur
9. Office of the City Mayor  
City of Tandag, Surigao del Sur
10. Office of the Sangguniang Panlungsod  
City of Tandag, Surigao del Sur
11. Office of the Municipal Mayor  
Carrascal, Surigao del Sur
12. Office of the Sangguniang Bayan  
Carrascal, Surigao del Sur
13. Office of the Municipal Mayor  
Cantilan, Surigao del Sur
14. Office of the Sangguniang Bayan  
Cantilan, Surigao del Sur
15. Office of the Municipal Mayor  
Madrid, Surigao del Sur
16. Office of the Sangguniang Bayan  
Madrid, Surigao del Sur
17. Office of the Municipal Mayor  
Carmen, Surigao del Sur
18. Office of the Sangguniang Bayan  
Carmen, Surigao del Sur
19. Office of the Municipal Mayor  
Lanuza, Surigao del Sur

- 20. Office of the Sangguniang Bayan  
Lanuza, Surigao del Sur
- 21. Office of the Municipal Mayor  
Cortes, Surigao del Sur
- 22. Office of the Sangguniang Bayan  
Cortes, Surigao del Sur
- 23. Office of the Municipal Mayor  
Tago, Surigao del Sur
- 24. Office of the Sangguniang Bayan  
Tago, Surigao del Sur
- 25. Office of the Municipal Mayor  
San Miguel, Surigao del Sur
- 26. Office of the Sangguniang Bayan  
San Miguel, Surigao del Sur
- 27. Office of the Municipal Mayor  
Bayabas, Surigao del Sur
- 28. Office of the Sangguniang Bayan  
Bayabas, Surigao del Sur
- 29. Office of the Municipal Mayor  
Cagwait, Surigao del Sur
- 30. Office of the Sangguniang Bayan  
Cagwait, Surigao del Sur
- 31. Office of the Municipal Mayor  
Marihatag, Surigao del Sur
- 32. Office of the Sangguniang Bayan  
Marihatag, Surigao del Sur
- 33. Office of the Municipal Mayor  
San Agustin, Surigao del Sur
- 34. Office of the Sangguniang Bayan  
San Agustin, Surigao del Sur
- 35. Office of the Municipal Mayor  
Liang, Surigao del Sur
- 36. Office of the Sangguniang Bayan  
Liang, Surigao del Sur
- 37. Regulatory Operations Service  
Energy Regulatory Commission  
14<sup>th</sup> Floor, Exquadra Tower, 1 Jade Drive,  
San Antonio, Ortigas Center, Pasig City  
[ros@erc.ph](mailto:ros@erc.ph)



Republic of the Philippines  
**ENERGY REGULATORY COMMISSION**  
Pasig City

**IN THE MATTER OF THE  
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**ERC CASE NO. 2025-016 CF**

**SURIGAO DEL SUR II  
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INC. (SURSECO II),**  
*Applicant.*  
X-----X

**Promulgated:**  
September 02, 2025

**NOTICE OF VIRTUAL HEARING**

**TO ALL INTERESTED PARTIES:**

Notice is hereby given that on 15 May 2025, Surigao del Sur II Electric Cooperative, Inc. (SURSECO II) filed an *Application*, dated 19 March 2025, seeking the Commission’s approval of its over/under recoveries based on the formula on various automatic cost adjustments and true-up mechanism and corresponding confirmation process pursuant to the Commission’s Resolution No. 21 and 23, Series of 2010, Resolution No. 10, Series of 2021 and Resolution No. 14 Series of 2022, for the years 2022, 2023 and 2024.

**ERC CASE NO. 2025-016 CF**  
**NOTICE OF VIRTUAL HEARING / 02 SEPTEMBER 2025**  
**PAGE 2 OF 4**

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

The Commission has set the *Application* for determination of compliance with the jurisdictional requirements, expository presentation, Pre-Trial Conference and presentation of evidence on **25 September 2025 (Thursday) at two o’clock in the afternoon (2:00 PM) via Microsoft Teams Application**, as the online platform for the conduct thereof, pursuant to Resolution No. 09, Series of 2020<sup>1</sup> and Resolution No. 1, Series of 2021<sup>2</sup> (ERC Revised Rules of Practice and Procedure).

Accordingly, SURSECO II is hereby directed to mirror the virtual hearing, to be hosted by the Commission, at **SURSECO II’s Principal Office at Balilahan, Mabua, Tandag City, Surigao del Sur**, as the designated venue for the conduct thereof and ensure that the same is open to the public. Moreover, SURSECO II 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 initial virtual hearing, via e-mail at [docket@erc.ph](mailto:docket@erc.ph), copy furnish the Legal Service through [legal@erc.ph](mailto: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](mailto:docket@erc.ph), a verified Petition to Intervene at least **five (5) calendar days** prior to the date of the initial 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

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

<sup>2</sup> A Resolution Adopting the Revised Rules of Practice and Procedure of the Energy Regulatory Commission.

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](mailto:docket@erc.ph), copy furnish the Legal Service through [legal@erc.ph](mailto: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 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.

*(This space is intentionally left blank.)*

Finally, all interested persons may be allowed to join the scheduled virtual hearings by providing the Commission, through [legal.virtualhearings@erc.ph](mailto:legal.virtualhearings@erc.ph), their respective e-mail addresses, indicating therein the case number of the instant *Joint Application*. The 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 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, this 2<sup>nd</sup> day of September 2025 in Pasig City.

FOR AND BY AUTHORITY  
OF THE COMMISSION:

*Maria Corazon C. Gines*

**Atty. MARIA CORAZON C. GINES<sup>3</sup>**  
*Director III, Legal Service*

  
LS: NRG/JGGW

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<sup>3</sup> Authority granted during CM on 20 August 2025