

Republic of the Philippines
ENERGY REGULATORY COMMISSION
Pasig City

**IN THE MATTER OF THE
APPLICATION FOR
APPROVAL OF CAPITAL
EXPENDITURE PLAN FOR
YEARS 2024 to 2026**

ERC CASE NO. 2025-192 RC

**SULTAN KUDARAT
ELECTRIC COOPERATIVE,
INC. (SUKELCO),**
Applicant.

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Promulgated:
December 05, 2025

ORDER

On 05 November 2025, the Sultan Kudarat Electric Cooperative, Inc. (SUKELCO) filed, through the Energy Virtual One-Stop Shop (EVOSS) portal, an *Application* dated 01 October 2025, seeking the Commission's approval of the Capital Expenditure (CAPEX) plan for the years 2024 to 2026.

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

Finding the said *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 **15 January 2026 (Thursday), at nine o'clock in the morning (9:00 A.M.)**, through **MS Teams Application** as the online platform for the conduct thereof, pursuant to Resolution No. 09, Series of 2020² and Resolution No. 01, Series of 2021 (ERC Revised Rules of Practice and Procedure).³

¹ In the Commission's *Resolution No. 16, Series of 2025*, the Commission adopted the Summary Proceedings in accordance with Rule 17 of the Commission's Revised Rules of Practice and Procedure (ERC Revised RPP) in the filing, processing and evaluation of the applications for approval of Capital Expenditure Projects (CAPEX), among other cases.

² A Resolution Adopting the Guidelines Governing Electronic Applications, Filings and Virtual Hearings Before the Energy Regulatory Commission.

³ A Resolution Adopting the Revised Rules of Practice and Procedure of the Energy Regulatory Commission.

Accordingly, SUKELCO is hereby directed to mirror the virtual hearing, to be hosted by the Commission, at **SUKELCO's Principal Office located at the National Highway, Kalandagan, Tacurong City, Sultan Kudarat**, as the designated venue for the conduct thereof and ensure that the same is open to the public. Moreover, SUKELCO shall guarantee that, during the conduct of the expository presentation, the participation of the public shall not be impaired.

RELATIVE THERETO, SUKELCO 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 its 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 hearing;
- 2) Furnish with copies of this *Order* and the attached *Notice of Virtual Hearing*, including Annex "A" thereof, the Offices of the Provincial Governors, the Mayors, and the Local Government Unit (LGU) legislative bodies within SUKELCO's franchise area, for the appropriate posting thereof on their respective bulletin boards;
- 3) Inform the consumers within SUKELCO's franchise area, by any other means available and appropriate, of the filing of the *Application*, its reasons therefor, and of the scheduled 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
- 5) Furnish with copies of the *Application* and its attachments, all those making requests therefor, subject to reimbursement of reasonable photocopying costs.

No later than ten (10) calendar days prior to the date of the scheduled virtual hearing, SUKELCO must submit to the Commission through the EVOSS portal and via electronic mail (e-mail) at docket@erc.ph, 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:

- 1) The evidence of publication of the attached *Notice of Virtual Hearing*, including Annex "A" thereof, consisting of affidavit of the Editors or Business Managers of the newspapers where the said *Notice of Virtual Hearing* was 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 Governors, 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 SUKELCO's franchise area of the filing of the *Application*, its reasons therefor, and of the scheduled hearing thereon;
- 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 proofs of compliance with the requirements of the Commission.

Moreover, SUKELCO is hereby required to post on its bulletin boards, the scanned copies of the foregoing jurisdictional requirements, together with the newspaper publication and certifications issued by the concerned Offices of the Governors, Mayors, and LGU legislative bodies, and to submit proof of posting thereof.

Applicant and all interested parties are also required to submit via e-mail at docket@erc.ph, 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 therefor, which should also be attached to the Pre-Trial Brief; and
- 4) The number and names of the witnesses, with their written testimonies in a Judicial Affidavit form attached to the Pre-Trial Brief.

Applicant must ensure that all the documents or exhibits proposed to be presented have already been duly submitted to the Commission **at least five (5) calendar days** before the date of the scheduled virtual hearing and Pre-Trial Conference, pursuant to the preceding paragraph.

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 instant *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, and copy furnish the Legal Service through legal@erc.ph, **at least five (5) calendar days** prior to the scheduled virtual hearing. Applicant shall also be required, upon the request of any stakeholder, to provide an advance copy of its expository presentation, **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 mail, 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, thru legal.virtualhearings@erc.ph, their respective e-mail addresses upon receipt of this *Order*. The Commission will send the access link 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: JPS/ARG

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

COPY FURNISHED:

1. Sultan Kudarat Electric Cooperative, Inc. (SUKELCO)
Applicant
National Highway, Kalandagan, Tacurong City, Sultan Kudarat
2. Dechavez Lerios-Amboy and Evangelista Law Offices
Attys. Ditas A. Lerios-Amboy and Justine Camille E. Reyes
Counsel for the Applicant
Unit 2008, Tycoon Centre
Pearl Drive, Ortigas Center, Pasig City 1605
Email: powerlawfirm@gmail.com; ditaslerios.amboy@gmail.com;
ditasamboy@powerlawfirm.net
jcreyes@powerlawfirm.net
3. The Office of the Solicitor General (OSG)
Amorsolo St., Legaspi Village, Makati City
docket@osg.gov.ph
4. The Commission on Audit (COA)
Don Mariano Marcos Avenue, Diliman, Quezon City
citizensdesk@coa.gov.ph
5. The Senate Committee on Energy
Senate of the Philippine
GSIS Bldg., Roxas Blvd., Pasay City
senateenergycommittee@gmail.com
6. The House Committee on Energy
House of Representatives
Batasan Hills, Quezon City
Committee.energy@house.gov.ph
7. Office of the Provincial Governor
Province of Sultan Kudarat
8. Office of the Local Government Unit (LGU) Legislative Body
Province of Sultan Kudarat
9. Office of the Mayor
City of Tacurong, Sultan Kudarat
10. Office of the Local Government Unit (LGU) Legislative Body
City of Tacurong, Sultan Kudarat
11. Office of the Mayor
Municipality of Isulan, Sultan Kudarat
12. Office of the Local Government Unit (LGU) Legislative Body
Municipality of Isulan, Sultan Kudarat
13. Office of the Mayor
Municipality of Esperanza, Sultan Kudarat
14. Office of the Local Government Unit (LGU) Legislative Body
Municipality of Esperanza, Sultan Kudarat
15. Office of the Mayor
Municipality of Bagumbayan, Sultan Kudarat
16. Office of the Local Government Unit (LGU) Legislative Body
Municipality of Bagumbayan, Sultan Kudarat
17. Office of the Mayor
Municipality of Pres. Quirino, Sultan Kudarat

18. Office of the Local Government Unit (LGU) Legislative Body
Municipality of Pres. Quirino, Sultan Kudarat
19. Office of the Mayor
Municipality of Lambayong, Sultan Kudarat
20. Office of the Local Government Unit (LGU) Legislative Body
Municipality of Lambayong, Sultan Kudarat
21. Office of the Mayor
Municipality of Columbio, Sultan Kudarat
22. Office of the Local Government Unit (LGU) Legislative Body
Municipality of Columbio, Sultan Kudarat
23. Office of the Mayor
Municipality of Palimbang, Sultan Kudarat
24. Office of the Local Government Unit (LGU) Legislative Body
Municipality of Palimbang, Sultan Kudarat
25. Office of the Mayor
Municipality of Senator Ninoy Aquino, Sultan Kudarat
26. Office of the Local Government Unit (LGU) Legislative Body
Municipality of Senator Ninoy Aquino, Sultan Kudarat
27. Office of the Mayor
Municipality of Lebak, Sultan Kudarat
28. Office of the Local Government Unit (LGU) Legislative Body
Municipality of Lebak, Sultan Kudarat
29. Office of the Mayor
Municipality of Kalamansig, Sultan Kudarat
30. Office of the Local Government Unit (LGU) Legislative Body
Municipality of Kalamansig, Sultan Kudarat
31. Office of the Provincial Governor
Province of Maguindanao
32. Office of the Local Government Unit (LGU) Legislative Body
Province of Maguindanao
33. Office of the Mayor
Municipality of Buluan, Maguindanao
34. Office of the Local Government Unit (LGU) Legislative Body
Municipality of Buluan, Maguindanao
35. Office of the Mayor
Municipality of Datu Paglas, Maguindanao
36. Office of the Local Government Unit (LGU) Legislative Body
Municipality of Datu Paglas, Maguindanao
37. Office of the Mayor
Municipality of General S.K. Pendatun, Maguindanao
38. Office of the Local Government Unit (LGU) Legislative Body
Municipality of General S.K. Pendatun, Maguindanao
39. Office of the Mayor
Municipality of Pandag, Maguindanao

40. Office of the Local Government Unit (LGU) Legislative Body
Municipality of Pandag, Maguindanao
41. Office of the Mayor
Municipality of Mangudadatu, Maguindanao
42. Office of the Local Government Unit (LGU) Legislative Body
Municipality of Mangudadatu, Maguindanao
43. Office of the Mayor
Municipality of Paglat, Maguindanao
44. Office of the Local Government Unit (LGU) Legislative Body
Municipality of Paglat, Maguindanao
45. Regulatory Operations Service
Energy Regulatory Commission
14th Floor, Exquadra Tower, 1 Jade Drive, Ortigas Center, Pasig City
ros@erc.ph