

Republic of the Philippines
ENERGY REGULATORY COMMISSION
Pasig City

**IN THE MATTER OF THE
APPLICATION FOR
CONFIRMATION OF REAL
PROPERTY TAXES (RPT)
AND APPROVAL OF THE
PROPOSED RECOVERY
PLAN PURSUANT TO ERC
RESOLUTION NO. 09,
SERIES OF 2026, WITH
MOTION FOR
PROVISIONAL AUTHORITY**

ERC CASE NO. 2026-068 CF

**MACTAN ELECTRIC
COMPANY, INC. (MECO),**
Applicant.
X-----X

Promulgated:
September 07, 2026

ORDER

On 28 August 2026, the Mactan Electric Company, Inc. (MECO) filed an *Application* dated 21 July 2026, seeking the Commission’s approval of its application for confirmation of real property taxes (RPT) and the approval of its proposed recovery plan.

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 **05 October 2026 (Monday), at two o’clock in the afternoon (2:00 P.M.)**, through **MS Teams Application** as the online platform for the conduct thereof, pursuant to Resolution No. 09, Series

¹ Summary Proceedings pursuant to Resolution No. 16, Series of 2025, entitled, “A Resolution Adopting Summary Proceedings in Applications for Authority to Develop and Own or Operate Dedicated Point-to-Point Limited Transmission Facilities, Capital Expenditure Projects, Over/Under Recoveries, Contracts for the Supply of Electric Energy, Issuance of Certificates of Public Convenience and Necessity, and Business Separation and Unbundling Plans before the Energy Regulatory Commission”.

of 2020² and Resolution No. 01, Series of 2021 (ERC Revised Rules of Practice and Procedure).³

Accordingly, Applicant is directed to mirror the virtual hearing, to be hosted by the Commission, at **MECO's Principal Office located at MECO Building, Sangi Road, Pajo, Lapu-Lapu City, Cebu**, 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, at least ten (10) calendar 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 Governor, the Mayors, and the Local Government Unit (LGU) legislative bodies, within MECO's franchise area, for the appropriate posting thereof on their respective bulletin boards;
- 3) Inform the consumers within MECO's franchise area, by any other means available and appropriate, of the filing of the *Application*, its reasons therefor, and of the scheduled hearing thereon;
- 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.

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.

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 MECO’s 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.

The 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.

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.

The 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 and interested parties, including their authorized representatives and witnesses, 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:



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



LS: MND/ARG

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

ERC CASE NO. 2026-068 CF
ORDER
PAGE 6 OF 6

Copy Furnished:

1. Mactan Electric Company, Inc. (MECO)
Applicant
MECO Building, Sangi Road, Pajo, Lapu-Lapu, Cebu
Email: atty.mish@gmail.com; julito.gultiano@gmail.com;
nitoytolentino@mecomactan.com; rasb.lawoffice@gmail.com;
julito.gultiano@mecomactan.com
2. Rubio-Aguinaldo & Attorneys
Attention: Atty. Mishelle Anne R. Rubio-Aguinaldo
Counsel for Applicant MECO
8F/802 Prime Land Tower, Market Street
Madrigal Business Park, Ayala Alabang, Muntinlupa City
Email: legal@raattorneyslaw.com; mra@raattorneyslaw.com
3. Office of the Provincial Governor
Province of Cebu
4. Office of the Sangguniang Panlalawigan
Province of Cebu
5. Office of the City Mayor
Lapu-Lapu City, Cebu
6. Office of the Sangguniang Panlungsod
Lapu-Lapu City, Cebu
7. Office of the Municipality of Mayor
Cordova, Cebu
8. Office of the Sangguniang Bayan
Cordova, Cebu
9. Office of the Solicitor General (OSG)
134 Amorsolo Street, Legaspi Village, Makati City
docket@osg.gov.ph
10. Commission on Audit (COA)
Commonwealth Avenue, Quezon City
citizensdesk@coa.gov.ph
11. Senate Committee on Energy
GSIS Building, Roxas Boulevard, Pasay City
senateenergycommittee@gmail.com
12. House Committee on Energy
Batasan Hills, Quezon City
committee.energy@house.gov.ph
13. Regulatory Operations Service
Energy Regulatory Commission
Pasig City
ros@erc.ph