

Republic of the Philippines
ENERGY REGULATORY COMMISSION
Pasig City

**IN THE MATTER OF THE
APPLICATION FOR
AUTHORITY TO DEVELOP,
OWN, AND OPERATE
DEDICATED POINT-TO-
POINT LIMITED
FACILITIES TO CONNECT
THE TANAWON
GEOTHERMAL POWER
PLANT PROJECT TO THE
LUZON GRID, WITH
PRAYER FOR
PROVISIONAL AUTHORITY**

ERC CASE NO. 2024-019 MC

**BAC-MAN GEOTHERMAL
INC.,**

Applicant.

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Promulgated:

June 24, 2024

ORDER

On 22 May 2024, Bac-Man Geothermal Inc. (BGI) filed, through the Energy Virtual One-Stop Shop (EVOSS) portal, an *Application* dated 24 April 2024, seeking the Commission's approval for authority to develop, own, and operate dedicated point-to-point limited facilities to connect the Tanawon Geothermal Power Plant Project to the Luzon Grid, with prayer for provisional authority.

The pertinent allegations in the said *Application* are hereunder quoted, as follows:

A. Introduction

1. BGI is a corporation duly organized and validly existing under and by virtue of the laws of the Republic of the Philippines, with principal office address at Rockwell Business Center Tower 3, Ortigas Avenue, Pasig City. It may be served with orders and other legal processes through the undersigned counsel.

2. BGI is in the business of, among others, generating, storing, transmitting, and/or distributing energy, including electricity and ancillary power derived from any and all forms, types, and kinds of renewable and other energy sources for lighting, power and other purposes. BGI is a subsidiary of Energy Development Corporation (“EDC”).¹
3. In its Power Development Plan 2020-2040, the Department of Energy (“DOE”) recognizes the growing demand for power in the Philippines. For the Luzon Grid, the DOE projects the peak demand to more than triple, from 11,103 MW in 2020 to 36,631 MW in 2040. Given this and based on its simulations for a high-demand scenario vis-a-vis an aspirational target of 50% renewable energy power generation mix by 2040 (i.e., “RE50-High Demand Scenario”), the DOE projects that a total of 50,136 MW in new build capacities must be added to meet the demand and reserve margin requirements of the grid. Renewable energy’s share in these new build capacities are broken down as follows: 25,579 MW from solar; 3,860 MW from hydro; 7,487 MW from wind; 270 MW from biomass; and 120 MW from geothermal.²
4. To help address the increasing energy demand and in response to the Philippine Government’s call to accelerate the exploration and development of renewable energy resources under Republic Act No. 9513, or the Renewable Energy Act of 2008, BGI is developing the Tanawon Geothermal Power Plant Project (“TGPP” or the “Project”).
5. In order to convey the electricity generated by the TGPP to the consumers, BGI intends to connect the Project to the Luzon Grid. For this purpose, BGI plans to construct an approximately 7.5-kilometer, 230-kilovolt transmission line which includes a switchyard and other related facilities (the “Connection Asset”). This Connection Asset shall connect the TGPP directly to the Palayan Binary Power Plant and Bac-Man Switchyard owned and operated by BGI.
6. Section 9 of Republic Act (“RA”) 9136 or the Electric Power Industry Reform Act (“EPIRA”) of 2001 expressly provides that:

“A generation company may develop and own or operate dedicated point-to-point limited transmission facilities that are consistent with the Transmission Development Plant (“TDP”): *Provided*, That such facilities are required only for the purpose of connecting to the transmission system, and are used solely by the generating facility, subject to prior authorization by the ERC: *Provided, further*,

¹ Copies of BGI’s Certificate of Incorporation, Articles of Incorporation and By-Laws, and latest General Information Sheet are attached hereto as Annexes “A”, “B”, “B-1”, and “C”, respectively.

² A print-out of the relevant section in the Department of Energy’s (DOE) Power Development Plan 2020-2040 is attached hereto as Annex “D”.

That in the event that such assets are required for competitive purposes, ownership of the same shall be transferred to the TRANSCO at a fair market price: *Provided, finally*, That in the case of disagreement on the fair market price, the ERC shall determine the fair market value of the asset.”

B. Allegations in Support of Application

7. On May 8, 2012, BGI was granted a Certificate of Registration³ by the DOE, with Registration No. 2012-04-039. This Certificate recognizes BGI as a Renewable Energy (“RE”) developer of the Bac-Man Geothermal Power Plant Complex located in Bacon District, Sorsogon City, Province of Sorsogon and in the Municipality of Manito, Province of Albay.
8. On August 31, 2017, BGI’s parent company, Energy Development Corporation (“EDC”), submitted a request to the DOE to endorse and issue to the National Grid Corporation of the Philippines (“NGCP”) a clearance for the conduct of a System Impact Study (“SIS”) for possible addition of geothermal power plants with a maximum combined capacity of 80 MW.⁴ In response to this request, the DOE, in a letter dated November 17, 2017, granted EDC clearance to start the negotiation with the NGCP for the conduct of said SIS.⁵
9. An assessment of the impact of the TGPP on the Luzon Grid was conducted by Engr. Anastacio R. Almario (doing business under the name and style of Almario’s Computer, Civil-Electrical Protection and Safety Technology), a third-party technical service provider commissioned by EDC.⁶ An SIS was subsequently prepared by Engr. Almario, and the same was transmitted to the NGCP on February 8, 2018 for the latter’s review and approval.⁷ NGCP reviewed and approved the SIS prepared by Engr. Almario and found that it is technically feasible to connect the Project to the Luzon Grid.⁸
10. EDC also prepared a Facilities Study (“FS”) in September 2018 which declares, among others, that based on preliminary analysis, the connection of the Project to the Luzon Grid will not introduce modifications to the existing facilities of the NGCP, and that the Project’s equipment specifications are in accordance with the 2016 Philippine Grid Code (“PGC”), the

³ A copy of DOE Certificate of Registration No. 2012-04-039 issued to Bac-Man Geothermal Inc. on 8 May 2012 is attached hereto as Annex “E”.

⁴ A copy of EDC’s letter to the DOE requesting for clearance to undertake a System Impact Study (SIS) is attached hereto as Annex “F”.

⁵ A copy of the DOE’s letter to EDC dated November 17, 2017 granting clearance to undertake System Impact Study is attached hereto as Annex “G”.

⁶ A copy of the business profile of Engr. Anastacio R. Almario is attached hereto as Annex “H”.

⁷ A copy of Engr. Almario’s letter transmitting the SIS to NGCP, dated February 8, 2018, is attached hereto as Annex “I”.

⁸ A copy of NGCP’s Final Review Report on the System Impact Study for the Palayan and Tanawon Geothermal Power Plants is attached hereto as Annex “J”.

2022 Open Access Transmission Service (“OATS”) Rules, and the NGCP standards⁹. The FS was approved by the NGCP in October 2018.

11. As a rejoinder to the approved FS, EDC submitted updated technical documents to the NGCP on November 25, 2021¹⁰. The said documents reflect the latest capacity figures and parameters of the Project based on the results of discussions with equipment suppliers.
12. On August 17, 2018, EDC requested the NGCP for approval to have the SIS and all associated rights, interests, and obligations therein assigned to BGI, as the entity designated to carry out the development of the Project.¹¹
13. On December 27, 2018, the Project secured an Environmental Compliance Certificate under ECC No. ECC-R05-1812-0115.¹²
14. BGI is in the process of obtaining the permits and licenses needed for the construction and development of the Project and will ensure timely application for such authorizations necessary for its operation, including the Certificate of Compliance (“COC”) from this Honorable Commission.¹³

***THE TANAWON GEOTHERMAL POWER
PLANT CONNECTION ASSET IS
FINANCIALLY FEASIBLE, AND BGI HAS
THE FINANCIAL CAPABILITY TO
DEVELOP, OPERATE, AND MAINTAIN
THE CONNECTION ASSET***

15. The Connection Asset is financially feasible. The cost for constructing and developing the Connection Asset is estimated at Php 637.12 Million Pesos.¹⁴ The Project, including the Connection Asset, will be funded through cash.
16. BGI’s Audited Financial Statements for the Years 2022 and 2021 will show that BGI has sufficient funds on hand to undertake the construction, development, operation, and maintenance of the entire Project.¹⁵ With respect to the net present value and five- (5) year projected financial ratios, these do not only apply to the Connection Asset; rather, these apply to the Tanawon Geothermal Power Plant Project as a

⁹ A copy of the Facilities Study prepared for the Palayan Binary and Tanawon Geothermal Power Projects is attached hereto as Annex “K”.

¹⁰ A copy of EDC’s letter to the NGCP dated November 25, 2021 submitting updated technical documents is attached hereto as Annex “L”.

¹¹ A copy of EDC’s Letter to NGCP on the assignment of SIS to BGI, dated October 17, 2018, is attached hereto as Annex “M”.

¹² A copy of the Project’s Environmental Compliance Certificate (ECC) with No. ECC-R05-1812-0115 is attached hereto as Annex “N”.

¹³ A copy of the Affidavit of Marvin Kenneth S. Bailon, Vice President of BGI, is attached hereto as Annex “O”.

¹⁴ A copy of the Estimated Cost of Construction and Development of Connection Asset is attached hereto as Annex “P”.

¹⁵ A copy of BGI’s Audited Financial Statements for the Years ended 2022 and 2021 are attached hereto as Annexes “Q” and “Q-1”.

comprehensive project, which is expected to be in operation within the fourth quarter of 2024.¹⁶

17. BGI carefully studied two options for the Connection Project: a) Option A, which will entail the construction of about one kilometer of single circuit transmission line and about 6.5 kilometers of double circuit transmission line and b) Option B, which will involve re-routing of the existing Cawayan-Bacman 1 line to Tanawon Switchyard and stringing the remaining length in a single circuit configuration to the existing towers to Bacman 1.¹⁷

BGI selected Option A considering the need for the existing towers to be rehabilitated or replaced in order to comply with the latest local standards. This is also seen to be a more economical and viable option to convey the electric power generated by the Project to the public whilst ensuring the safe operation of the assets.

*THE TANAWON GEOTHERMAL POWER
PLANT CONNECTION ASSET IS
TECHNICALLY FEASIBLE, AND BGI HAS
THE TECHNICAL CAPABILITY TO
DEVELOP, OPERATE, AND MAINTAIN
THE CONNECTION ASSET*

18. The SIS shows that the Connection Asset is technically feasible. Likewise, BGI—by itself or through its parent company, EDC or its affiliates— has the technical capability to develop, construct, operate, and maintain the Connection Asset.

18.1 BGI is a subsidiary of EDC, the largest producer of geothermal energy in the Philippines and the third largest in the world. It has expertise spanning the entire geothermal energy value chain, including geothermal energy exploration and development, reservoir engineering and management, engineering design and construction, power plant operation, environmental management, and power marketing.

18.2 Since the first day of commercial operation of the Bac-Manpower system in 1993, BGI personnel have been operating its connection assets and its related facilities.

18.3 In recent years, EDC has expanded its portfolio of renewable energy projects by venturing into hydro, wind, and solar energy development and operations.

¹⁶ A copy of the latest Five-Year Financial Projections for the Tanawon Geothermal Power Plant Project is attached hereto as Annex "R".

¹⁷ The options analysis for the Tanawon Geothermal Power Plant's transmission line route is contained in the document hereto attached as Annex "S".

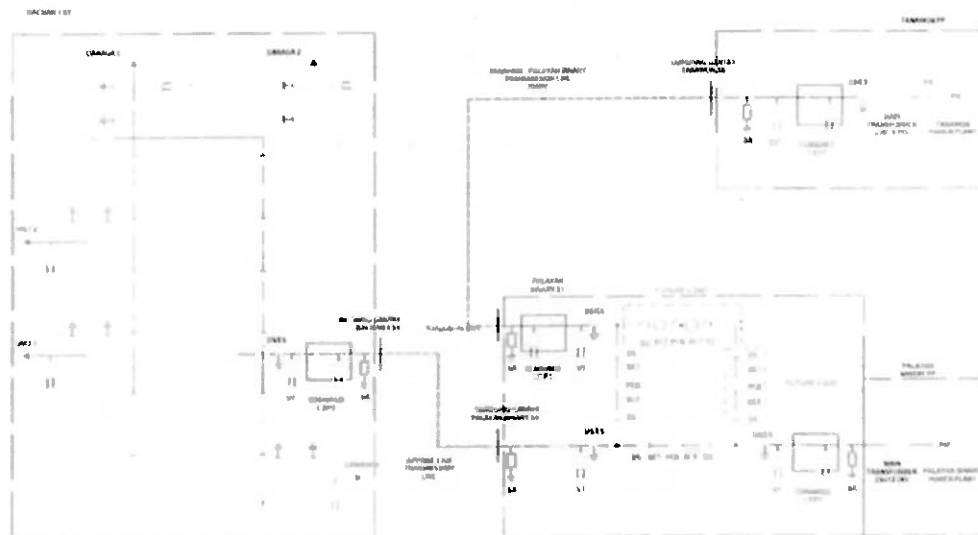
- 18.4 EDC and BGI have the experience, technical expertise, and resources necessary to undertake the commitments specified in the work programs of their service contracts with the DOE, including the development and operation of the Tanawon Geothermal Power Plant Project.
- 18.5 The operation and maintenance of the Connection Asset is planned to be carried out by personnel belonging to the Facilities Operations and Maintenance (“FOM”) Group of both EDC and BGI. These personnel will be under the supervision and direction of Engr. Liberato S. Virata, as the Head of EDC FOM, and Engr. Marcel D. Rosario, as the Head of Bacon-Manito (Bac-Man) Geothermal Facility. The personnel can all be contacted through BGI at its principal office address.

***BGI SHOULD BE GRANTED AUTHORITY
TO DEVELOP, OWN AND OPERATE THE
CONNECTION ASSET***

19. Pursuant to Section 9 of the EPIRA, BGI hereby applies with the Honorable Commission for authority to develop, own, and operate the Connection Asset.
- 19.1 BGI’s Connection Asset is required only to connect the Tanawon Geothermal Power Plant Project to the Luzon Grid.
- 19.2 The Connection Asset will be used solely by the Tanawon Geothermal Power Plant Project.
- 19.3 If the Connection Asset is taken out of the transmission system, it will not affect the Luzon Grid.
20. The single-line diagram of the proposed interconnection shows that the Connection Asset will be exclusively used by the Tanawon Geothermal Power Plant Project(.)¹⁸

(This space is intentionally left blank.)

¹⁸ A copy of the Single Line Diagram is attached hereto as Annex “T”.



21. BGI endeavors that the Connection Asset will comply with the existing rules and regulations, particularly the 2016 Philippine Grid Code, and undertakes to comply with all such rules and regulations.¹⁹

**Motion for Provisional Authority and Allegations in Support
of Prayer for Provisional Authority**

22. Rule 14 of the Honorable Commission's Rules of Practice and Procedure authorizes the issuance of a provisional authority or an interim relief prior to a final decision, provided that the facts and circumstances warrant the issuance of the same.
23. BGI expects to complete the construction of the Connection Asset within the second quarter of 2024. The Company intends to have the Connection Asset in place and ready for the commissioning of the Tanawon Geothermal Power Plant Project, which is scheduled to happen within the fourth quarter of 2024.²⁰
24. Given the urgent need for additional capacity by 2025 and onwards as projected by the DOE, the completion of the Tanawon Geothermal Power Plant Project within the projected time frame is critical to ensure that additional capacity will be available for the Luzon Grid in a timely manner. BGI respectfully prays that the Honorable Commission provisionally authorize the development, ownership, and operation of the Connection Asset considering that the power demand projected by the DOE warrants the issuance of a Provisional Authority.
25. The Project has also been certified by the DOE as an Energy Project of National Significance for Pre-Development Phase as of October 30, 2020²¹, highlighting its inclusion in the

¹⁹ An Undertaking to Comply with the 2016 Philippine Grid Code is attached hereto as Annex "U".

²⁰ A copy of the Project Schedule is attached hereto as Annex "V".

²¹ A copy of the Certificate of Energy Project of National Significance for Pre Development Phase is attached hereto as Annex "EE".

Philippine Energy Plan and according it with the benefits under Executive Order No. 30, dated June 28, 2017.

26. It is in such context that BGI respectfully prays that a provisional authority be immediately issued for the development and construction of the Connection Asset.

OTHER RELATED DOCUMENTS

26. (*sic*) In further support of the instant application, the Applicant most respectfully submits to the Honorable Commission, the following documents:

Annex	Document
A	Certificate of Incorporation, Original Articles of Incorporation and By-Laws
B	Amended Articles of Incorporation
C	Latest General Information Sheet
D	Excerpt from DOE Power Development Plan 2020-2040
E	DOE Certificate of Registration No. GOC 2012-04-039
F	EDC's Letter of Request to DOE re: Clearance for System Impact Study, dated August 31, 2017
G	DOE's Reply Letter to EDC re: Clearance to Undertake System Impact Study, dated November 17, 2017
H	Business Profile of Engr. Anastacio R. Almario (doing business under the name and style of Almario's Computer, Civil-Electrical Protection and Safety Technology)
I	Letter of Engr. Anastacio R. Almario to Ms. Ma. Cynthia Y. Manrique, NGCP Revenue and Regulatory Affairs Head, dated February 8, 2018
J	NGCP Final Review Report on the System Impact Study for the Palayan and Tanawon Geothermal Power Plants
K	Facilities Study for the Palayan Binary and Tanawon Geothermal Power Plant Projects
L	EDC's letter to the NGCP dated November 25, 2021 submitting updated technical documents related to the Facilities Study
M	Letter of EDC to NGCP on the Assignment of SIS to BGI, dated October 17, 2018
N	Environmental Compliance Certificate No. ECC-R05-1712- 0054
O	Affidavit of Marvin Kenneth S. Bailon, Vice President, stating that the necessary applications for approval and endorsement of Tanawon Geothermal Power Plant will be filed with the relevant government authorities
P*	Estimated Cost of Construction and Development of Connection Asset
Q	Audited Financial Statement of BGI for year ended 2022
Q-1	Audited Financial Statement of BGI for year ended 2021
R*	Five-Year Financial Projections for the Tanawon

	Geothermal Power Plant Project
S	Options Analysis for Tanawon Geothermal Power Plant Project's Transmission line Route
T	Single Line Diagram
U	Undertaking to Comply with the 2016 Philippine Grid Code
V	Project Schedule and Relevant Dates
W	Project Description - Tanawon Geothermal Power Plant
X	Excerpts from the Transmission Development Plan 2022-2040
Y*	Conceptual Engineering Design and Drawings
Z	Connection Agreement between NGCP and BGI for the Tanawon Geothermal Power Plant Project
AA*	Proof of Technical Capability (Curriculum Vitae of Relevant BGI and EDC Personnel and List of Operations and Maintenance Team on site)
BB	Secretary's Certificate citing approval of the Tanawon Geothermal Power Plant Project by the BGI Board of Directors
CC	DOE Geothermal Operating Contract No. 2012-04-027
DD	DOE Certificate of Confirmation of Commerciality
EE	Certificate of Energy Project of National Significance for Pre Development Phase
FF	Affidavit in Support of the Prayer for the Issuance of Provisional Authority
GG	Transformer Nameplate - BGI Tanawon Geothermal Power Plant
HH	Request of EDC for Extension of SIS Validity for the 22 MW Tanawon GPP

**Subject to motion for confidential treatment of information*

Motion for Confidential Treatment of Information and Allegations in Support of the Prayer for Confidential Treatment of Information

27. The Honorable Commission may, upon request of a party and determining that the disclosure of information requested to be treated as confidential information is justified, treat certain information submitted to it as confidential. Applicant is bound by confidentiality agreements prohibiting the disclosure of any business, technical, marketing, operational, organizational, financial or other information and trade secrets and other confidential documents, papers and information, as well as bound by data privacy law and rules as regards confidentiality of personal information of personnel or individuals.

28. Accordingly, the Applicant respectfully requests before the Honorable Commission that Annexes "P", "R", "Y" and "AA", attached hereto not be disclosed and be treated as confidential in accordance with Rule 4 of the ERC Rules. Annexes "P", "R", "Y" and "AA-series" attached hereto contain confidential information critical to the business operation of the Applicant, including trade secrets and business calculations,

assumptions and projections, as well as personal employee information which may be covered by the Data Privacy Act.

PRAYER

WHEREFORE, Applicant BGI most respectfully prays that this Honorable Commission:

1. Issue an order provisionally authorizing BGI to develop, own, and operate the Connection Asset for the Tanawon Geothermal Power Plant Project; and
2. After due notice and hearing, issue a final order: i) making the provisional authority a permanent authority to develop, own and operate the Connection Asset; and ii) authorizing BGI to operate and maintain the Connection Asset until such time said project is otherwise re-classified, owned, operated and maintained by NGCP.

Other reliefs as may be appropriate under the circumstances are likewise prayed for.

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 determination of compliance with the jurisdictional requirements, expository presentation, and Pre-Trial Conference²² on **29 July 2024 (Monday) at two o'clock in the afternoon (2:00 P.M.)**, via **Microsoft Teams Application**, as the online platform for the conduct thereof, pursuant to Resolution No. 09, Series of 2020²³ and Resolution No. 01, Series of 2021 (ERC Revised Rules of Practice and Procedure).²⁴

RELATIVE THERETO, BGI is hereby directed to:

- 1) Cause the publication of the attached *Notice of Virtual Hearing* once (1x) in a newspaper of nationwide circulation

²² In the Commission's *Advisory* dated 26 July 2023, 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 authority to develop and own or operate dedicated point-point limited transmission facilities, in the following instances: (1) Applications without intervenors, or uncontested applications; and (2) Applications with intervenors, provided all parties have agreed to subject the application to summary proceedings. Under the said summary proceedings and in accordance with Rule 17 of the ERC Revised RPP, the Applicant's presentation of evidence is through the submission and offering of the affidavits of its witnesses and other pieces of evidence within the time allowed by the Commission.

²³ A Resolution Adopting the Guidelines Governing Electronic Applications, Filings and Virtual Hearings Before the Energy Regulatory Commission.

²⁴ A Resolution Adopting the Revised Rules of Practice and Procedure of the Energy Regulatory Commission.

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 Municipal Mayor, and Local Government Unit (LGU) legislative bodies of the area affected by the project for the appropriate posting thereof on their respective bulletin boards;
- 3) Inform the consumers within the affected 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*, 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, except those subject of a motion for confidential treatment of information, all those making requests therefor, subject to reimbursement of reasonable photocopying costs.

Within ten (10) calendar days prior to the date of the initial virtual hearing, BGI 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* consisting of affidavit of the Editor or Business Manager of the newspaper where the said *Notice of Virtual Hearing* 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* consisting of

certifications issued to that effect, signed by the aforementioned Governor, Mayor, and LGU legislative bodies or their duly authorized representatives, bearing the seals of their offices;

- 3) The evidence of other means employed by BGI to inform the consumers within the affected 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* 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, except those subject of a motion for confidential treatment of information, by all those making requests therefor, if any; and
- 6) Such other proof of compliance with the requirements of the Commission.

Moreover, BGI 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 Governor, Mayor, and LGU legislative bodies, and to submit proof of posting thereof.

Applicant BGI 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 BGI 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 BGI to comply with the above requirements within the prescribed period shall be a ground for cancellation of the scheduled hearing.

Applicant BGI 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 BGI 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 BGI is further directed to submit, through personal service, registered mail, or ordinary mail/private courier, one (1) set of the original or certified true hard copies of its Jurisdictional Compliance, Expository Presentation, Pre-Trial Brief, and Judicial Affidavits of witnesses, **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.

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Finally, Applicant BGI, including its 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, 24 June 2024.

FOR AND BY AUTHORITY
OF THE COMMISSION:



CATHERINE P. MACEDA
Commissioner and
Officer-in-Charge (OIC) of the
Office of the Chairperson and CEO

LS: CNR/LSP/KTB

ERC

Office of the Chairperson and CEO



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5. **Senate Committee on Energy**
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6. **House Committee on Energy**
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7. **Regulatory Operations Service**
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16. **Office of the Provincial Governor**
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17. **Office of the Local Government Unit (LGU) Legislative Body**
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