

# Annex “A”

REPUBLIC OF THE PHILIPPINES  
**ENERGY REGULATORY COMMISSION**  
JADE DRIVE, PASIG CITY

IN THE MATTER OF THE APPLICATION FOR AUTHORITY TO DEVELOP, OWN, AND OPERATE DEDICATED POINT-TO-POINT LIMITED TRANSMISSION FACILITIES TO CONNECT THE NORTHERN NEGROS ENERGY STORAGE SYSTEM PROJECT TO THE VISAYAS GRID, WITH MOTION FOR PROVISIONAL AUTHORITY AND FOR CONFIDENTIAL TREATMENT OF INFORMATION,

ERC CASE NO. 2026-029 MC

May 20, 2026

ENERGY DEVELOPMENT CORPORATION,

*Applicant.*

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**APPLICATION**  
**(WITH MOTION FOR PROVISIONAL AUTHORITY AND FOR CONFIDENTIAL TREATMENT OF INFORMATION)**

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Applicant ENERGY DEVELOPMENT CORPORATION (“EDC”), by counsel and to this Honorable Commission, most respectfully states:

**A. Introduction**

1. EDC is a corporation duly organized and validly existing under and by virtue of the laws of the Republic of the Philippines, with business address at the 9<sup>th</sup> Floor, Rockwell Business Center Tower 3, Ortigas Avenue, Pasig City. It may be served with orders and other legal processes through the undersigned counsel.

2. EDC is in the business of the generation, sale, and supply of electricity from renewable energy (“RE”) sources, including participation and trading in any market for electricity, ancillary power, or intangible assets and to engage in additional

business activities arising from or related to EDC’s primary purpose, including energy storage.<sup>1</sup>

3. The Department of Energy (“DOE”) recognizes the growing demand for power in the Philippines, as outlined in its Power Development Plan 2023-2050. For the Visayas Grid, the DOE’s Power Demand and Supply Outlook’s Reference Scenario projects a massive increase in installed capacity. This projection aligns with the National Renewable Energy power generation mix targets of 35% by 2030 and 50% by 2040 up to 2050. The required installed capacity, sourced from existing, committed, and new-build projects, is projected to increase twelvefold, as follows:<sup>2</sup>

<b>Metric</b>	<b>2022</b>	<b>2050</b>
Installed Capacity	3,971 MW	47,450 MW
Energy Storage System – for Grid stability support	35 MW	969 MW

4. Moreover, further ahead into 2040, the Grid operator is expecting a significant penetration of variable renewable energy (“VRE”) plants in Visayas. In the Capacity Expansion Model of the National Grid Corporation of the Philippines (“NGCP”), new VREs are expected to reach 7,425 MW in 2040<sup>3</sup>. This will account for 67% of the total supply (11,034 MW) and 84% of peak demand (8,827 MW). This dramatic increase in VRE could lead to the widespread curtailment of non-VRE plants during peak hours, similar to the situation in Negros Island. Furthermore, the intermittent nature of VRE has the potential to significantly degrade power system performance thereby necessitating an increase in flexible generation capacity<sup>4</sup>. The intermittent nature of VRE sources negatively impacts grid stability, thus requiring greater operational flexibility from generators and enhanced ancillary services to effectively balance the Grid. An Energy Storage System (“ESS”) provides an ideal solution to this challenge. An ESS is capable of absorbing and delivering both real and reactive power in a millisecond time frame. This capability allows ESS to directly address the specific challenges posed by intermittent renewable energy sources (like solar and wind), particularly concerning their ramp rate control, frequency regulation, and power quality maintenance.<sup>5</sup>

<sup>1</sup> Copies of EDC’s Certificate of Incorporation, Amended Articles of Incorporation, Amended By-Laws, Secretary’s Certificate, and Latest Amended General Information Sheet are attached hereto as Annexes “A”, “B”, “B-1”, and “C”, and “C-1”, respectively.

<sup>2</sup> A print-out of the DOE’s Power Development Plan 2023-2050 is attached hereto as **Annex “D”**, and the relevant portion of the Transmission Development Plan showing the Project, attached hereto as **Annex “D-1”**.

<sup>3</sup> Transmission Development Plan 2023-2040 available at [https://ngcp.ph/Attachment-Uploads/TDP%202023-2040%20Consultation%20Report-2023-06-15-07-54-06.pdf#:~:text=\(VRE\)%20in%20the%20transmission%20system%20necessitates%20the,proposed%20Smart%20Grid%20Roadmap%20towards%20power%20system](https://ngcp.ph/Attachment-Uploads/TDP%202023-2040%20Consultation%20Report-2023-06-15-07-54-06.pdf#:~:text=(VRE)%20in%20the%20transmission%20system%20necessitates%20the,proposed%20Smart%20Grid%20Roadmap%20towards%20power%20system)

<sup>4</sup> Transmission Development Plan 2023-2040 available at [https://ngcp.ph/Attachment-Uploads/TDP%202023-2040%20Consultation%20Report-2023-06-15-07-54-06.pdf#:~:text=\(VRE\)%20in%20the%20transmission%20system%20necessitates%20the,proposed%20Smart%20Grid%20Roadmap%20towards%20power%20system](https://ngcp.ph/Attachment-Uploads/TDP%202023-2040%20Consultation%20Report-2023-06-15-07-54-06.pdf#:~:text=(VRE)%20in%20the%20transmission%20system%20necessitates%20the,proposed%20Smart%20Grid%20Roadmap%20towards%20power%20system)

<sup>5</sup> Transmission Development Plan 2023-2040 available at [https://ngcp.ph/Attachment-Uploads/TDP%202023-2040%20Consultation%20Report-2023-06-15-07-54-06.pdf#:~:text=\(VRE\)%20in%20the%20transmission%20system%20necessitates%20the,proposed%20Smart%20Grid%20Roadmap%20towards%20power%20system](https://ngcp.ph/Attachment-Uploads/TDP%202023-2040%20Consultation%20Report-2023-06-15-07-54-06.pdf#:~:text=(VRE)%20in%20the%20transmission%20system%20necessitates%20the,proposed%20Smart%20Grid%20Roadmap%20towards%20power%20system)

5. In anticipation of this increased VRE penetration which may negatively affect the reliability of the Grid, and to help address the increasing energy demand of the country, EDC is developing the 30MW NORTHERN NEGROS ENERGY STORAGE SYSTEM (the “NN ESS”). In DOE Department Circular No. DC2023-04-0008, the DOE recognized the applications and benefits of ESS in improving the electric power system in accordance with the objective of ensuring the quality, reliability, security, sustainability, and affordability of the supply of electric power, and accelerating the exploration, development, and utilization of renewable energy resources.<sup>6</sup> The DOE recognized ESS as facilities capable of absorbing energy directly from the Grid or distribution system, or from a power plant connected to the Grid or distribution system and storing it for a period of time, and injecting stored energy when prompted, needed to ensure a reliable and balanced power system.<sup>7</sup>

6. EDC’s NN ESS is specifically designed to significantly advance the reliability of the electric power system as contemplated by the DOE. As an RE developer, EDC recognizes that a resilient grid requires advanced solutions to smooth out the fluctuations in power supply, especially with the influx of VREs. The NN ESS will provide essential ancillary services, to ensure a more consistent flow of power to the Grid. Specifically, the NN ESS will provide vital grid frequency and voltage regulation which can help stabilize the Grid. For instance, if grid frequency drops due to decreased VRE output, the NN ESS can quickly inject stored energy into the Grid to counteract this drop, maintaining crucial grid frequency level.

7. In order to inject and absorb power from the Grid, as needed, EDC intends to construct dedicated point-to-point limited transmission facilities (the “Connection Asset”) that will connect the NN ESS to the Visayas Grid by connecting to EDC’s existing Bago Binary Geothermal Power Plant (“BBGPP”) point-to-point limited transmission facility (“BBGPP Switchyard”).<sup>8</sup> This Connection Asset will be used only for the purpose of connecting the NN ESS to the Grid, and will be used solely by EDC and not be used to serve any end-user or supplier directly.

8. 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 Plan (“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*, 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*,

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<sup>6</sup> Section 1. DOE Circular No. 2023-04-0008.

<sup>7</sup> Section 2.11. DOE Circular No. 2023-04-0008.

<sup>8</sup> The Options or alternatives considered, Minimum Functional Specifications Substation and Interconnection Works, Gantt Chart schedule of the proposed projects, and Contractors are attached hereto as Annexes “N”, “R”, “S” and “T”, respectively.

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**

9. EDC decided to develop the NN ESS as it provides a flexible and responsive solution for integrating intermittent RE sources into the Grid. This helps maintain grid stability and maximize the utilization of clean energy.

10. The NGCP conducted a System Impact Study (“SIS”) to determine the technical feasibility of the proposed NN ESS. On 13 December 2023, the NGCP issued the SIS Report<sup>9</sup> concluding that the proposed connection of the NN ESS to the Visayas Grid through direct connection to the existing BBGPP Switchyard is acceptable subject to certain considerations.

11. On 24 July 2014, EDC secured an amended Environmental Compliance Certificate, ECC No. ECC-CO-1406-0011, from the Department of Environment and Natural Resources (“DENR”) for the Northern Negros Geothermal Project, which superseded ECC No. ECC-CO-9502-001-203 dated 05 December 1995. Subsequently, on 27 October 2022, the DENR-Environmental Management Bureau (“EMB”) granted a minor amendment of ECC No. ECC-CO-1406-0011 to include, among others, the construction of an ESS.<sup>10</sup>

12. EDC also prepared a Facilities Study (“FS”) to determine the technical feasibility of connecting the proposed NN ESS at the proposed connection point in compliance with Section 5.3 of the 2016 Philippine Grid Code and Section B.14 of the Open Access Transmission Service Rules. The FS was reviewed by the NGCP on 27 December 2024.<sup>11</sup>

13. In addition, EDC is also in the process of obtaining the permits and licenses needed for the construction and development of the NN ESS and will ensure timely application for such authorizations necessary for its operation, including the Certificate of Compliance from this Honorable Commission.<sup>12</sup>

*THE NN ESS’ CONNECTION ASSET  
WILL BE USED ONLY FOR THE  
PURPOSE OF CONNECTING THE NN  
ESS TO THE GRID*

14. An ESS can have connection assets or component facilities that connect the battery to the Grid. This is evident from the Implementing Rules and Regulations

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<sup>9</sup> A copy of the System Impact Study is attached as **Annex “G”**, and a copy of the Regulatory Impact Assessment is attached as **Annex “G-1”**.

<sup>10</sup> A copy of EDC’s Environmental Compliance Certificate and Certificate of Non-Coverage, with any amendments, are attached hereto as Annexes **“H-series”**.

<sup>11</sup> A copy of the Facilities Study and the Review Report on the Facilities Study are attached hereto and marked as **Annexes “I”** and **“I-1”**, respectively.

<sup>12</sup> A copy of the Affidavit, is attached hereto as Annex **“J”**.

(IRR) of RA 9136 or the EPIRA, which makes it an obligation of the Generation Company “to ensure that all its facilities connected to the Grid meet the technical design and operational criteria of the Grid Code and the Distribution Code promulgated by ERC”<sup>13</sup>, as well as under DOE Department Circular No. DC2023-04-0008 where an ESS is required to “comply with the connection and operations requirements for ESS pursuant to the PGC, WESM Rules and relevant Market Manuals, and other relevant policies and regulations promulgated by the ERC and DOE”<sup>14</sup>.

15. The Connection Asset for the NN ESS will connect the NN ESS to the Visayas Grid through the BBGPP Switchyard, and such Connection Asset will be used solely by EDC and will not be used to serve any end-user or supplier directly.

*THE NN ESS’ CONNECTION ASSET IS INCLUDED AND CONSISTENT WITH THE NGCPs 2023 TDP, WHICH IS FOR APPROVAL OF THE DOE*

16. The Connection Asset for the NN ESS is listed under Table A1.2: Visayas Committed Power NN ESS’ (specifically on page 98) of the NGCP’s TDP 2025-2050 Final Report, posted on 25 September 2025 on the NGCP website.<sup>15</sup>

*THE NN ESS’ CONNECTION ASSET IS FINANCIALLY FEASIBLE, AND EDC HAS THE FINANCIAL CAPABILITY TO DEVELOP, OPERATE, AND MAINTAIN THE CONNECTION ASSET*

17. The Connection Asset is financially feasible. The cost for constructing and developing the Connection Asset is estimated at Php385,040,000.00.<sup>16</sup> The NN ESS, including the Connection Asset, will be funded using existing cash of EDC. EDC may explore debt financing, as and when necessary.

18. EDC’s 2023, 2024, and 2025 SEC Form 17-A will show that EDC has the financial capability to undertake the construction, development, operation, and maintenance of the entire NN ESS, as well as the Connection Asset,<sup>17</sup> which is expected to be in operation within the fourth quarter of 2029.<sup>18</sup>

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<sup>13</sup> Sec. 4(b) (i), Rule 5.

<sup>14</sup> Section 7.1, DOE Circular No. 2023-04-0008.

<sup>15</sup> A copy of an Excerpt of NGCP Transmission Development Plan is attached hereto as **Annex “D-1”**.

<sup>16</sup> A copy of the Estimated Cost of the Project is attached hereto as **Annex “K”**.

<sup>17</sup> A copy of EDC’s SEC Form 17-A for 2023, 2024, and 2025 are attached hereto as **Annexes “U”, “U-1” and “U-2”**, respectively.

<sup>18</sup> A copy of the Relevant Dates of the Project is attached hereto as **Annex “M”**.

19. In order to efficiently transmit electricity between the NN ESS and the Visayas Grid, EDC intends to construct and develop the Connection Assets that will connect the NN ESS to the Visayas Grid, through the BBGPP Switchyard.

*THE NN ESS' CONNECTION ASSET IS ACCEPTABLE, AND EDC HAS THE TECHNICAL CAPABILITY TO DEVELOP, OPERATE, AND MAINTAIN THE CONNECTION ASSET*

20. In its SIS issued on 13 December 2023, the NGCP has determined that the proposed connection of the NN ESS to the Visayas Grid through the existing BBGPP Switchyard is acceptable subject to certain considerations.

21. Likewise, EDC's track record shows that it has the technical capability to develop, construct, operate, and maintain the Connection Asset based on the design and configuration in the Single Line Diagram attached to the SIS.

21.1 EDC owns and operates the Unified Leyte Geothermal Power Plant Complex (the "ULGPP") including the Unified Leyte - Central Switching Station ("UL-CSS") which is a critical switchyard located inside the ULGPP and which serves as the centralized dispatching asset of the six power plants constituting the ULGPP (the "UL Plants") in relation to the import and export of generation output to the Grid. The UL-CSS also handles the aggregation and transmission of electricity generated by the UL Plants.

21.2 The electricity generated by the UL Plants is aggregated and conveyed to the UL-CSS. This involves a robust 230-kV network composed of seven (7) switchyards, 23-km transmission lines, and 33 towers. The generated electricity is aggregated and is then dispatched to the Grid through two points of interconnection to the Cebu and Luzon Grids.

22. 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 EDC<sup>19</sup>. For this purpose, EDC will utilize the manpower, experience, and expertise that has enabled it to operate and maintain the UL-CSS for more than a decade. It bears stressing that during this time of EDC's operation of the UL CSS, no major issue on the reliability of the Grid has been attributed to EDC's failure to properly operate, service, and maintain the UL-CSS.

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<sup>19</sup> The credentials of the Technical Team are attached hereto as **Annex "O"**.

23. In this regard, EDC is attaching the work profiles and job descriptions of the personnel charged with the operation and maintenance of the Connection Assets as Annex “O” of this Application.

24. EDC would also like to highlight the following:

24.1 The work profiles specify the relevant work experience and professional licenses/ certifications of each personnel who will handle the operations and maintenance of the Connection Assets; and

24.2 The job descriptions for each of the positions occupied by the operations and maintenance team mentioned above indicate the Scope and Responsibilities, Qualifications and Experiences, and Competencies required for each position. These are specific and relevant to ensure that the Connection Assets are smoothly operated and well-maintained by technically qualified and experienced individuals.

25. Based on the foregoing, EDC possesses the necessary technical capability to develop, construct, operate, and maintain the Connection Assets.

26. In addition, the operation and maintenance of the Connection Assets by EDC is in the best interest of the consumers. Having EDC operate its own dedicated point-to-point limited transmission facilities would save the NGCP from incurring additional operational costs which form part of the NGCP’s rate base that will be used for its petitions for adjustment to its transmission charge. This transmission charge would eventually be passed on to all grid users, including those that are not served by EDC.

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

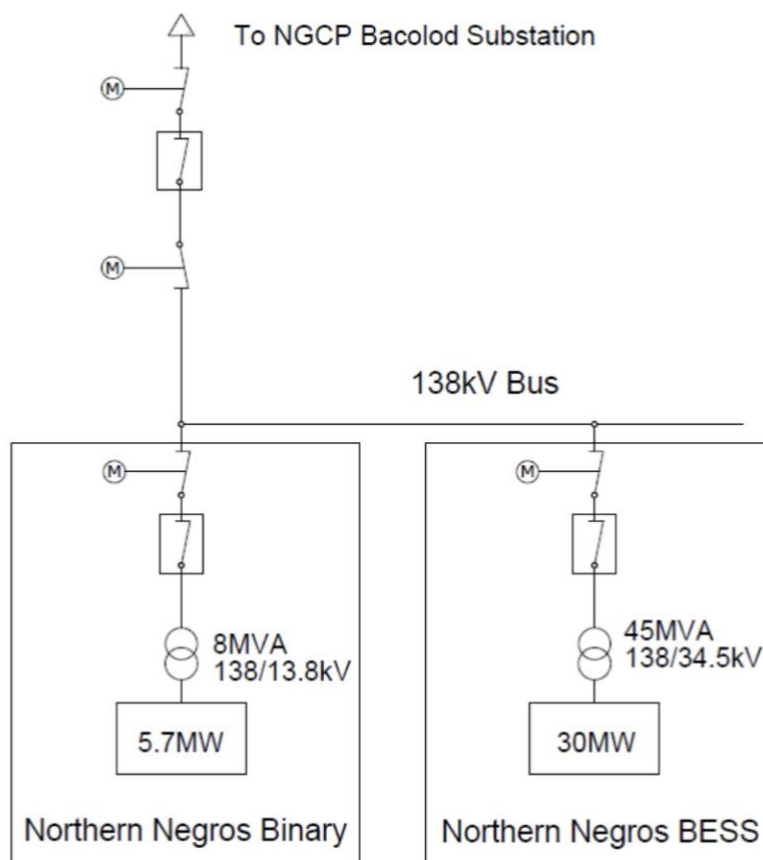
27. Pursuant to Section 9 of the EPIRA, EDC hereby applies with the Honorable Commission for authority to develop, own, and operate the Connection Asset.

27.1 EDC’s Connection Asset is required only to connect the NN ESS to the Visayas Grid through the BBGPP Switchyard.

27.2 The Connection Asset will be used solely by the NN ESS, and will not be used to serve end-users or suppliers directly.

27.3 If the Connection Asset is taken out of the transmission system, it will not affect the Visayas Grid or other transmission customers connected to the Visayas Grid.

28. The single-line diagram of the proposed interconnection shows that the Connection Asset will be exclusively used to connect the NN ESS to the Visayas Grid, by connecting to EDC’s existing BBGPP Switchyard, and that the Connection Asset is not designed and configured to serve end-users or suppliers directly.<sup>20</sup>



29. EDC undertakes to ensure 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.<sup>21</sup>

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

30. 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.

31. EDC intends to achieve commercial operations for the NN ESS within the fourth quarter of 2029 to be able to inject and absorb power from the Grid which

<sup>20</sup> A copy of the Single Line Diagram is attached hereto as **Annex “P”**.

<sup>21</sup> An Undertaking to Comply with the 2016 Philippine Grid Code is attached hereto as Annex **“Q”**.

will be able to help provide grid stability and reliability. The Connection Assets, which will convey electricity between the NN ESS and the Visayas Grid, is indispensable to the commercial operations of the NN ESS.

32. In anticipation of the increased VRE penetration, the completion of the NN ESS within the projected time frame is critical to ensure the sufficiency of Ancillary Services capacity of the Visayas Grid. Furthermore, the NN ESS can also provide grid frequency regulation, the demand for which is expected to increase as VRE capacity increases. As such, EDC 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.

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

34. EDC also highlights that, in addition to the Connection Asset, there are essential interconnection works necessary to connect the NN ESS to the BBGPP Switchyard. These include needed upgrades to the BBGPP Switchyard as reflected in Annexes E, I, K, and R (“Interconnection Facility”). To avoid any delay in the NN ESS’s participation in providing Ancillary Services to the Visayas Grid, EDC likewise respectfully prays for the immediate issuance of a provisional authority allowing EDC to develop and construct the Interconnection Facility in accordance with the approved System Impact Study and Facilities Study of NGCP.

35. As previously mentioned, EDC has the technical capability to develop, construct, operate, and maintain the Connection Asset. Likewise, under the same technical capabilities, EDC is also able to develop, construct, operate and/or maintain such essential interconnection works or Interconnection Facility.

36. EDC recognizes the Honorable Commission’s authority to ultimately determine the regulatory treatment of the Interconnection Facility and the BBGPP Switchyard. Should the Honorable Commission deem it necessary to direct the turnover of these assets to the NGCP at fair market value, EDC commits to full and strict compliance with this Honorable Commission’s orders.

**OTHER RELATED DOCUMENTS**

37. In further support of the instant application, EDC most respectfully submits to the Honorable Commission, the following documents:

<b>Annex</b>	<b>Document</b>
<b>A</b>	Certificate of Incorporation
<b>B</b>	Amended Articles of Incorporation
<b>B-1</b>	Amended By-Laws
<b>B-2</b>	Secretary’s Certificate

<b>C</b>	Amended General Information Sheet
<b>C-1</b>	Latest Amended General Information Sheet
<b>D</b>	Power Development Plan 2023-2050
<b>D-1</b>	Excerpt of NGCP's Transmission Development Plan 2025-2050
<b>E</b>	Project Description
<b>E-1</b>	Project Rationale
<b>F</b>	Actual historical and forecasted demand-supply scenario
<b>G</b>	System Impact Study
<b>G-1</b>	Regulatory Impact Assessment
<b>H-series</b>	Environmental Compliance Certificate and Certificate of Non-Coverage, with any amendments
<b>I</b>	Facilities Study
<b>I-1</b>	Review Report on the Facilities Study
<b>J</b>	Affidavit stating that the necessary applications for approval and endorsement of the NN ESS will be filed with the relevant government authorities
<b>K*</b>	Estimated Cost of the Project
<b>L</b>	Connection Agreement
<b>M</b>	Relevant Dates
<b>N</b>	Options or alternatives considered
<b>O*</b>	Credentials of EDC's Technical Team
<b>P</b>	Single Line Diagram
<b>Q</b>	Undertaking to Comply with the 2016 Philippine Grid Code
<b>R*</b>	Minimum Functional Specifications
<b>S</b>	Gantt Chart schedule
<b>T</b>	Contractors
<b>U</b>	2023 SEC Form 17-A
<b>U-1</b>	2024 SEC Form 17-A
<b>U-2</b>	2025 SEC Form 17-A

*\*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**

38. 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. EDC 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.

39. Accordingly, EDC respectfully requests before the Honorable Commission that **Annexes “K”, “O”, and “R”**, attached hereto not be disclosed and be treated as confidential in accordance with Rule 4 of the ERC Rules. **Annexes “K”, “O”, and “R”**, attached hereto contain confidential information critical to the

business operation of EDC, 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 EDC most respectfully prays that this Honorable Commission:

1. Issue an order provisionally authorizing EDC to develop, own, and operate the Connection Asset and the Interconnection Facility for the Northern Negros Energy Storage System 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 the Interconnection Facility; and ii) authorizing EDC to operate and maintain the Connection Asset and the Interconnection Facility until such time said Connection Asset and/or Interconnection Facility is otherwise re-classified – to be owned, operated and maintained by NGCP.

3. Issue an Order declaring the documents, and the information therein, duly marked as **Annexes “K”, “O”, and “R”**, as confidential information, within the purview of Rule 4 of the ERC Revised Rules of Practice and Procedure, thereby directing the same to be treated with confidentiality and be protected from public disclosure.

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

Pasig City, 21 April 2026.

**THE LAW FIRM OF  
QUIASON MAKALINTAL**

*Counsel for Applicant EDC*

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By:



**MIGUEL K. MATHAY**

ROLL OF ATTORNEYS NO. 43982


MCLE COMPLIANCE NO. VIII-0023334; 4/14/2028

PTR NO. 3985714; 01/07/2026

PASIG CITY

IBP NO. 536434; 12/26/2025

RIZAL (RSM)



**GIANNA MARIA C. COMSTI**

ROLL OF ATTORNEYS NO. 63071

MCLE COMPLIANCE NO. VIII-0022934; 4/14/2028

PTR NO. 3985716; 01/07/2026

PASIG CITY

IBP NO. 536437; 12/26/2025

RIZAL (RSM)

**VERIFICATION & CERTIFICATION**  
**AGAINST FORUM SHOPPING**

I, **MIGUEL LORENZO S. DE VERA**, of legal age, Filipino, with office address at the 9<sup>th</sup> Floor, Rockwell Business Center Tower 3, Ortigas Avenue, Pasig City, after having been duly sworn to in accordance with law, hereby depose and state:

1. I am the Vice President of Energy Development Corporation, the Applicant in the above-captioned case, and I have been duly authorized by the Applicant to sign and cause the filing of pleadings, motions, and other legal documents, including the verification and certification against forum shopping, in connection with the Application;

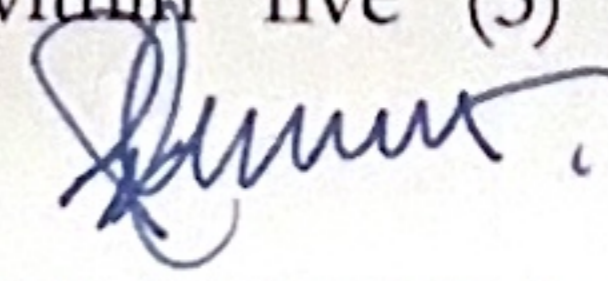
2. I have caused the preparation of the foregoing Application;

3. I have read the Application, and I certify that I understood the contents thereof and that the allegations contained therein are true and correct based on my personal knowledge and authentic records and/or documents;

4. The foregoing Application is not filed to harass, cause unnecessary delay, or needlessly increase the cost of litigation;

5. The factual allegations in the foregoing Application have evidentiary support, or if specifically so identified, will likewise have evidentiary support after a reasonable opportunity for discovery;

6. I certify that Energy Development Corporation, the Applicant, has not commenced any other action, claim for relief or proceeding involving the same issues in the Supreme Court, the Court of Appeals, the Divisions thereof, or any other court, tribunal or quasi-judicial agency; and to the best of my knowledge, no such other action, claim or proceeding is pending; and that, if I should learn that a same or similar action, claim or proceeding has been filed or is pending before the Supreme Court, the Court of Appeals, or different Divisions thereof, or any other court, tribunal or quasi-judicial agency, I undertake to promptly inform this Honorable Commission within five (5) calendar days therefrom.

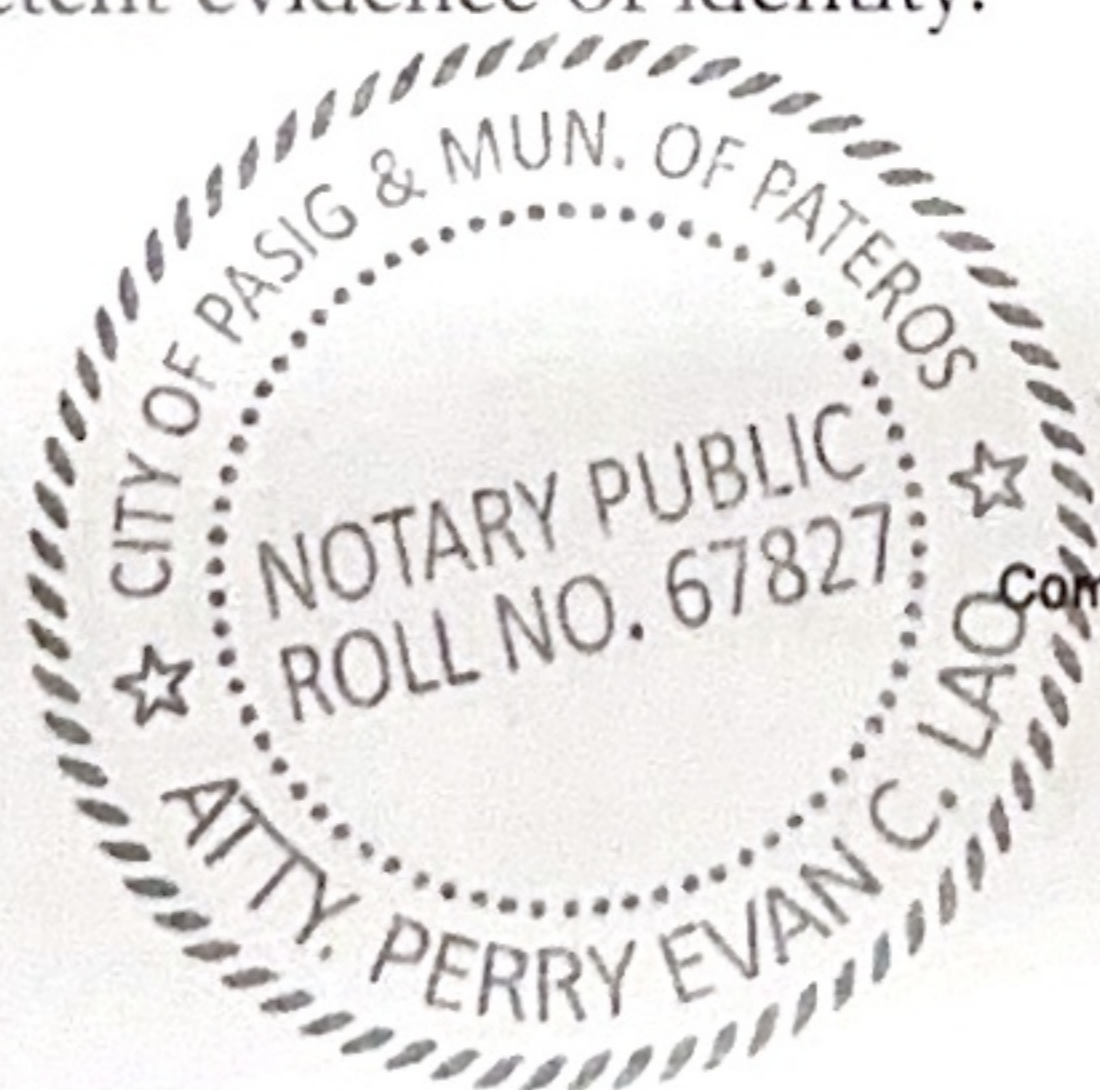


**MIGUEL LORENZO S. DE VERA**

*Affiant*

SUBSCRIBED AND SWORN to before me this 21 APR 2026 at Pasig City, affiant known to me personally, exhibited to me his Passport No. P8044393A issued on 23 July 2018 and expiring on 22 July 2028 at DFA Manila as competent evidence of identity.

Doc. No. 178 ;  
Page No. 37 ;  
Book No. 1 ;  
Series of 2026.



**ATTY. PERRY EVAN C. LAO**

Notary Public for and in the City of Pasig  
and Municipality of Pateros, Metro Manila  
Commission No. 107 (2026-2027) (Until December 31, 2027)  
10<sup>th</sup> Floor, Rockwell Business Center Tower 3,  
Ortigas Avenue, Pasig City 1604  
Roll of Attorneys No. 67827  
PTR No. 3964412AA/01.07.2026/Pasig City  
IBP No. 536646/01.06.2026/Makati Chapter