

Republic of the Philippines
ENERGY REGULATORY COMMISSION
Pasig City

IN THE MATTER OF THE
APPLICATION FOR THE
APPROVAL OF THE SALE
OF VARIOUS SUB-
TRANSMISSION
LINES/ASSETS OF THE
NATIONAL TRANSMISSION
CORPORATION (TransCo)
TO NUEVA ECija I
ELECTRIC COOPERATIVE,
INC. (NEECO I), AS
COVERED BY A CONTRACT
TO SELL DATED 09
DECEMBER 2024

ERC CASE NO. 2025-197 RC

NATIONAL TRANSMISSION
CORPORATION (TransCo)
AND NUEVA ECija I
ELECTRIC COOPERATIVE,
INC. (NEECO I),
Applicant.

Promulgated:
December 15, 2025

NOTICE OF PUBLIC/VIRTUAL HEARING

TO ALL INTERESTED PARTIES:

Notice is hereby given that on 04 August 2025, National Transmission Corporation (TransCo) and Nueva Ecija I Electric Cooperative, Inc. (NEECO I) filed their *Joint Application* dated 04 March 2025, seeking the Commission's approval of the sale of various sub-transmission lines or assets of TransCo to NEECO I, as covered by a Contract to Sell dated 09 December 2024.

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

The Commission has set the instant *Joint Application* for hearing for the determination of compliance with the jurisdictional requirements, expository presentation, Pre-trial Conference and presentation of evidence on 15 January 2026 (Thursday) at nine o'clock in the morning (9:00 AM) via MS Teams Application as the online platform for the conduct thereof, pursuant to the pertinent rules of the Commission.

Accordingly, Applicants are hereby directed to host the virtual hearing at **NEECO I's principal office located at Bo. Malapit, San Isidro, Nueva Ecija**, as the designated venue for the conduct thereof and ensure that the same is open to the public. Moreover, Applicants 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 virtual hearing, via electronic mail (e-mail) at docket@erc.ph and copy furnish the Legal Service through 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, all 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, and copy furnishing the Legal Service through legal@erc.ph, a verified Petition to Intervene at least **five (5) calendar days** prior to the date of the scheduled 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 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, copy furnish the Legal Service through legal@erc.ph, their Opposition or Comment thereon at least **five (5) calendar days** prior to the scheduled virtual hearing. Rule 9 of the ERC Revised Rules of Practice and Procedure shall govern. 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.

Finally, all interested persons may be allowed to join the scheduled virtual hearing by providing the Commission, through 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 hearing.

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, in Pasig City.

FOR AND BY AUTHORITY
OF THE COMMISSION:

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

L.S. TAB/MVM

* Authority granted during Commission Meeting on 20 August 2025.

REPUBLIC OF THE PHILIPPINES
ENERGY REGULATORY COMMISSION
JADE DR, ORTIGAS CENTER, PASIG CITY

IN THE MATTER OF THE
APPLICATION FOR THE
APPROVAL OF THE SALE OF
VARIOUS SUB-TRANSMISSION
LINES/ASSETS OF THE
NATIONAL TRANSMISSION
CORPORATION (TransCo) TO
NUEVA ECija I ELECTRIC
COOPERATIVE, INC. (NEECO I),
AS COVERED BY A CONTRACT
TO SELL DATED 09 DECEMBER
2024

VICE MAYOR'S OFFICE
RECEIVED
DATE: MAR 20 2025
TIME: 10:42
CONTROL #: D20745
RECEIVED BY: ERIE

2025-197 RC
ERC CASE NO. 2025-029-MC-

RECEIVED
DATE: 8-10-25 TIME: 10:44
CONTROL NO.: A115-6060
RECEIVED BY: *[Signature]*
TRUNK LINE: 958-4242

JOINT APPLICATION

Applicants, NATIONAL TRANSMISSION CORPORATION (TransCo) and NUEVA ECija I ELECTRIC COOPERATIVE, INC. (NEECO I), through their respective counsels, and to this Honorable Commission, most respectfully aver that:

1. TransCo is a government-owned and controlled corporation (GOCC) created and existing by virtue of R.A. 9136, otherwise known as the *Electric Power Industry Reform Act of 2001 (EPIRA)*, with principal office address at the TransCo Main Building, Quezon Avenue corner BIR Road, Diliman, Quezon City.

2. NUEVA ECija I ELECTRIC COOPERATIVE, INC. (NEECO I) is an electric cooperative (EC) duly organized and existing under the laws of the Republic of the Philippines, with principal office address in Bo. Malapit, San Isidro, Nueva Ecija.

3. By virtue of Section 8 of the *EPIRA*, TransCo assumed the electrical transmission functions of the National Power Corporation (NPC), and the responsibility of the latter for the planning, construction and centralized operation and maintenance of high voltage transmission facilities, including grid interconnections and ancillary services.

4. Section 8 of the *EPIRA* and Rule 6, Section 8(e) of its *Implementing Rules and Regulations (IRR)* also mandate the segregation of the transmission and sub-transmission functions and assets for transparency and disposal, and authorize TransCo to negotiate for, and to transfer such sub-transmission assets (STAs) and facilities to qualified distribution utilities (DUs), electric cooperatives (ECs) and consortia.

5. Pursuant thereto, this Honorable Commission promulgated the *"Guidelines on the Sale and Transfer of the TransCo's Sub-transmission Assets and the Franchising of Qualified Consortiums"* (ERC Guidelines) dated 17 October 2003, as amended by *ERC Resolution No. 3, Series of 2005* dated 17 March 2005 which set forth, among others, the standards to distinguish TransCo's transmission assets from its sub-transmission assets, and establish the approval process prior to the final sale and transfer of sub-transmission assets to qualified DUs.

6. Consistent with the *ERC Guidelines*, TransCo adopted its own *Guidelines on the Sale of Sub-transmission Assets ("TransCo Guidelines")* [Annex "A"] as approved via *TransCo Board Resolution No. TC-2003-067* dated 28 November 2003 [Annex "B"], as further amended via *TransCo Board Resolution No. TC-2004-009* dated 16 March 2004 [Annex "C"].

7. On 16 July 2011, this Honorable Commission issued *Resolution No. 15, Series of 2011* entitled *"A Resolution Adopting the Amended Rules for the Approval of the Sale and Transfer of TransCo's Sub-transmission Assets and the Acquisition by Qualified Consortiums."*

8. In accordance with the aforesaid *ERC Guidelines*, and based on a thorough evaluation conducted by TransCo, it was determined that the San Isidro-Bulualto 69 kV Line is a sub-transmission asset.

Copies of the *Report on the Nature of the Assets, List of STA/s for Sale to NEECO I and the Single Line Diagram* are attached as Annexes "D", "E" and "F", respectively.

9. TransCo has clearly established that NEECO I meets the financial and technical capability criteria under Article IV of the *ERC Guidelines* in acquiring, operating, maintaining, upgrading and expanding the subject sub-transmission asset.

Attached are copies of the *Financial Qualification Evaluation* [Annex "G"] *Technical Qualification Evaluation* [Annex "H"] and *Audited Financial Statements* of NEECO I as of 31 December 2022 and 31 December 2023 [Annex "I"].

10. NEECO I is the only qualified Electric Cooperative that is directly connected to the subject asset, as evidenced by the attached *List of Connected Distribution Utilities* [Annex "J"].

11. On 15 May 2024, the NEECO I Board of Directors issued *Resolution No. 05-02 Series of 2024* [Annex "K"] relative to the proposed acquisition.

12. On 09 December 2024, TransCo and NEECO I executed a *Contract To Sell* [Annex "L"] covering the subject sub-transmission asset amounting to Three Million Seven Hundred Sixty-Four Thousand Seven Hundred Thirty Seven and 76/100 only, Philippine Currency (Pph3,764,737.76), inclusive of the twelve percent Value-added Tax (12% VAT), net of adjustments and deductions, subject to further adjustments for any major capital improvements, such as, but not limited to, the replacement of poles which are undertaken after the signing of the *Contract To Sell* but before its effectiveness, but not yet included or recognized in the TransCo books, until the transfer of ownership to NEECO I. This is consistent with the SKM Valuation [Annex "M"].

13. Finally, herein applicants also respectfully submit the following documents in compliance with the Honorable Commission's requirements:

- a. Draft Deed of Absolute Sale [Annex "N"];
- b. Franchise Description [Annex "O"]; and,
- c. Certificate of Franchise [Annex "P"].

14. The proposed sale has satisfied all of the requirements and criteria set by the *EPIRA* and its *IRR*, as well as the *ERC* and *TransCo Guidelines on the Sale of Sub-transmission Assets*.

15. The approval by this Honorable Commission of the instant *Joint Application* shall pave the way for the attainment of a reformed electricity industry under the *EPIRA*, which would ultimately best serve the interests of the consuming public.

PRAYER

WHEREFORE, it is most respectfully prayed of this Honorable Commission that after due notice and hearing, a **DECISION** be rendered **APPROVING** the instant *Joint Application* pertaining to the sale of TransCo's SAN ISIDRO-BULUALTO 69 kV LINE in favor of NUEVA ECija I ELECTRIC COOPERATIVE, INC. (NEECO I) under the terms and conditions set forth in the aforementioned *Contract To Sell* dated 09 January 2024.

Applicants also pray for other just and equitable relief.

Respectfully submitted, Quezon City and Nueva Ecija for Pasig City, 04 March 2025.

NATIONAL TRANSMISSION CORPORATION
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By:

Noel Z. De Leon

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MCLE Compliance No. VII-0017184, May 5, 2022

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MCLE Exemption no. VII-BEP00431, 18 May 2022

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IBP No. 489806, 31 December 2024, Quezon City Chapter
MCLE Compliance No.: Admitted to the Bar on May 2023²
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¹Pursuant to Office of the Court Administrator Circular No. 56-2015, hereunder are the MCLE Compliance Numbers of the undersigned Firm's named partners, to wit:

Partners	MCLE Compliance No. VI	Date of Issuance
Joseph Ferdinand A. Dechavez	MCLE Exemption Certificate No. VII-Acc003687	March 23, 2022
Ditas A. Lerios-Amboy	Certification No. VII-0022795	August 1, 2022
Neila V. Evangelista	Certification No. VII-0022649	July 20, 2022

²Explanation (Re: MCLE Compliance) - Admitted to the Philippine Bar in May 2023. Pursuant to Board Order No. 1, s. 2008 of the MCLE Governing Board, otherwise known as "Guidelines for MCLE Compliance of New Lawyer in view of Bar Matter No. 1922, S. 2008", she is exempted from complying with the last MCLE Compliance Period.

VERIFICATION and CERTIFICATION
of NON-FORUM SHOPPING

I, FORTUNATO C. LEYNES, P.E.E, Filipino, of legal age, married and with principal office address at the National Transmission Corporation (TransCo), TransCo Main Building, Quezon Avenue corner BIR Road, Diliman, Quezon City, after having been duly sworn in accordance with law, do hereby depose and state, that:

1. I am TransCo's President and Chief Executive Officer who is duly authorized to represent it in this *Joint Application* as per the attached relevant section of TransCo's *Manual of Approvals* (Annex "Q").

2. I have caused the preparation of the instant *Joint Application* and read the contents thereof, and I attest to the authenticity and veracity of the documents attached herein as based on existing and authentic records of NUEVA ECija I ELECTRIC COOPERATIVE, INC. (NEECO I)

3. I also attest that the factual allegations in the *Joint Application* is not filed to harass, cause unnecessary delay, or needlessly increase the cost of litigation;

4. I also attest that the factual allegations in the *Joint Application* have evidentiary support, or if specifically so identified, will likewise have evidentiary support after a reasonable opportunity for discovery;

5. I further attest that I have not commenced or filed any claim involving the same issues herein with any other Court, Tribunal or Quasi-Judicial Agency or I am not aware of any such other case or claim pending before any other court, tribunal or quasi-judicial agency;

6. Should I hereinafter learn that the same or a similar action or claim has been filed or is pending in the Supreme Court, the Court of Appeals or any court, tribunal, or quasi-judicial agency, I shall report said fact within five (5) days from discovery thereof to this Honorable Commission.

IN WITNESS WHEREOF, I have hereunto affixed my hands this day of 1 MAR 2025 in Quezon City, Philippines.

FORTUNATO C. LEYNES, P.E.E
Affiant

SUBSCRIBED AND SIGNED to before me this 1 MAR 2025 at the National Transmission Corporation, TransCo Main Bldg., Quezon Avenue corner BIR Road, Diliman, Quezon City. Affiant exhibited to me his I.D. No. _____ issued at _____ on _____. Said ID bears his picture and signature.

Doc. No. 341 ;

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