

Republic of the Philippines  
**ENERGY REGULATORY COMMISSION**  
Pasig City

**IN THE MATTER OF THE  
APPLICATION FOR:**

**(A) CONFIRM OF THE TRUE-  
UP CALCULATIONS OF  
ACTUAL WEIGHTED  
AVERAGE TARIFF (AWAT)  
VIS-À-VIS ERC APPROVED  
MAXIMUM AVERAGE RATE  
FOR THE LAPSED  
REGULATORY YEARS; AND**

**(B) APPROVAL OF THE FINAL  
REFUND/COLLECT SCHEME  
TO ACCOUNT FOR LAPSED  
REGULATORY YEARS,**

**ERC CASE NO. 2022-057 RC**

**DAGUPAN ELECTRIC  
CORPORATION,**

*Applicant.*

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**Promulgated:**

March 27, 2026

**ORDER**

On 05 August 2022, Dagupan Electric Corporation (DECORP) filed an *Application* dated 15 July 2022, seeking the Commission's confirmation of its (1) confirmation of true-up calculations of the Actual Weighted Average Tariff (AWAT) vis-à-vis the Commission's approved maximum average rate for the lapsed regulatory years, and (2) approval of the final refund/collect scheme to account for the lapsed regulatory years.

On 05 September 2022, the Commission issued an *Order* and a *Notice of Virtual Hearing*, both of even date, setting the instant *Application* for hearing on the following dates: (1) 21 October 2022 for the determination of compliance with the jurisdictional requirements and expository presentation; and (2) 28 October 2022 for the Pre-trial Conference and presentation of evidence.

On various dates, the hearings for the determination of compliance with the jurisdictional requirements, expository

presentation, Pre-Trial Conference and presentation of evidence proceeded, as scheduled.<sup>1</sup>

On 11 November 2022, DECORP filed its *Formal Offer of Exhibits* of even date.

On 17 November 2022, DECORP filed its *Memorandum* dated 16 November 2022.

On 16 October 2025, the Commission, through Resolution No. 23, Series of 2025<sup>2</sup> (AWAT Resolution), resolved to adopt a confirmation and true-up process in determining the rates of Private Distribution Utilities (PDUs) to address the Lapsed Period for the respective Entry Groups. Moreover, the AWAT Resolution, as amended by Resolution No. 1, Series of 2026,<sup>3</sup> directed all PDUs operating under the Performance-Based Rating (PBR) to file within one hundred twenty (120) days from the effectivity of the AWAT Resolution on 22 November 2025 or until 22 March 2026, an application for the confirmation of their AWAT against their last approved rates.

On 23 March 2026, DECORP filed a *Supplemental Application* dated 17 March 2026, pursuant to the foregoing Resolutions.

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

Finding the *Supplemental Application* to be sufficient in form, the Commission hereby sets the same for hearing, pursuant to the pertinent rules of the Commission, as follows:

<b>Date and Time</b>	<b>Platform</b>	<b>Activity</b>
<b>27 April 2026</b> (Monday) at two o'clock in the afternoon (2:00 P.M.)	<b>Microsoft Teams</b>	Determination of compliance with jurisdictional requirements and Expository Presentation

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<sup>1</sup> Hearings were held on 21 October 2022 and 28 August 2023.

<sup>2</sup> Entitled, “A Resolution Directing All Private Distribution Utilities to File Their Respective AWAT Applications for the Lapsed Period”.

<sup>3</sup> Entitled, “A Resolution Amending Certain Timelines Provided under Resolution No. 23, series of 2025 (Filing of AWAT Applications) and Resolution No. 24 Series of 2025 (Rationalized Rules for Setting Distribution Wheeling Rates)”.

<b>Date and Time</b>	<b>Platform</b>	<b>Activity</b>
<p><b>04 May 2026</b> (Monday) at two o'clock in the afternoon (2:00 P.M.)</p>		<p>Pre-Trial Conference and Presentation of Evidence</p>

Accordingly, Applicant is hereby directed to mirror the virtual hearings, to be hosted by the Commission, at **DECORP's principal office at AB Fernandez West, Dagupan City**, 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**, DECORP 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 virtual hearing;
- 2) Furnish with copies of this *Order* and the attached *Notice of Virtual Hearing*, including Annex "A" thereof, the Offices of the Governors, Mayors, and the respective Local Government Unit (LGU) legislative bodies within DECORP's franchise area for the appropriate posting thereof on their respective bulletin boards;
- 3) Inform the consumers within DECORP's franchise area, by any other means available and appropriate, of the filing of the *Supplemental Application*, its reasons therefor, and of the scheduled hearings 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 hearings; and

- 5) Furnish with copies of the *Supplemental 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 five (5) calendar days** prior to the date of the initial hearing, DECORP must submit to the Commission via electronic mail (e-mail) at [docket@erc.ph](mailto:docket@erc.ph), and copy furnish the Legal Service through [legal@erc.ph](mailto: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 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 DECORP to inform the consumers within DECORP’s franchise area of the filing of *Supplemental Application*, its 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 *Supplemental Application* and its attachments, except those subject of a motion for confidential treatment of information, if any, by all those making requests therefor; and

- 6) Such other proof of compliance with the requirements of the Commission.

Moreover, DECORP is hereby required to post on its bulletin board, the scanned copies of the foregoing jurisdictional requirements and to submit the proof of posting thereof.

Applicant DECORP, and all interested parties are also required to submit via e-mail at [doCKET@erc.ph](mailto:doCKET@erc.ph), and copy furnish the Legal Service through [legal@erc.ph](mailto: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.

Failure of DECORP to comply with the above requirements within the prescribed period shall be a ground for cancellation of the scheduled hearings.

Applicant DECORP must also be prepared to make an expository presentation of the *Supplemental 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 *Supplemental Application*. Relevant information and pertinent details substantiating the reasons and justifications for the *Supplemental Application* must be cited in support thereof.

Applicant DECORP is hereby directed to file a copy of its Expository Presentation via e-mail at [doCKET@erc.ph](mailto:doCKET@erc.ph), copy furnish the Legal Service through [legal@erc.ph](mailto:legal@erc.ph), **at least five (5) calendar days** prior to the scheduled initial hearing. DECORP is also required to provide a copy of its Expository Presentation to any stakeholder

requesting therefor **at least five (5) calendar days** prior to the scheduled hearing.

Applicant DECORP and all 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, DECORP and all interested parties who wish to attend the scheduled virtual hearings are hereby directed to provide the Commission, through [legal.virtualhearings@erc.ph](mailto:legal.virtualhearings@erc.ph), their respective e-mail addresses upon receipt of this *Order*. The Commission will send the access link/s to the aforementioned hearing platform within five (5) working days prior to the scheduled hearings.

**SO ORDERED.**

FOR AND BY AUTHORITY  
OF THE COMMISSION:

*Maria Corazon C. Gines*

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

  
LS: RUCS/MVM

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\* Authority granted during Commission Meeting on 20 August 2025.

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**Copy Furnished:**

1. Dagupan Electric Corporation (DECORP)  
*Applicant*  
AB Fernandez West, Dagupan City
2. The Law Firm of Quiason Makalintal  
c/o Attys. Miguel K. Mathay; and Gianna Maria C. Comsti  
*Counsel for Applicant DECORP*  
21/F Robinsons Equitable Tower,  
4 ADB Avenue, Ortigas Center, Pasig City  
[ercfilings@qmlaw.com.ph](mailto:ercfilings@qmlaw.com.ph)
3. Office of the Solicitor General (OSG)  
134 Amorsolo Street, Legaspi Village, Makati City  
[docket@osg.gov.ph](mailto:docket@osg.gov.ph)
4. Commission on Audit (COA)  
Commonwealth Avenue, Quezon City  
[citizensdesk@coa.gov.ph](mailto:citizensdesk@coa.gov.ph)
5. Senate Committee on Energy  
GSIS Building, Roxas Boulevard, Pasay City  
[senateenergycommittee@gmail.com](mailto:senateenergycommittee@gmail.com)
6. House Committee on Energy  
Batasan Hills, Quezon City  
[committee.energy@house.gov.ph](mailto:committee.energy@house.gov.ph)
7. Office of the Governor  
Province of Pangasinan
8. Office of the Local Government Unit Legislative Body  
Province of Pangasinan
9. Office of the City Mayor  
Dagupan City, Pangasinan
10. Office of the Local Government Unit Legislative Body  
Dagupan City, Pangasinan
11. Office of the City Mayor  
San Carlos City, Pangasinan
12. Office of the Local Government Unit Legislative Body  
San Carlos City, Pangasinan
13. Office of the Municipal Mayor  
San Fabian, Pangasinan
14. Office of the Local Government Unit Legislative Body  
San Fabian, Pangasinan
15. Office of the Municipal Mayor  
Calasiao, Pangasinan
16. Office of the Local Government Unit Legislative Body  
Calasiao, Pangasinan
17. Office of the Municipal Mayor  
Sta. Barbara, Pangasinan
18. Office of the Municipal Mayor  
Sta. Barbara, Pangasinan
19. Office of the Municipal Mayor  
San Jacinto, Pangasinan

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20. Office of the Local Government Unit Legislative Body  
San Jacinto, Pangasinan
21. Office of the Municipal Mayor  
Manaoag, Pangasinan
22. Office of the Local Government Unit Legislative Body  
Manaoag, Pangasinan
23. Regulatory Operations Service B  
14th Floor, Exquadra Tower  
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[ros@erc.ph](mailto:ros@erc.ph)