

11 April 2023

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SANGGUNIANG PANLALAWIGAN  
**RECEIVED**  
 19 April 2023  
 Province of Leyte  
 Item No.: 14  
 Date: APR 25 2023

**HON. LEONARDO MORALES JAVIER JR.**  
Vice Governor and Presiding Officer  
Sangguniang Panlalawigan of Leyte  
Session Hall, Legislative Building  
Leyte Provincial Capitol, Tacloban City

Through: Secretary Sangguniang Panlalawigan

Subject: **Compliance to Rule 6 of the ERC Rules of Practice and Procedure**

**Dear Vice Governor Javier Jr.:**

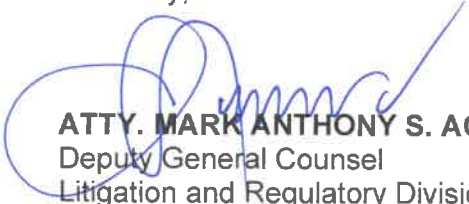
This pertains to the National Grid Corporation of the Philippines' (NGCP) Application, entitled: *"In the Matter of the Application for Approval of the Ancillary Services Procurement Agreement between the National Grid Corporation of the Philippines and Isabel Ancillary Services Co. LTD., with Prayer for the Issuance of Provisional Authority"* to be filed with the Energy Regulatory Commission (ERC).

In accordance with the pre-filing requirements set forth in Rule 6 of the ERC Rules of Practice and Procedure, we respectfully furnish your office with a copy of the above Application, complete with annexes and supporting documents. Due to the volume of the attachments, the annexes and supporting documents may be accessed in this link: <https://bit.ly/414QnmS>.

May we also request your office for the issuance of a *certificate of receipt* stamped with your dry seal, which we will submit to ERC as proof of our compliance. Attached is a draft certification that you may use in issuing the request. Our staff shall return to your office after five (5) days from receipt of this letter to pick up the certification.

If you have any concerns regarding the foregoing, please feel free to reach us.

Sincerely,



**ATTY. MARK ANTHONY S. ACTUB**  
Deputy General Counsel  
Litigation and Regulatory Division  
Office of the General Counsel

**CERTIFICATE OF RECEIPT**

This is to attest to the fact that on \_\_\_\_\_, the Office of the Governor/ Vice Governor (Sangguniang Panlalawigan)/ Mayor/ Vice Mayor (Sangguniang Bayan/Lungsod) of \_\_\_\_\_ was served with and received, a copy of National Grid Corporation of the Philippines' (NGCP) Application, for filing with the Energy Regulatory Commission (ERC), captioned as **"IN THE MATTER OF THE APPLICATION FOR APPROVAL OF THE ANCILLARY SERVICES PROCUREMENT AGREEMENT BETWEEN THE NATIONAL GRID CORPORATION OF THE PHILIPPINES AND ISABEL ANCILLARY SERVICES CO. LTD., WITH PRAYER FOR THE ISSUANCE OF PROVISIONAL AUTHORITY"**, with complete annexes and accompanying documents.

This Certificate of Receipt is issued on \_\_\_\_\_ 2023 upon the request of NGCP, for whatever legal purpose it may serve.

\_\_\_\_\_  
(Signature Over Printed Name)

\_\_\_\_\_  
(Position)

\_\_\_\_\_  
(Date)

**DRY SEAL**

Republic of the Philippines  
**ENERGY REGULATORY COMMISSION**  
1 Jade Drive, Ortigas Center, Pasig City

IN THE MATTER OF THE  
APPLICATION FOR APPROVAL  
OF THE ANCILLIARY SERVICES  
PROCUREMENT AGREEMENT  
BETWEEN THE NATIONAL GRID  
CORPORATION OF THE  
PHILIPPINES AND ISABEL  
ANCILLARY SERVICES CO. LTD.,  
WITH PRAYER FOR THE  
ISSUANCE OF PROVISIONAL  
AUTHORITY

ERC CASE NO. \_\_\_\_\_

NATIONAL GRID CORPORATION  
OF THE PHILIPPINES AND ISABEL  
ANCILLARY SERVICES CO. LTD.,

*Applicants*

x ----- x

**APPLICATION**

**(With Prayer for Immediate Issuance of Provisional Authority)**

Applicants NATIONAL GRID CORPORATION OF THE PHILIPPINES (“**NGCP**”) and ISABEL ANCILLARY SERVICES CO. LTD (“**IASCO**”) (collectively referred to as the “**Applicants**” or the “**Parties**”), by their respective counsels, respectfully state:

**NATURE OF THE CASE**

1. This Application is for the approval of the Ancillary Services Procurement Agreement (“**ASPA**” or “**Agreement**”) dated 16 January 2023, entered into by the NGCP and IASCO, in relation to the Decision dated 3 October 2007 in ERC Case No. 2006-049RC entitled “In the Matter of the Application for the Approval of Ancillary Services – Cost Recovery Mechanism (AS-CRM) of the Ancillary Services Procurement Plan, with Prayer for Provisional Authority”.

A copy of the Ancillary Services Procurement Agreement between NGCP and IASCO dated 16 January 2023 is attached hereto as **Annex “A”**, and its sub-annexes, attached herein as **Annexes “A-1” to “A-3”**.

## THE PARTIES

2. Applicant NGCP is a corporation created and existing under the laws of the Philippines, with office address at NGCP Building, Quezon Avenue corner BIR Road, Diliman, Quezon City. It holds a congressional franchise granted under Republic Act No. 9511,<sup>1</sup> and is authorized to engage in the business of conveying or transmitting electricity through high-voltage back-bone systems of interconnected transmission lines, substations and related facilities, and for other purposes. The NGCP is further empowered to conduct activities necessary to support the safe and reliable operation of the transmission system.

3. Applicant IASCO is a limited partnership duly organized and existing under and by virtue of the laws of the Republic of the Philippines, with principal place of business at Lot-2-A-1-B and Lot 2-A-1-D, Leyte Industrial Development Estate, Municipality of Isabel, Province of Leyte.

3.1. IASCO is the owner and operator of a power plant composed of 80 modular diesel engine generator units grouped into six (6) Sectors, with a rated capacity of 70MW continuous output at 60Hz, including required ancillaries and spare parts, located in Isabel, Leyte (the "**Generation Facility**"), which was certified and accredited by the NGCP as capable of providing Regulating Reserve ("**RR**"), Contingency Reserve ("**CR**"), and Reactive Power Support ("**RPS**").

4. NGCP and IASCO may be served with orders, notices, pleadings and other legal processes through its respective counsels at the addresses indicated below.

## ANTECEDENT FACTS

5. Republic Act No. 9136, also known as the Electric Power Industry Reform Act ("**EPIRA**"), provides that it is the responsibility of NGCP to ensure and maintain the reliability, adequacy, security, stability and integrity of the nationwide electrical grid in accordance with the performance standards for its operations and maintenance, as set forth in the Philippine Grid Code ("**PGC**"),<sup>2</sup> adopted and promulgated by the Honorable Commission, and to adequately serve generation companies, distribution utilities and suppliers requiring transmission service and/or ancillary services ("**AS**" or "**Ancillary**

<sup>1</sup> An Act Granting the National Grid Corporation of the Philippines a Franchise To Engage in the Business of Conveying or Transmitting Electricity Through High Voltage Back-Bone System of Interconnected Transmission Lines, Substations and Related Facilities, and for other Purposes.

<sup>2</sup> ERC Resolution No. 22, series of 2016, entitled "A Resolution Approving the Publication of the Approved Philippine Grid Code 2016 Edition". See also Section 9(c), EPIRA.

**Services**)<sup>3</sup> through the transmission system.<sup>4</sup> Ancillary services are essential in ensuring reliability in the operation of the transmission system and consequently, in the reliability of the electricity supply in the Luzon, Visayas and Mindanao grids.

6. Similarly, the PGC provides that NGCP is responsible for determining, acquiring, and dispatching the capacity needed to supply the required Grid AS and for developing and proposing Wheeling Charges and AS tariffs of the ERC.<sup>5</sup>

7. Ancillary Services is defined in Section 4 (b) of the EPIRA to *“refer to those services that are necessary to support the transmission of capacity and energy from resources to loads while maintaining reliable operation of the transmission system in accordance with good utility practice and the Grid Code to be adopted in accordance with this Act.”* These services are essential in ensuring reliability in the operation of the transmission system and consequently, in the reliability of the electricity supply in the Luzon, Visayas and Mindanao grids.

8. In order to implement and regulate the procurement of AS, the Honorable Commission approved the Ancillary Services Procurement Plan (“**ASPP**”) through its Order dated 9 March 2006 in ERC Case No. 2002-253 and the Ancillary Services-Cost Recovery Mechanism (“**AS-CRM**”) through its Decision dated 3 October 2007 in ERC Case No. 2006-049RC.

9. On 12 February 2020, 9 October 2020, and 10 February 2021, IASCO completed its accreditation testing of the Generation Facility each for RR, CR, and RPS, respectively, with the NGCP. Thus, the NGCP certified that the units of the Generation Facility have met and complied with the Standard Ancillary Services Technical Requirements of the ASPP as capable of providing RR, CR, and RPS. A copy of NGCP Accreditation Certificate No. AS-2022-V003-R01 valid from 11 May 2022 to 10 May 2024 is attached hereto as **Annex “B”**.

10. In a letter dated 31 January 2022, addressed to the Department of Energy (“**DOE**”) and the Honorable Commission, IASCO requested, among others, clarification as to the applicability of DOE Department Circular No. DC2021-10-0031 (“**ASPA-CSP**

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<sup>3</sup> Section 4(b), EPIRA. “Ancillary Services” refer to those services that are necessary to support the transmission of capacity and energy from resources to loads while maintaining reliable operation of the transmission system in accordance with good utility practice and the Grid code to be adopted in accordance with this Act.

<sup>4</sup> Section 9(d), EPIRA.

<sup>5</sup> Chapter 6, Grid Operations (“**GO**”). GO Section 6.3.1.2, PGC.

**Circular**)<sup>6</sup> and if generation companies who met the conditions therein may still opt to sign an ancillary services procurement agreement with the NGCP.<sup>7</sup>

10.1. In 2019,<sup>8</sup> the DOE previously issued Department Circular No. DC 2019-12-0018<sup>9</sup> ("**ASPA Circular**") which provides that the NGCP, as System Operator ("**SO**"), shall procure Regulating Contingency and Dispatchable Reserves through firm contracts, in accordance with specific levels per reserve region.<sup>10</sup> Further, Reactive Power Support AS and Black Start AS shall be procured through firm contracts only.<sup>11</sup>

10.2. Under the ASPA-CSP Circular, the procurement of AS must be through the conduct of competitive selection process ("**CSP**"). Section 11.2, however, states that all firm AS applications that have successfully completed the SO's accreditation test for the applicable AS type, prior to the effectivity of the ASPA-CSP Circular, and subject to similar terms and conditions with existing ASPAs approved by the ERC, shall not be covered the Circular.

10.3. Thus, the DOE explained in its letter dated 18 February 2022 that all AS applications which have completed the SO's accreditation testing prior to 29 October 2021 can proceed with signing of ASPA with NGCP without going through CSP.<sup>12</sup>

11. After a series of meetings and negotiations, on 16 January 2023, NGCP and IASCO executed the Agreement subject of the instant Application, wherein NGCP agreed to procure and IASCO agreed to supply the RR, CR, and RPS under a firm arrangement, in accordance with the terms under the ASPA.

12. Pursuant to Section 7 of the ASPA, the Applicants agreed to jointly file the Agreement for approval of the Honorable Commission. Hence this application.

## **CONTRACTED CAPACITY RATES AND IMPACT SIMULATION**

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<sup>6</sup> Entitled "Prescribing the Policy for the Transparent and Efficient Procurement of Ancillary services by the System Operator". Issued on 4 October 2021.

<sup>7</sup> A copy of the letter dated 31 January 2022 is attached as Schedule 7 of the ASPA.

<sup>8</sup> Issued on 4 December 2019.

<sup>9</sup> Entitled "*Adopting a General Framework Governing the Provision and Utilization of Ancillary Services in the Grid*".

<sup>10</sup> Section 5.1, DC No. DC2019-12-0018.

<sup>11</sup> Section 5.4, DC No. DC2019-12-0018.

<sup>12</sup> See Schedule 7 of the ASPA.

13. Section 3 of the ASPA states that IASCO shall provide the AS in accordance with Schedule 1 of the ASPA, as follows:

**Contracted Capacities:**

A. Regulating Reserve ("RR")<sup>13</sup>:

Between 8MW to 60MW capacity per hourly interval, 24 hours

B. Contingency Reserve ("CR")<sup>14</sup>:

Between 10MW to 60MW capacity per hourly interval for twenty-four (24) hours

C. Reactive Power Support:

Available capacity of Reactive Power outside the range of 85% lagging and 90% leading power factor.

Note that the total capacities of RR and CR shall not exceed 70MW at any given time. The capacities stated above are the minimum and maximum ancillary service capacities that can be provided by an aggregate of up to six (6) Sectors. However, declaration and schedule shall be based on the latest AS Accreditation Certificate, which shall not exceed the maximum firm capacities as stated above.

14. Schedule 3 of the ASPA provides for the formula for the computation of the Ancillary Service Payment, and the applicable rates for Capacity Payment:

**A. Ancillary Service Payment**

1. For RR, Ancillary Service Payment is the total of the Capacity Payment and the Incidental Energy Payment in B and D below.

Ancillary Service Payment<sub>RR</sub> = Capacity Payment + Incidental Energy Payment

2. For CR, Ancillary Service Payment is the total of the Capacity Payment and the Incidental Energy Payment in B and D below

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<sup>13</sup> Firm Arrangement

<sup>14</sup> Firm Arrangement

Ancillary Service Payment<sub>CR</sub> = Capacity Payment + Incidental Energy Payment

3. For Reactive Power Support, Ancillary Service Payment is as follows:

kVAR Payment = (Incidental kVARh Rate x Compensable kVARh)

Real Time Incidental kVARh Utilization while Providing Contingency or Dispatchable Reserves. This shall be paid based on the total recorded kVARh delivered/absorbed beyond 0.86 power factor lagging or 0.9 power factor leading from the time when the dispatch of RPS was instructed. The compensable kVARh shall be paid at:

Incidental kVARh Rate: PhP 4.00 / kVARh

Compensable kVARh = Actual kVARh - Base kVARh

Where:

Actual kVARh = actual reactive power provided within each interval

Base kVARh = corresponding kVARh at 0.85 power factor lagging or 0.9 power factor leading, for the unit's MW loading. For clarity, the MW loading is the unit's Pmin, or RTD schedule, whichever is greater.

**B. Applicable Rates for Capacity Payment:**

1. Regulating Reserve: PhP 2.25/kW/h
2. Contingency Reserve: PhP 1.50/kW/h

Formula for Capacity Payment = Undispatched Scheduled Capacity x Capacity Payment Rate

Where:

- Undispatched Scheduled Capacity = Scheduled Capacity - G
- Capacity Payment Rate = Applicable Rate per AS type

**C. Per Occurrence Applicable Rates:**

1. Reactive Power Support (RPS): PhP 4.00/kVAR/hr



#### D. Incidental Energy Payment

The Cost of Incidental Energy ("IE") is the cost of actual energy generated for the firm Scheduled Capacity which shall be paid and computed using the formula below:

Payment of Cost of Incidental Energy (IE) computed as follows:

$$\begin{aligned} & \text{Incidental Energy Payment} \\ & = \{G \times (\text{Capacity Payment Rate} + \text{Variable Costs})\} \\ & - (\text{WESM Revenue}) \end{aligned}$$

Where:

- G = summation of actual energy generated or dispatched from the Scheduled Capacity, in kWh
- Variable Costs, in PhP/kWh = Fuel Cost and Variable O&M Cost, in PhP/kWh
  - Fuel Cost = shall be the rate, In Php/kWh, submitted by the Service Provider every month based on either of the following, whichever is lower; (i) its actual fuel stock inventory consumption report, or (ii) the estimated fuel consumption based on the monthly generation, in kWh, multiplied by the fuel efficiency rate of Php0.47 liters/kWh.
  - Variable O&M Cost, in PhP/kWh = Php1.38/kWh x (Current CPI ÷ Base CPI)
- WESM Revenue = summation of WESM revenue based on market clearing price at the generator's trading node, arising from G.

15. Applicants submit that the rates represent a reasonable recovery of its opportunity cost in making available generation capacity to provide the procured AS.

AS Type	Indicative Rate Impact	
	P/kW – month	P/kwh
RR	46.9925	0.0924
CR	31.7648	0.0625
RPS	5.0954	0.0100

A copy of the Rate Impact Simulation for IASCO with a brief discussion on how NGCP derived the proposed ancillary service rate is attached as **Annexes "C" to "C-2"**.

16. Consistent with the AS-CRM, all the related and incidental expenses which NGCP will incur as a result of the procurement and operation of the ancillary services shall be recovered from all the load customers in the Visayas Grid.

17. The ASPA shall be effective for a period of one (1) year, to commence immediately upon the effectivity of the provisional approval, or in the absence thereof, the final approval of the instant Application.<sup>15</sup> In the event that the provisional or final approval, as the case may be, does not state a particular date of effectivity, the Agreement shall be effective on the date agreed upon by the Parties.

18. IASCO, as a generation company, falls within the ambit of Section 6 of the EPIRA. Attached are copies of relevant documents proving IASCO's due registration as a generation company, relevant permits to operate the Generation Facility and audited financial statements, as follows:

<b>Document</b>	<b>Annex</b>
Certification regarding the Provisional Authority to Operate ("PAO") and Certificate of Compliance	<b>"D" and Series</b>
Certification of No Power Supply Agreement	<b>"E"</b>
Amended Articles of Partnership	<b>"F"</b>
Certification regarding the non-submission of a General Information Sheet	<b>"G"</b>
Latest Audited Financial Statement	<b>"H"</b>
WESM Registration	<b>"I"</b>

19. While IASCO is a co-applicant, it manifests that the instant Application shall neither modify, diminish nor constitute a waiver of IASCO's rights nor expand its obligations and responsibilities as a generation company under the EPIRA.

### **ALLEGATIONS IN SUPPORT OF THE PRAYER FOR CONFIDENTIAL TREATMENT**

20. Under Rule 4 of the ERC Rules of Practice and Procedure, the Honorable Commission may, upon request of a party and determination of existence of conditions that would warrant such remedy, treat certain information submitted to it as confidential.

21. The documents listed below and attached to this Application contain commercially valuable and sensitive information and data that reflect IASCO's investments, business operations, calculations, and other trade secrets:

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<sup>15</sup> Section 7, ASPA.

- a) Schedule 3 of Annex "A"<sup>16</sup>
- b) Annexes "A-1"<sup>17</sup>, "A-2"<sup>18</sup> and "A-3"<sup>19</sup>
- c) Annexes "C"<sup>20</sup>, "C-1"<sup>21</sup> and "C-2"<sup>22</sup>

22. IASCO thus respectfully moves that these documents are not disclosed and treated as confidential documents in accordance with Section 1, Rule 4 of the Honorable Commission's Rules of Practice and Procedure. Accordingly, NPSI submits one (1) copy of said documents in a sealed envelope, with the envelope and each page of the document stamped with the word "Confidential".

### **ALLEGATIONS IN SUPPORT OF THE PRAYER FOR PROVISIONAL AUTHORITY**

23. It is a declared policy of the State to ensure the quality, reliability, security and affordability of the supply of electric power.<sup>23</sup> To this end, there is a need to comply with the system requirements for AS to ensure grid system security and reliability. As mentioned above, NGCP has the mandate to procure the required AS. However, the Honorable Commission must first approve the contract before the same can be implemented.

24. As the demand for power in Visayas increases, the requirements of the system likewise increases. Ensuring the integrity of the system is essential to protect the interests of the public. The absence of system reliability and stability will certainly discourage investments and growth.

25. IASCO having offered to provide its RR, CR, and RPS, will significantly help maintain the required power quality and voltage level in the Visayas Grid. The IASCO is strategically located in Isabel, Leyte, thus, its provision for the AS will enable the NGCP to comply with its mandate.<sup>24</sup>

26. Applicants respectfully submit that the immediate approval of the ASPA by this Honorable Commission is a necessity to maintain the present reliability and security of the Grid. In support of these allegations, NGCP submits a copy of the Judicial Affidavit of Ms. Lisaflor B. Kater, which is attached as Annex "J".

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<sup>16</sup> Ancillary Service Payment

<sup>17</sup> Fuel Specifications and Guaranteed Fuel Performance

<sup>18</sup> Breakdown of VOM

<sup>19</sup> True Cost of Generation of IASCO

<sup>20</sup> Rate Impact Simulation Report

<sup>21</sup> ASPA Rate Derivation

<sup>22</sup> Computation of Capacity Cost

<sup>23</sup> Section 2(b), EPIRA.

<sup>24</sup> A copy of the AS Availability for Visayas 2022 is hereto attached as Annex "K".

## PRAYER

**WHEREFORE**, premises considered, Applicants respectfully pray that the Honorable Commission:

1. Immediately ISSUE a provisional authority to implement the subject ASPA executed on 16 January 2022; and
2. APPROVE, after notice and hearing, the subject ASPA.
3. ISSUE an Order treating Schedule 3 of Annex "A", and Annexes "A-1" to "A-3", "C", "C-1" and "C-2" as confidential information pursuant to Section 1, Rule 4 of the ERC Rules of Practice and Procedure and prescribing the guidelines for the protection thereof.

Other just and equitable reliefs are likewise prayed for.

Mandaluyong City and Quezon City for Pasig City, 11 April 2023.

*[Signature page follows on the next page]*

OFFICE OF THE GENERAL COUNSEL  
**NATIONAL GRID CORPORATION OF THE PHILIPPINES**  
NGCP Building, Quezon Avenue corner  
BIR Road, Diliman, Quezon City  
Telephone No: (02) 8637458

By:



**LUIS MANUEL U. BUGAYONG**


PTR No. 4028887 / 01.04.23 / Quezon City

IBP Lifetime No. 010191 / RSM

MCLE Compliance No. VII-0011833 / 03.02.22

Roll of Attorneys No. 38002

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**MARK ANTHONY S. ACTUB**

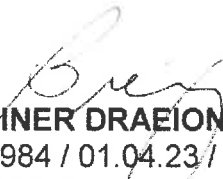
PTR No. 4028892 / 01.04.23 / Quezon City

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**BIENZ REINER DRAEION A. QUE**

PTR No. 4029984 / 01.04.23 / Quezon City

IBP Receipt No. 266460 / 01.03.23 / Quezon City

MCLE Compliance No. VII-0008005 / 01.05.2022

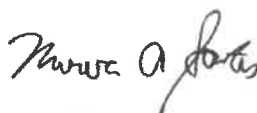
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**PUNO AND PUNO**

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Telephone No.: 8631-1261  
Fax No.: 8631-7585

By:



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IBP No. 260787/01.05.2023/Rizal (RSM)  
MCLE Compliance No. VII-0021482 valid until 04.14.2025  
E-mail address: [afvillanueva@punolaw.com](mailto:afvillanueva@punolaw.com)

*Verification and Certification follows...*

**VERIFICATION  
AND  
CERTIFICATION OF NON-FORUM SHOPPING**

I, **HANNEL R. TAMAYO**, Filipino, of legal age, with office address at Leyte Industrial Development Estate, Municipality of Isabel, Province of Leyte, after having been placed under oath, hereby depose and state that:

1. I am the Regulatory Compliance Officer of Isabel AS Holdings Corp. and duly authorized representative of Isabel Ancillary Services Co. Ltd. ("**IASCO**"), as evidenced by the attached General Partner's Certificate.

2. I have caused the preparation of the foregoing Application and I have read the same and understood all the allegations contained therein.

3. I attest that all the allegations in the Application are true and correct based on my personal knowledge and based on authentic documents and/or records.

4. I also attest that the Application is not filed to harass, cause unnecessary delay, or needlessly increase the cost of litigation, and the factual allegations therein have evidentiary support.

5. I hereby certify that: [a] I have not heretofore commenced any other action or proceeding involving the same issues in the Supreme Court, the Court of Appeals, or any other court, tribunal or agency; [b] to the best of my knowledge no such action or proceeding is pending in the Supreme Court, the Court of Appeals, or any other court, tribunal or agency; [c] if there is any such action or proceeding which is either pending or may have been terminated, I will heretofore state the status thereof; and [d] if I should thereafter learn that a similar action or proceeding has been filed or is pending before the Supreme Court, the Court of Appeals, or any other court, tribunal or agency, I undertake to report such fact within five (5) calendar days therefrom to the Honorable Commission.

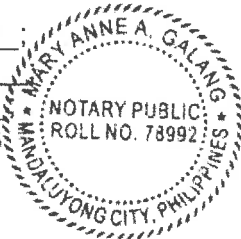
*(Signature page follows.)*


IN WITNESS WHEREOF, I have hereunto affixed my signature  
this APR 11, 2023 in MANDALUYONG CITY,  
Philippines.

  
**HANNEL R. TAMAYO**  
Affiant

SUBSCRIBED AND SWORN to before me this  
APR 11 2023, in MANDALUYONG CITY,  
affiant exhibiting to me his Passport No. P0029808B issued at DFA  
NCR East on Dec. 26, 2018 and valid until Dec. 26, 2028.

Doc No. 247 ;  
Page No. 51  
Book No. I  
Series of 2023



  
**ATTY. MARY ANNE A. GALANG**  
Notary Public for Mandaluyong City  
Appointment No. 0632-22 (until December 2023)  
33rd Floor, The Podium West Tower, 12 ADB Avenue  
Ortigas Center, Mandaluyong City 1550  
Roll of Attorneys No. 78992  
PTR No. 31 : 2320/01.04.2023/Mandaluyong City  
IBP No. 265701:01.04.2023/Rizal (RSM)



REPUBLIC OF THE PHILIPPINES        )  
PASIG CITY                                ) S.S.

### GENERAL PARTNER'S CERTIFICATE

**ISABEL AS HOLDINGS CORP.** (the "**Corporation**"), the sole general partner of **ISABEL ANCILLARY SERVICES CO. LTD.** ("**IASCO**"), a limited partnership established under the laws of Republic of the Philippine, with principal place of business at Leyte Industrial Development Estate, Municipality of Isabel, Province of Leyte, do hereby certify that:

1. At a duly constituted special meeting of the Board of Directors of the Corporation held on 06 March 2023, during which meeting a legal quorum was present and acted throughout, the Board of Directors unanimously passed and approved the following resolutions:

**"RESOLVED**, That the Board of Directors of **Isabel AS Holdings Corp.** (the "**Corporation**"), the sole general partner of **Isabel Ancillary Services Co. Ltd.** (the "**Partnership**"), a limited partnership established under the laws of Republic of the Philippines, with principal place of business at Leyte Industrial Development Estate, Municipality of Isabel, Province of Leyte, resolves, as it hereby approves and authorizes, the execution, signing of, filing with or submission of pleadings, applications, motions, papers, filings, letters, written responses, affidavits, and other official communications to the Energy Regulatory Commission ("**ERC**") in relation to the application for the approval of the Ancillary Services Procurement Agreement ("**ASPA**") between the Partnership and the National Grid Corporation of the Philippines (the "**Application**");

**"RESOLVED, FURTHER**, That the Board of Directors of the Corporation makes, constitutes and appoints, as it hereby makes, constitutes and appoints, **Puno and Puno Law Offices** ("**PUNO LAW**") or any of its lawyers/associates as the Partnership's true and lawful attorney-in-fact, for and in its name, place and stead, to act for and on behalf of, and represent the Partnership before the ERC on the foregoing matters;

**"RESOLVED, FURTHER**, That the Board of Directors of the Corporation authorizes, as it hereby authorizes, any one (1) of the following officers of the Partnership, namely:

Name	Position
Kazunobu Takijima	President
Elenita D. Go	Authorized Signatory
Paul Bernard D. Causon	Treasurer
Hannel R. Tamayo	Regulatory Compliance Officer

or any of their duly authorized representatives, to sign, execute and deliver the Verification and Certificate of Non-Forum Shopping for the aforementioned Application and any/all documents, papers or instruments necessary to carry out the foregoing resolution; and

**"RESOLVED, FINALLY,** that these resolutions shall remain in full force and effect until an amending resolution shall have been passed by the Corporation."

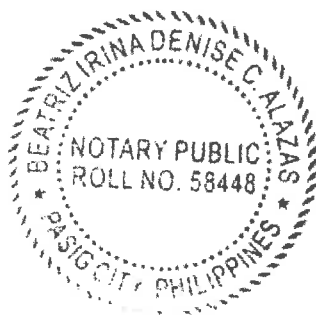
2. The foregoing resolutions are in full force and effect and have not been revoked or modified as of date of this certificate.


**IN WITNESS WHEREOF,** this instrument is signed on 9 March 2023, in Pasig City, Philippines.

  
**JULIE ANN B. DOMINO-PABLO**  
*Corporate Secretary*

SUBSCRIBED AND SWORN to before me this 9 March 2023, at Pasig City, affiant exhibiting to me her Passport No. P7558433B issued on 9 September 2021, at Department of Foreign Affairs, Manila.

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Book No. II;  
Series of 2023.



  
**BEATRIZ IRINA DENISE C. ALAZAS**  
Appointment No. 169 (2022-2023)  
Notary Public for Pasig City  
Until December 31, 2023  
5th Floor, 100 Eulogio Rodriguez Jr. Avenue,  
C5 Road (North Bound), Pasig City 1604  
Roll No. 58448  
PTR No. 0112547 / 01-04-2023 / Pasig City  
IBP OR No. 270458 / 01-05-2023 / IBP-Makati Chapter  
MCLE Compliance No. VII - 0019554, 05-30-2022; Pasig City

REPUBLIC OF THE PHILIPPINES)  
QUEZON CITY ) S.S.

**VERIFICATION AND CERTIFICATION  
OF NON-FORUM SHOPPING**

I, **MA. CYNTHIA Y. MANRIQUE**, under oath states that:

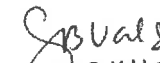
1. I am the Vice President and Head of the Revenue Regulatory Affairs of the National Grid Corporation of the Philippines ("NGCP") with office address at NGCP Head Office, NGCP Building, Quezon Avenue corner BIR Road, Diliman, Quezon City, Philippines; and I am duly authorized to sign the Verification and Certification of Non-Forum Shopping in the above-entitled Application for and in behalf of NGCP as evidenced by the Secretary's Certificate hereto attached as **Annex "A-Verification"**;
2. I have caused the preparation of the foregoing Application;
3. I have read the Application and I attest that the allegations in the foregoing Application are true and correct based on my personal knowledge or based on authentic documents;
4. The foregoing Application is not filed to harass, cause unnecessary delay, or needlessly increase the cost of litigation;
5. The factual allegations therein have evidentiary support or, if specifically so identified, will likewise have evidentiary support after a reasonable opportunity for discovery;
6. NGCP has not filed any other similar Application or action, involving the subject matter of this Application before any court, tribunal or quasi-judicial agency and, to the best of my knowledge, no such other Application or action is pending therein; and
7. If I should thereafter learn that such similar Application, action or claim has been filed or is pending, I shall report that fact to this Honorable Court within five (5) calendar days therefrom.

**IN WITNESS WHEREOF**, I have hereunto affixed my signature this 11 April 2023, in Quezon City, Philippines.

  
MA. CYNTHIA Y. MANRIQUE  
Affiant

**SUBSCRIBED AND SWORN** to before me this 11 April 2023, in Quezon City, affiant exhibited to me her Philippine Driver's Lic. No X01-91014806 issued by the LTO-QC.

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Book No. 9  
Series of 2023.

  
**Atty. Jules Boy R. Valdez, CPA**  
Notarial Commission No. 125 / 31 December 2023  
PTR No. 4028460 / 01-03-2023 / Quezon City  
Roll of Attorneys No. 63350  
IBP Life Member Roll No. 012816 / Quezon City  
MCLE Compliance No. VII-0008016 / Quezon City  
1<sup>st</sup> floor, NGCP Bldg., Quezon Ave. cor. BIR road, QC



REPUBLIC OF THE PHILIPPINES)
CITY OF QUEZON ) S.S.

SECRETARY'S CERTIFICATE

I, KAREN S. ONG, of legal age, Filipino, and with office address at NGCP Building, Quezon Avenue corner BIR Road, Diliman, Quezon City, Metro Manila, after having been duly sworn in accordance with law, hereby certify that:

- 1. I am the Corporate Secretary of NATIONAL GRID CORPORATION OF THE PHILIPPINES (the "Corporation"), a corporation duly organized and existing under the laws of the Republic of the Philippines, with office address at NGCP Building, Quezon Avenue corner BIR Road, Diliman, Quezon City, Metro Manila;
2. The Board of Directors of the Corporation unanimously approved and adopted the following resolutions:

RESOLVED, that the Corporation names, appoints and authorizes the President and Chief Executive Officer, Chief Administrative Officer, Vice President and Head of the Revenue and Regulatory Affairs, Assistant Vice President and Head of Engineering Construction, Heads of Project Division, General Counsel, Deputy General Counsel, Assistant General Counsel, and Regional Assistant General Counsel to perform the following acts:

- 1. Represent NGCP in any claim, complaint, petition, application, protest, suit or any case for or against NGCP before any court, prosecutor's office, regulatory body, quasi-judicial or administrative body, agency or office of the government;
2. Execute, sign and obtain any document, including verification and certification of non-forum shopping or any other document which may be required or in connection with the preceding paragraph incorporating thereto the required allegations under the 2019 Amended Rules of Civil Procedure;
3. Represent NGCP during inquest proceedings, preliminary investigation, preliminary conference, pre-trial, mediation, conciliation, arbitration, trial, execution, and all proceedings or actions and/or appoint, name or designate a representative to attend said proceedings, with power and authority to enter into an amicable settlement as approved by NGCP Management or Board of Directors, submit to alternative modes of dispute resolution, and enter into stipulations or submission of facts and documents; and
4. Do and perform on behalf of NGCP any act and deed necessary to be done in the premises.

RESOLVED, that the Corporation names, appoints and authorizes the General Counsel, Deputy General Counsel, Assistant General Counsel, and Regional Assistant General Counsel to be its true and lawful attorneys-in-fact, to appear during preliminary conference, pre-trial, court annexed mediations and judicial dispute resolution, and such other proceedings, in relation to cases filed by or against NGCP, on such date or dates as may be set by the court and/or agreed upon by the parties, with full and special power and authority to perform the following acts:

Handwritten signature and stamp area containing 'CERTIFIED TRUE COPY', 'BY: KAREN S. ONG CORPORATE SECRETARY', and a date stamp '2020-07-14'.

C-56-577-1010-101

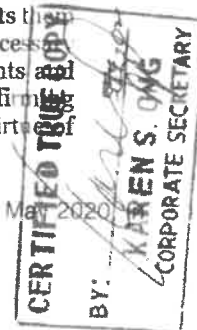
1. To discuss the possibility of an amicable settlement, negotiate, enter into, conclude, execute, sign, and deliver a compromise agreement, as approved by NGCP Management or Board of Directors;
2. To agree on the submission of the action to alternative modes of dispute resolution;
3. To agree on simplification of the issues;
4. To enter into stipulations or admission of facts and of documents to avoid unnecessary proof;
5. To identify and limit the number of witnesses and set and/or agree to the setting of trial dates;
6. To preliminarily refer issues to a commissioner;
7. To mark evidence, make stipulations, and reserve evidence not available at the pre-trial; and
8. To agree on such matters and do such things as may aid in the prompt disposition of the action.

**"RESOLVED**, that in case NGCP, as plaintiff, is authorized by the court to serve summons pursuant to the 2019 Amended Rules of Civil Procedure, the General Counsel, Deputy General Counsel, Assistant General Counsel, and Regional Assistant General Counsel are hereby authorized to serve the summons to the defendant/s on behalf of NGCP;

**"RESOLVED, FINALLY**, that the Corporation gives and grants the full power and authority to do and perform all other acts and things necessary and proper to be done in and about the premises as fully to all intents and purposes as it might or could lawfully do, and hereby ratifying and confirming all that he/she shall lawfully do or cause to be done in its behalf by virtue of these presents."

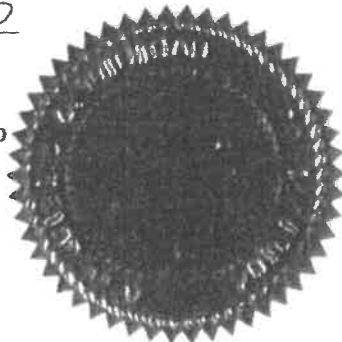
**IN WITNESS WHEREOF**, I have hereunto set my hand this 23<sup>rd</sup> day of May 2020 in Quezon City, Metro Manila.

*[Signature]*  
**KAREN S. ONG**  
 Affiant



SUBSCRIBED AND SWORN TO before me this MAY 23 2020 day of \_\_\_\_\_ in Quezon City, Metro Manila, affiant exhibiting to me her Passport No. EC5102859 issued on 27 August 2015 in Manila.

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 Book No. 5  
 Series of 2020



*[Signature]*  
**LUISITO A. TRINIDAD**  
 Commission - AM No. NP076 (2020-2021)  
 Notary for Quezon City until 31 Dec 2021  
 NGCP Bldg. Quezon Ave cor BIR Road Diliman QC  
 Roll No. 38451 - 13 May 1993  
 IBP Lifetime No. 013977 - 08 July 2015  
 PTR NO. 9344646 - 01-06-2020  
 MCLF Compliance No. VI-0012042 - 07 September 2018