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REPUBLIC OF THE PHILIPPINES
Department of Information & Communication Technology
NATIONAL TELECOMMUNICATIONS COMMISSION
Quezon City

Item No.: 22
Date: JUL 04 2023

SANGGUNIANG PUNILAWIGAN
19 June 2023
Aww
PROVINCE OF LEYTE

ESTATE OF AMADO L. OLA
(AMAPOLA BROADCASTING
SYSTEM)

Applicant.

BMC CASE NO. 2023-049

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NOTICE OF HEARING

Applicant ESTATE OF AMADO L. OLA (AMAPOLA BROADCASTING SYSTEM), a 100% Filipino domestic corporation duly organized and existing under and by virtue of Philippine Laws, registered with the Securities and Exchange Commission (S.E.C.), and a grantee of a congressional franchise under R.A. No. 11775, requests for the issuance of a Certificate of Public Convenience (CPC) to install, operate and maintain FM Radio Broadcast Station in TACLOBAN CITY.

Applicant further requests for the issuance of a Provisional Authority (PA) pending final determination of the application

In view thereof, his will be heard by this Commission on MAY 29, 2023, (Monday) at ten o'clock in the morning (10:00 AM.) at the Legal Branch, 3rd Floor, NTC Building, National Telecommunications Commission, BIR Road Last Triangle, Diliman, Quezon City, via zoom hearing, wherein applicant shall present its compliance with the Commission's jurisdictional requirements, as well as its evidences, if warranted.

In lieu of face to face hearing, a virtual hearing shall be conducted. A link to join the virtual hearing will be sent to your e-mail address on the same day of hearing at least 15 minutes before the scheduled time. In connection to this, you are hereby ordered to send your e-mail address through legal@nte.gov.ph and secretariat@nte.gov.ph.

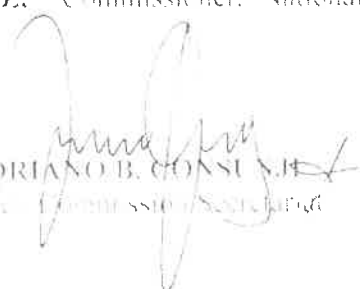
However, should the hearing date be declared a holiday or non-working day due to force majeure, the said hearing shall be held on the NEXT regular working day.

At least fifteen (15) days before the date of hearing, applicant shall have published the Notice of Hearing once in one (1) newspaper of general circulation and have served copies of the Notice of Hearing and the application including all annexes attached therewith to all affected parties by registered mail or through personal delivery, as furnished by the Commission.

Any party opposed to the granting of the application is hereby directed to appear at the scheduled hearing and must file its verified opposition, on or before the date of hearing, furnishing the applicant with a copy of the same. Failure on the part of any affected party to file its opposition on time and to appear at the scheduled hearing shall be construed as a waiver of its right to be heard and the Commission shall proceed to hear and decide the application on its merit.

Please see the "Interim Guidelines of the Proceedings before the NTC Legal Branch during the Public Health Emergency" available in our website www.nte.gov.ph. For more information please contact the Legal Branch (89243746) (legal@nte.gov.ph) and Commission of Secretariat (89243738) (secretariat@nte.gov.ph)

WITNESS, the HON. ELLA BLANCA B. LOPEZ, Commissioner, National Telecommunications, this 14th day of APRIL, 2023


ADRIANO B. CONSUEGRA
Chief, Commission Secretariat

ABC:ahcc

REPUBLIC OF THE PHILIPPINES
OFFICE OF THE PRESIDENT
NATIONAL TELECOMMUNICATIONS COMMISSION
QUEZON CITY

SP No. # 2023-144
April 25, 2023, herewith attached.
fryl
Nina Vitoria
4/21/23

APPLICATION FOR THE ISSUANCE OF
THE APPROPRIATE AUTHORITY /
CERTIFICATE OF PUBLIC CONVENIENCE
(CPC) TO INSTALL, OPERATE AND
MAINTAIN A 1KW FM RADIO
BROADCAST STATION / SYSTEM in

Tacloban City,

WITH PRAYER FOR EARNEST ISSUANCE
OF A PROVISIONAL AUTHORITY (PA).

ESTATE OF MR. AMADO L. OLA, OPC
DOING BUSINESS AS
AMAPOLA BROADCASTING SYSTEM

Applicant.

X-----X

2023-049
NTC CASE NO.:

MAR 23 2023
RECEIVED BY: _____
NAME: H. Zym

APPLICATION

COMES NOW, the Applicant **ESTATE OF MR. AMADO L. OLA, OPC DOING BUSINESS AS AMAPOLA BROADCASTING SYSTEM**, through the undersigned counsel and unto this Honorable Commission, most respectfully states and depose:

1. That the Applicant **ESTATE OF MR. AMADO L. OLA, OPC DOING BUSINESS AS AMAPOLA BROADCASTING SYSTEM**, is a duly registered One Person Corporation with **SEC Company Registration No. OPC20200000266**, duly represented by Mr. Manolito G. Ola, the son of Mr. Amado L. Ola, of legal age Filipino & with office address at Lot 2B No. 860 Quezon Avenue, barangay Paligsahan, Quezon City 1103, the same office address of the Applicant. For the purposes of this Application, orders, notices & other legal processes may be sent at the address of the undersigned counsel as indicated below;

2. That a copy of the Applicant's SEC papers are herein attached as **Annex A** and made an integral part of this Application;

3. That the Applicant is a grantee of a Legislative Franchise via **Republic Act No. 11775** which provided for a Nationwide Legislative Franchise to the Estate of Amado L. Ola, OPC, doing business as Amapola Broadcasting System, as can be gleaned from the Title and Scope of said law, as follows:

“REPUBLIC ACT NO. 11775

AN ACT GRANTING THE ESTATE OF MR. AMADO L. OLA, OPC DOING BUSINESS AS AMAPOLA BROADCASTING SYSTEM, A FRANCHISE TO CONSTRUCT, INSTALL, ESTABLISH, OPERATE, AND MAINTAIN RADIO AND TELEVISION BROADCASTING STATIONS IN THE PHILIPPINES

Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

SECTION 1. Nature and Scope of Franchise. - *Subject to the provisions of the Constitution and applicable laws, rules and regulations, there is hereby granted to the Estate of Mr. Amado L. Ola, OPC, doing business as Amapola Broadcasting System, hereunder referred to as the Grantee, its successors or assignees, a franchise to construct, install, establish, operate, and maintain for commercial purposes and in the public interest, radio and television broadcasting stations in the Philippines, where frequencies and channels are still available for radio and television broadcasting, including digital television system, through microwave, satellite or whatever means, as well as the use of any new technology in radio and television systems, with the corresponding technological auxiliaries or facilities, special broadcast and other program and distribution services and relay stations.”*


PRAYER

WHEREFORE, premises considered, it is most respectfully prayed of the Honorable Commission to **GRANT or ISSUE** in favor of the Applicant **ESTATE OF MR. AMADO L. OLA, OPC DOING BUSINESS AS AMAPOLA BROADCASTING SYSTEM** the appropriate authority / **Certificate of Public Convenience (CPC)** to install, operate and maintain a **1KW FM RADIO BROADCAST STATION / SYSTEM in Tacloban City**, the appropriate frequency / **channel allocation** and all the necessary permits to purchase, possess, construct & operate the required equipment / facilities.

The Applicant likewise prays that the necessary temporary permit / Provisional Authority (PA) be issued pending the grant or issuance of the appropriate authority / **CPC**.

All other reliefs, just and equitable under the premises, are likewise prayed for.

Respectfully submitted, **March 21, 2023** at Quezon City.



ATTY. STANLEY KRISTOFFER V. CABRERA VI
Counsel for the Applicant
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REPUBLIC OF THE PHILIPPINES
SECURITIES AND EXCHANGE COMMISSION
Ground Floor, Secretariat Building,
PICC Complex, City of Pasay, Metro Manila

COMPANY REG. NO.: OPC2020000266

CERTIFICATE OF INCORPORATION

KNOW ALL PERSONS BY THESE PRESENTS:

This is to certify that the Articles of Incorporation of:

**ESTATE OF MR. AMADO L. OLA, OPC Doing business as AMAPOLA
BROADCASTING SYSTEM**

were duly approved by the Commission on this date upon the issuance of this Certificate of Incorporation in accordance with the Revised Corporation Code of the Philippines (Republic Act No. 11232), which took effect on February 23, 2019 and copies of said Articles of Incorporation are hereto attached.

This Certificate grants juridical personality to the corporation but does not authorize it to issue, sell or offer for sale to the public, securities such as but not limited to, shares of stock, investment contracts, debt instruments and virtual currencies without prior Registration Statement approved by the Securities and Exchange Commission; nor to undertake business activities requiring a Secondary License from this Commission such as, but not limited to acting as: broker or dealer in securities, government securities eligible dealer (GSED), investment adviser of an investment company, close-end or open-end investment company, investment house, transfer agent, commodity/financial futures exchange/broker/merchant, financing/lending company, and time shares/club shares/membership certificate issuers or selling agents thereof; nor to operate a fiat money to virtual currency exchange. Neither does this Certificate constitute a permit to undertake activities for which other government agencies require a license or permit.

This Certificate DOES NOT AUTHORIZE INVESTMENT SOLICITATION AND INVESTMENT-TAKING WITHOUT A SECONDARY LICENSE FROM THIS COMMISSION.

As a registered corporation, it shall submit annually to this Commission the reports indicated at the back of this certificate

IN WITNESS WHEREOF, I have hereunto set my hand and caused the seal of this Commission to be affixed to this Certificate at Ground Floor, Secretariat Building, PICC Complex, City of Pasay, Metro Manila, Philippines, this day of 07 February Twenty Twenty

GERARDO T. DEE ROSARIO
Director

Company Registration and Monitoring Department

For SEC use only:
100701 (PSIC as reserved)

DOCUMENTARY STAMP TAX PAID

1 FEB 10 2020

H. No. 10196

Republic of the Philippines
Congress of the Philippines
Metro Manila
Eighteenth Congress
Third Regular Session

Begun and held in Metro Manila, on Monday, the twenty-sixth day of July, two thousand twenty-one.

[REPUBLIC ACT NO. 11775]

AN ACT GRANTING THE ESTATE OF MR. AMADO L. OLA, OPC DOING BUSINESS AS AMAPOLA BROADCASTING SYSTEM, A FRANCHISE TO CONSTRUCT, INSTALL, ESTABLISH, OPERATE, AND MAINTAIN RADIO AND TELEVISION BROADCASTING STATIONS IN THE PHILIPPINES

Be it enacted by the Senate and House of Representatives of the Philippines in Congress assembled:

SECTION 1. *Nature and Scope of Franchise.* – Subject to the provisions of the Constitution and applicable laws, rules and regulations, there is hereby granted to the Estate of Mr. Amado L. Ola, OPC, doing business as Amapola Broadcasting System, hereunder referred to as the Grantee, its successors or assignees, a franchise to construct, install, establish, operate, and maintain for commercial purposes and in the public interest, radio and television broadcasting stations in the Philippines, where frequencies and channels are still available for radio and television

The annual report shall include an update on the commencement of activities, development, operation, and expansion of business; audited financial statements; latest GIS officially submitted to the SEC, if applicable; certification of the NTC on the status of its permits and operations; and an update on the dispersal of ownership undertaking, if applicable.

The reportorial compliance certificate issued by Congress shall be required before any application for permit or certificate is accepted by the NTC.

SEC. 13. *Fine.* - The failure of the Grantee to submit the requisite annual report to Congress shall be penalized by a fine of Five hundred pesos (P500.00) per working day of noncompliance. The fine shall be collected separately from the reportorial penalties imposed by the NTC, and it shall be remitted to the Bureau of the Treasury.

SEC. 14. *Equality Clause.* - Any advantage, favor, privilege, exemption, or immunity granted under existing franchises, or which may hereafter be granted for radio and television broadcasting, upon prior review and approval of Congress, shall become part of this franchise and shall be accorded immediately and unconditionally to the herein Grantee: *Provided,* That the foregoing shall neither apply to nor affect the provisions of broadcasting franchises concerning territorial coverage, the term, or the type of service authorized by the franchise.

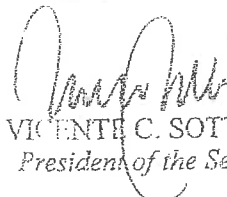

SEC. 15. *Repealability and Nonexclusivity Clause.* - This franchise shall be subject to amendment, alteration, or repeal by Congress when the public interest so requires and shall not be interpreted as an exclusive grant of the privileges herein provided for.

SEC. 16. *Separability Clause.* - If any of the sections or provisions of this Act is held invalid, all other provisions not affected thereby shall remain valid.

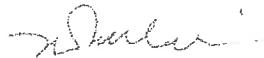
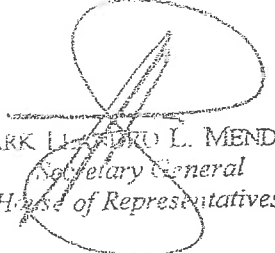
SEC. 17. *Repealing Clause.* - All laws, decrees, orders, resolutions, instructions, rules and regulations, and other issuances or parts thereof which are inconsistent with the

provisions of this Act are hereby repealed, amended, or modified accordingly.

SEC. 18. *Effectivity.* - This Act shall take effect fifteen (15) days after its publication in the *Official Gazette* or in a newspaper of general circulation.

Approved,

VICENTH C. SOTTO III
President of the Senate

LORD ALLAN JAY Q. VELASCO
Speaker of the House of Representatives

This Act which originated in the House of Representatives was passed by the House of Representatives and the Senate of the Philippines on September 20, 2021 and January 31, 2022, respectively.


MYRA MARIE D. VILLARICA
Secretary of the Senate

MARK LIZARDO L. MENDOZA
Secretary General House of Representatives

Approved:

MAY 27 2022
~~Repeal into law of~~
~~without the signature of the President,~~
~~in accordance with Article VI~~
~~Section 27 (1) of the Constitution~~
Office of the President
RODRIGO ROA DUTERTE
President of the Philippines