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

Item No.: 21

Date: JUL 18 2023

SAKSI BUNTIANG PANLALAWIGAN

JUL 05 2023

PROVINCE OF LEYTE

**ST. JUDE THADDEUS INSTITUTE  
OF TECHNOLOGY, INC.**

Applicant.

**BMC CASE NO. 2023-066**

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**NOTICE OF HEARING**

Applicant, **ST. JUDE THADDEUS INSTITUTE OF TECHNOLOGY, INC.**, 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. 11583, requests for the issuance of a **Certificate of Public Convenience (CPC)** to install, operate and maintain an **FM RADIO BROADCAST STATION** in **VILLABA, LEYTE**.

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

In view thereof, this will be heard by this Commission on **JUNE 05, 2023, (Monday)** at **eleven o'clock in the morning (11:00 A.M.)** at the Legal Branch, 3<sup>rd</sup> Floor, NTC Building, National Telecommunications Commission, BIR Road, East 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@ntc.gov.ph](mailto:legal@ntc.gov.ph) and [secretariat@ntc.gov.ph](mailto:secretariat@ntc.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 prior to the date of hearing, applicant shall publish this Notice of Hearing in a newspaper of general circulation in the Philippines. This Notice, as well as the copy of the application shall also be served by registered mail or through personal delivery to all listed affected parties.

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.ntc.gov.ph](http://www.ntc.gov.ph). For more information please contact the Legal Branch (89243746) ([legal@ntc.gov.ph](mailto:legal@ntc.gov.ph)) and Commission Secretariat (89243738) ([secretariat@ntc.gov.ph](mailto:secretariat@ntc.gov.ph))

WITNESS, the **HON. ELLA BLANCA B. LOPEZ**, Commissioner, National Telecommunications Commission, this 26<sup>th</sup> day of APRIL 2023.

  
**ADRIANO B. CONSUNJE**  
Chief, Commission Secretariat

ABC/alice

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

NATIONAL TELECOMMUNICATIONS COMMISSION  
COMMISSION SECRETARIAT

APR 12 2023

RECEIVED BY: \_\_\_\_\_

TIME: \_\_\_\_\_

*Shy*  
*11:00 Am*

APPLICATION FOR A CERTIFICATE  
OF PUBLIC CONVENIENCE (CPC) TO  
INSTALL, OPERATE AND MAINTAIN  
A 1KW FM Radio Broadcast Station /  
System in Villaba, Leyte, WITH PRAYER  
FOR EARNEST ISSUANCE OF  
PROVISIONAL AUTHORITY.

2023-066

ST. JUDE THADDEUS INSTITUTE OF  
TECHNOLOGY, INC.,

NTC CASE No. \_\_\_\_\_  
(1KW FM in Villaba, Leyte)

Applicant.

x-----x

APPLICATION

COMES NOW, the Applicant **ST. JUDE THADDEUS INSTITUTE OF TECHNOLOGY, INC.**, through the undersigned counsel and unto this Honorable Commission, most respectfully states and depose:

1. That the applicant is a 100% Filipino -- owned domestic corporation duly organized and existing under and by virtue of Philippine laws, with office address at **St. Jude Thaddeus Institute of Technology, Inc., Borromeo St., Surigao City**, and for the purposes of this Application may be served with notices and other legal processes at the address of the undersigned counsel;

2. That pursuant to the pertinent provisions of law and the Honorable Commission's rules and regulations, herein Applicant seeks to secure a Certificate of Public Convenience (CPC) to install, operate and maintain a 1KW FM Radio Broadcast Station / System in Villaba, Leyte with prayer for the earnest issuance of a temporary permit / provisional authority pending the issuance of the said CPC;

3. That the Applicant is legally qualified to install, operate and maintain the said service in Villaba, Leyte considering that Applicant is registered with the SEC via **SEC Registration No. ASO 95094** a copy of which is herein attached as **Annex "A"** and made an integral part of this Application;

4. That the Applicant is a grantee of a **Congressional Broadcast Franchise** covering the Province of Surigao del Norte and other places in the Philippines, including the service area, under **RA 11583**, the pertinent provision of which reads:

*"AN ACT GRANTING ST. JUDE THADDEUS INSTITUTE OF TECHNOLOGY, INC. A FRANCHISE TO CONSTRUCT, OPERATE AND MAINTAIN RADIO AND TELEVISION STATIONS IN THE PROVINCE OF SURIGAO DEL NORTE AND OTHER AREAS IN THE PHILIPPINES*

*Republic Act No. 11583*

*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 St. Jude Thaddeus Institute of Technology, Inc., herein rereferred to as the grantee, its successors or assignees, a franchise to construct, install, operate, and maintain for commercial purposes and in the public interest, radio and/or television broadcasting stations in the Province of Surigao del Norte and other areas 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 television and radio systems,*

*with the corresponding technological auxiliaries and facilities, special broadcast and other program and distribution services and relay stations.”*

As can be gleaned from a copy of the said legislative franchise herein attached as **Annex “B”** and made an integral part of this Application;

5. That the Applicant is financially capable to install, operate and maintain the said service and the Applicant shall submit the Financial study and other pertinent documents in support of this Application during the course of the proceedings of the same;

6. That the Applicant is likewise technically capable to install, operate and maintain the said service and the Applicant shall submit the Technical study and other pertinent documents in support of this Application during the course of the proceedings of the same;

7. That public interest and public good urgently require the immediate approval of the instant Application considering that there is a need for the proposed service, and herein Applicant binds itself to provide the said service through the broadcast of quality **radio** programs pursuant to the law and the rules and regulations;

8. That in connection therewith, Applicant most respectfully applies and prays before the Honorable Commission for the appropriate frequency / channel allocation and for the approval of all the necessary permits to purchase, possess and construct the required equipment / facilities;

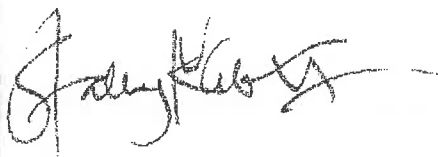
9. That the applicant undertakes that it will, at all times, adhere and conform with the standards set for the broadcast of **radio** programs and commits to comply with all the pertinent laws and the rules and regulations of the Honorable Commission.

**PRAYER**

WHEREFORE, premises considered, it is most respectfully prayed of the Honorable Commission to **GRANT** or **ISSUE** in favor of the Applicant **ST. JUDE THADDEUS INSTITUTE OF TECHNOLOGY, INC.**, a Certificate of Public Convenience (CPC) to install, operate and maintain a **IKW FM Radio Broadcast Station / System in Villaba, Leyte**, the appropriate frequency / channel allocation and all the necessary permits to purchase, possess and construct the required equipment / facilities and likewise the necessary temporary permit / Provisional Authority (PA) pending the grant or issuance of the 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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EDSA Southbound lane, Brgy. Phil-Am, Diliman, QC 1104  
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[stancabrera@gmail.com](mailto:stancabrera@gmail.com)  
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Republic of the Philippines  
Congress of the Philippines  
Metro Manila  
Eighteenth Congress  
Second Regular Session

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

[ REPUBLIC ACT NO. 11583 ]

AN ACT GRANTING ST. JUDE THADDEUS INSTITUTE OF TECHNOLOGY, INC. A FRANCHISE TO CONSTRUCT, OPERATE AND MAINTAIN RADIO AND TELEVISION STATIONS IN THE PROVINCE OF SURIGAO DEL NORTE AND OTHER AREAS IN THE PHILIPPINES

*As amended 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 St. Jude Thaddeus Institute of Technology, Inc., hereunder referred to as the grantee, its successors or assignees, a franchise to construct, install, operate, and maintain for commercial purposes and in the public interest, radio and/or television broadcasting stations in the Province of Surigao del Norte and other areas in the Philippines.

SEC. 12. *Compliance*. - The grantee shall submit to the NTC, 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*. - 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 by the NTC from the delinquent franchisee grantee separate from the reportorial penalties imposed by the NTC and the same 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,

VICENTE C. SOTTO III  
*President of the Senate*

LORD ALLEN 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 on February 15, 2021, amended by the Senate of the Philippines on May 27, 2021, and which amendments were concurred in by the House of Representatives on June 1, 2021.

MYRA MARIE D. VILLARICA  
*Secretary of the Senate*

MARIE E. MENDOZA  
*Secretary General of Representatives*

Approved: JUL 30 2021

RODRIGO DUTERTE  
*President of the Philippines*



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