

Republic of the Philippines
ENERGY REGULATORY COMMISSION
San Miguel Avenue, Pasig City

<p>IN THE MATTER OF THE APPLICATION FOR THE APPROVAL OF THE PROPOSED NEW BASIC GENERATION RATES FOR LUZON, VISAYAS AND MINDANAO GRIDS, WITH PRAYER FOR PROVISIONAL AUTHORITY</p> <p>NATIONAL POWER CORPORATION (NPC) and POWER SECTOR ASSETS & LIABILITIES MANAGEMENT CORPORATION (PSALM) Applicants.</p> <p>NATIONAL ASSOCIATION OF ELECTRICITY CONSUMERS FOR REFORMS, (NASECORE) INC., Intervenor.</p> <p>X-----X</p>	<p>ERC CASE NO. 2009-004RC</p>
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PETITION FOR INTERVENTION

The National Association of Electricity Consumers for Reforms, Inc. (Nasecore), represented by its President, Pete L. Ilagan, respectfully petitions this Honorable Commission to grant it leave to intervene in the instant application and respectfully states: That –

1. This action is aimed at contesting the *Application for the Approval of the Proposed New Basic Generation Rates for Luzon, Visayas and Mindanao Grids, with Prayer for Provisional Authority.*
2. Intervenor, National Association of Electricity Consumers for Reforms (NASECORE) is a non-stock and non-profit corporation duly organized and existing under the laws of the Republic of the Philippines, with office address at No. 10 Bayside Court Compound, 680 Quirino Avenue, Tambo, Parañaque City, represented herein by its duly authorized President, Mr. Pete L. Ilagan, and hereinafter referred to as “Nasecore”.
3. Nasecore is an organization whose objective is to promote, advance and protect the interest of ordinary consumers. It has a number of members who are customers of Distribution Utilities that sources

its power from Napocor. Any adjustment in the rates of applicant will obviously affect the monthly electric bills of the consumers.

5. Thus, it has a legal and substantial interest in the instant *Application* and are so situated as to be adversely affected by the revised basic generation rates for Luzon, Visayas and Mindanao grids, with prayer for provisional authority. It is therefore necessary to evaluate, examine and validate that NPC wants to charge under the instant *Application*.

6. If this Honorable Commission will see fit to grant our *Petition for Intervention*, the same will not unduly delay the resolution of the instant *Application*.

7. It is requested that this Honorable Commission direct applicant to immediately furnish us copies of its *Application with the complete annexes/attachments as soon as possible before the first scheduled hearing* to allow us sufficient time to evaluate and examine the instant application and consequently, prepare for the hearing of the case.

WHEREFORE, for the above reasons, it is respectfully prayed of this Honorable Commission to grant leave to intervene to Nasescore.

Parañaque City for Pasig City, 21 January 2009.

PETE L. ILAGAN
Intervenor

EXPLANATION

A copy of this *Petition* was served upon applicants counsel by registered mail due to lack of messengers.

PETE L. ILAGAN
Intervenor

Copy furnished:

Atty. Melchor P. Ridulme
Counsels for National Power Corporation
Agham Road, Diliman
Quezon City

VERIFICATION & CERTIFICATION

PETE L. ILAGAN, of legal age, Filipino, married, with office and postal address at No. 10 Bayside Court Compound, 680 Quirino Avenue, Tambo, Parañaque City, after being sworn, deposes and states: THAT

1. He is the President of the National Association of Electricity Consumers for Reforms, Inc., who had caused the preparation of the foregoing

Petition for Intervention a copy of Secretary's Certificate authorizing Mr. Pete L. Ilagan to file this Motion for Intervention and Compliance is attached as Annex "A"

2. He read and fully understood the allegations contained in said *Petition for Intervention* and that all the facts therein contained are true and correct based on his personal knowledge and authentic records.
3. He hereby certify that he have not commenced nor caused the commencement of any other action or proceeding involving the issues raised herein before the Regional Trial Court, the Supreme Court, the Court of Appeals or different Divisions thereof, or any other tribunal or agency, and that to the best of his knowledge, no such action or proceedings is pending before the Regional Trial Court, the Supreme Court, the Court of Appeals or different Divisions thereof, or any other tribunal or agency; and that if he should learn that a similar action or proceeding has been filed or pending before the Supreme Court, the Court of Appeals or different Divisions thereof, or any other tribunals or agency, he shall notify this Honorable Commission within five (5) days from such notice.

IN WITNESS WHEREOF, he has hereunto affixed his signature this 21st day of January, 2009 at Parañaque City.

ILAGAN

PETE L.

Affiant

SUBSCRIBED AND SWORN to before me this 21st day of January, 2009 by affiant who showed me his Community Tax Certificate No. 07783550 issued at Pasay City on February 1, 2008.

Doc. No. _____;

Page No. _____;

Book No. _____;

Series of 2008

ANNEX "A"

SECRETARY'S CERTIFICATE

I, MARIA ASUMPTA ACEBUQUE, a duly elected, qualified and incumbent Corporate Secretary of National Association of electricity Consumers for Reforms, Inc (NASECORE), a non-stock corporation duly organized and existing under and by virtue of the laws of the Philippines, do hereby certify that:

At the regular meeting of the Board of Directors of the NASECORE duly convened and held on 19 January 2009 at which meeting a quorum was present, acted throughout and voted, the following resolutions were approved:

“RESOLVED, that the Board of Directors of NASECORE approve, as it hereby approves, the filing of the *Petition for Intervention* to the “*Application for the Approval of the Proposed New Basic Generation Rates for Luzon, Visayas and Mindanao Grids, with Prayer for Provisional Authority* with the Energy Regulatory Commission (ERC) docketed as ERC Case No. 2009-004RC.

RESOLVED, FURTHER, that Mr. Pete L. Ilagan, President of NASECORE was empowered, and is hereby empower to sign, execute, verify and deliver on behalf of NASECORE the said *Petition for Intervention*, any papers and instruments that he may deem appropriate and necessary, for the furtherance of NASECORE’s interest.

WITNESS THE SIGNATURE of the undersigned as such officer of the Association and its corporate seal hereunto affixed on this 21st day of January, 2009.

MARIA ASUMPTA ACEBUQUE
Corporate Secretary

SUBSCRIBED AND SWORN to before me this 21st day of January, 2009, affiant exhibiting to me her Community Tax Certificate No. 11488392 issued at Parañaque City on January 8, 2008.

Doc. No. _____
Page No. _____
Book No. _____

Series of 2009