

Republic of the Philippines
ENERGY REGULATORY COMMISSION
Exquadra Tower
Jade Drive, Ortigas Center
Pasig City

IN THE MATTER OF THE
APPLICATION FOR APPROVAL
OF THE ANCILLARY SERVICES
PROCUREMENT AGREEMENT
BETWEEN THE NATIONAL GRID
CORPORATION OF THE
PHILIPPINES AND EAST ASIA
UTILITIES CORPORATION, WITH
PRAYER FOR THE ISSUANCE OF
PROVISIONAL AUTHORITY AND
MOTION FOR CONFIDENTIAL
TREATMENT OF INFORMATION

ERC CASE NO. [2026-140 RC](#)

NATIONAL GRID CORPORATION
OF THE PHILIPPINES AND EAST
ASIA UTILITIES CORPORATION,

[October 02, 2026](#)

Applicants
X ----- X

APPLICATION

Applicants **NATIONAL GRID CORPORATION OF THE PHILIPPINES (“NGCP”)** and **EAST ASIA UTILITIES CORPORATION (“EAUC”)** (collectively referred to as the “**Applicants**” or the “**Parties**”), by their respective counsels, respectfully state:

I. NATURE OF THE CASE

1. This Application is for the approval of the Ancillary Services Procurement Agreement (“**ASPA**” or “**Agreement**”) dated 10 September 2026,¹ entered into by the NGCP and EAUC, pursuant to Department of Energy (“**DOE**”) Department Circular No. (DC) 2021-10-

¹ A copy of the Ancillary Services Procurement Agreement (ASPA) dated 10 September 2026 is attached as Annex “A”

0031² and DOE DC No. 2025-08-0010³ in relation to the Ancillary Services – Cost Recovery Mechanism (“**AS-CRM**”) promulgated by the Energy Regulatory Commission (“**ERC**”) in its Decision dated 3 October 2007 in ERC Case No. 2006-049 RC.

II. 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. 9511,⁴ 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 authorized to conduct activities necessary to support the safe and reliable operation of the transmission system.

3. Applicant EAUC is a corporation duly organized and existing under and by virtue of the laws of the Republic of the Philippines, with principal place of business at Brgy. Ibo, MEPZ 6015, Lapu-Lapu City, Cebu.

4. Applicant EAUC is the owner and operator of a power plant Battery Energy Storage System (BESS), with a rated capacity of 44.720 MW_{DC} / 44.720 MWh, including required ancillaries and spare parts, located in Brgy. Ibo, MEPZ 6015, Lapu-Lapu City, Cebu (the “**Generation Facility**”), which is currently certified and accredited by the NGCP as capable of providing Regulating Reserve (RR), Contingency Reserve (CR), and Reactive Power Support .⁵

5. Applicants NGCP and EAUC may be served with orders, notices, pleadings and other legal processes through their respective counsels at the addresses indicated below.

² Prescribing the Policy for the Transparent and Efficient Procurement of Ancillary Services by the System Operator

³ Providing Supplemental Framework for the Procurement of Ancillary Services, Amending Thereby Department Circular No. DC2021-10-0031, Otherwise Known as “Prescribing the Policy for the Transparent and Efficient Procurement of Ancillary Services by the System Operator”

⁴ 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.

⁵ AS Accreditation No. AS-2026-V015 is attached herein as **Annex “B”**

III. ANTECEDENT FACTS

a. Basis of Ancillary Services Procurement

6. 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**”),⁶ adopted and promulgated by the ERC, and to adequately serve generation companies, distribution utilities and suppliers requiring transmission service and/or ancillary services (“**AS**” or “**Ancillary Services**”)⁷ through the transmission system.⁸

7. “Ancillary Services” is defined in Section 4 (b) of the EPIRA as referring *“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. 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.⁹

9. To implement and regulate the procurement of AS, the ERC 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. 2006-049 RC.

10. Pursuant to Section 4.1 of DOE DC 2021-10-0031, NGCP developed and submitted to DOE its Ancillary Service Agreement

⁶ 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.

⁷ 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.

⁸ Section 9(d), EPIRA.

⁹ Chapter 6, Grid Operations (“**GO**”), GO Section 6.3.1.2, PGC.

Procurement Plan (“**ASAPP**”) covering years 2025 to 2034¹⁰. The DOE later reviewed and approved the 2025-2034 ASAPP.

11. Thereafter, on 07 July 2025, NGCP posted the 2025-2034 ASAPP on its website.¹¹

12. On 29 July 2025, DOE issued DC No. 2025-08-0010 authorizing NGCP to procure AS through direct negotiation without the need of conducting a CSP, to wit:

Section 8. Direct Negotiation in the Procurement of AS

8.1. x x x

8.2. x x x

8.3. Subject to the *motu proprio* direction of the DOE or its approval of a request by the SO, the SO may directly negotiate with qualified AS Providers in the Grid without the need of conducting a CSP for AS, provided any of the following conditions are met:

- a. Insufficiency of any or all types of contracted AS, persisting for a continuous period of three (3) months, wherein the actual AS levels scheduled in the Reserve Market are less than 50% of the requirement, as certified by the Market Operator; or
- b. Sustained increase in the cost of providing AS, resulting in: (i) an average cost for any type of AS greater than or equal to the 75% of the reserve offer cap in the Reserve Market, in at least one of the major grids, for a period of three (3) months; or (ii) an average reserve rate of PhP0.25/kWh for any AS type, persisting for a period of three (3) months, as certified by the Market Operator.

b. Proof of Exemption from the Conduct of CSP

13. On 24 October 2025, DOE issued Advisory No. 2025-10-001 SEC directing NGCP to implement necessary actions for direct negotiations pursuant to DC No. 2025-08-0010.¹²

¹⁰ NGCP 2025-2034 Ancillary Service Agreement Procurement Plan is attached as Annex “C”

¹¹ Proof of Posting of the NGCP 2025-2034 ASAPP on its website is attached as Annex “C-1”

¹² DOE Advisory 2025-10-001 SEC is attached as **Annex “D”**

14. Thereafter, through its Letter dated 06 February 2026, the DOE directed NGCP to undertake Direct Negotiation for the procurement of AS in the Visayas Grid.¹³

15. In its Letter dated 16 February 2026, NGCP informed the DOE that the necessary ERC regulatory guidelines for Direct Negotiation had yet to be issued and, to avoid delay, proposed to include all AS capacities open for contracting in the 2nd AS-CSP.¹⁴

16. Thereafter, NGCP received DOE letter dated 22 May 2026 reiterating its directive to procure AS through direct negotiation in view of the recent occurrences of Yellow Alerts in the Visayas Grid.¹⁵

17. On 27 May 2026, DOE sent a letter of even date citing the recurring Yellow and Red Alerts in the Visayas Grid since 12 May 2026 and the increasing WESM prices due to persistently tight supply of energy as basis of its directive for NGCP to immediately undertake direct negotiations for the procurement of AS in the Visayas Grid.¹⁶

18. On 16 June 2026, NGCP received DOE’s final instruction to directly negotiate critical AS in the Visayas Grid and to immediately contract the required AS capacities with DOE’s specified AS Providers following the *“recent simulations of the Independent Electricity Market Operator of the Philippines (IEMOP) which unequivocally demonstrated the need for the addition of at least 160 MW of reserve capacity to mitigate grid vulnerability.”*¹⁷

19. Thereafter on 19 June 2026, NGCP received DOE’s letter dated 18 June 2026 amending its instruction to contract critical AS in the Visayas Grid.¹⁸

20. On 10 September 2026, NGCP and EAUC signed the ASPA for the Provision of Ancillary Services in the Visayas Grid. The details of which are as follows:

Type of AS to be provided	AS Facility/Unit	Capacity Payment Rate (P/kW/h)	Duration
RR	EAUC BESS	5.28	Five (5) years
CR	EAUC BESS	5.28	Five (5) years

¹³ DOE letter dated 06 February 2026 is attached as **Annex “D-1”**

¹⁴ NGCP letter dated 16 February 2026 is attached as **Annex “D-2”**

¹⁵ DOE letter dated 22 May 2026 is attached as **Annex “D-3”**

¹⁶ DOE letter dated 27 May 2026 is attached as **Annex “D-4”**

¹⁷ DOE letter dated 16 June 2026 is attached as **Annex “D-5”**

¹⁸ DOE letter dated 18 June 2026 is attached as **Annex “D-6”**

21. On 11 September 2026, the Market Operator issued a Certification certifying that the three (3) months average price is above 75% of the price cap of PhP25/kWh for Regulating Reserve, and three (3) months average reserve contribution rate is greater than PhP0.25/kWh for Contingency Reserve.¹⁹

IV. CONTRACTED CAPACITY RATES AND IMPACT SIMULATION

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

Regulating Reserve:

A. Maximum Limit

Month	Period	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24
1	Dec 26 - Jan 25	*13	*13	*13	*13	*13	*13	*13	*13													*13	*13	*13	*13
2	Jan 26 - Feb 25	*13	*13	*13	*13	*13	*13	*13	*13													*13	*13	*13	*13
3	Feb 26 - Mar 25	*13	*13	*13	*13	*13	*13	*13	*13													*13	*13	*13	*13
4	Mar 26 - Apr 25	*13	*13	*13	*13	*13	*13	*13	*13													*13	*13	*13	*13
5	Apr 26 - May 25	*13	*13	*13	*13	*13	*13	*13	*13													*13	*13	*13	*13
6	May 26 - Jun 25	*13	*13	*13	*13	*13	*13	*13	*13													*13	*13	*13	*13
7	Jun 26 - Jul 25	*13	*13	*13	*13	*13	*13	*13	*13													*13	*13	*13	*13
8	Jul 26 - Aug 25	*13	*13	*13	*13	*13	*13	*13	*13													*13	*13	*13	*13
9	Aug 26 - Sep 25	*13	*13	*13	*13	*13	*13	*13	*13													*13	*13	*13	*13
10	Sep 26 - Oct 25	*13	*13	*13	*13	*13	*13	*13	*13													*13	*13	*13	*13
11	Oct 26 - Nov 25	*13	*13	*13	*13	*13	*13	*13	*13													*13	*13	*13	*13
12	Nov 26 - Dec 25	*13	*13	*13	*13	*13	*13	*13	*13													*13	*13	*13	*13

B. Minimum Limit

Month	Period	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24
1	Dec 26 - Jan 25	*11	*9	*7	*6	*5	*6	*9	*13													*13	*13	*12	*13
2	Jan 26 - Feb 25	*13	*11	*10	*9	*11	*13	*13	*13													*13	*13	*13	*13
3	Feb 26 - Mar 25	*13	*13	*12	*11	*11	*12	*13	*13													*13	*13	*13	*13
4	Mar 26 - Apr 25	*13	*11	*9	*9	*9	*9	*10	*13													*13	*13	*13	*13
5	Apr 26 - May 25	*10	*8	*7	*8	*11	*13	*13	*13													*13	*13	*13	*13
6	May 26 - Jun 25	*13	*12	*11	*11	*13	*13	*13	*13													*13	*13	*13	*13
7	Jun 26 - Jul 25	*13	*13	*11	*12	*13	*13	*13	*13													*13	*13	*13	*13
8	Jul 26 - Aug 25	*13	*11	*9	*10	*13	*13	*13	*13													*13	*13	*13	*13
9	Aug 26 - Sep 25	*13	*12	*11	*12	*13	*13	*13	*13													*13	*13	*13	*13
10	Sep 26 - Oct 25	*11	*9	*7	*7	*8	*10	*12	*13													*13	*13	*13	*13
11	Oct 26 - Nov 25	*9	*7	*6	*6	*5	*6	*7	*10													*13	*13	*13	*13
12	Nov 26 - Dec 25	*10	*8	*7	*8	*11	*13	*13	*13													*13	*13	*13	*13

Contingency Reserve (refer to Note 1):

Month	Period	1	2	3	4	5	6	7	8	9	10	11	12	13	14	15	16	17	18	19	20	21	22	23	24
1	Dec 26 - Jan 25									13	13	13	13	13	13	13	13	13	13	13	13				
2	Jan 26 - Feb 25									13	13	13	13	13	13	13	13	13	13	13	13				
3	Feb 26 - Mar 25									13	13	13	13	13	13	13	13	13	13	13	13				
4	Mar 26 - Apr 25									13	13	13	13	13	13	13	13	13	13	13	13				
5	Apr 26 - May 25									13	13	13	13	13	13	13	13	13	13	13	13				
6	May 26 - Jun 25									13	13	13	13	13	13	13	13	13	13	13	13				
7	Jun 26 - Jul 25									13	13	13	13	13	13	13	13	13	13	13	13				
8	Jul 26 - Aug 25									13	13	13	13	13	13	13	13	13	13	13	13				
9	Aug 26 - Sep 25									13	13	13	13	13	13	13	13	13	13	13	13				
10	Sep 26 - Oct 25									13	13	13	13	13	13	13	13	13	13	13	13				
11	Oct 26 - Nov 25									13	13	13	13	13	13	13	13	13	13	13	13				
12	Nov 26 - Dec 25									13	13	13	13	13	13	13	13	13	13	13	13				

Notes from Schedule 1 of the ASPA²⁰

¹⁹ Certification from the Market Operator is attached as **Annex “E”**

²⁰ Schedules for the Ancillary Services Procurement Agreement, refer to Schedule 1 (page 21 of Annex A)

1. Note that EAUC is in the process of augmenting the capacity to be made available to the Visayas grid for AS and Energy. For this purpose and considering the need for additional supply in the Visayas grid, the schedule for CR can be increased from 13MW to 16MW (for Hours 9 to 20), provided EAUC is able to demonstrate and attain the necessary AS certification within six (6) months from the signing of the contract. Else, the finalized hourly profiles for firm RR and CR will be based on the AS Schedule matrix as provided above or the result of the first AS Certification, whichever is lower. This shall be the basis of the day-ahead schedule for the duration of the ASPA.
2. Subject to agreed Implementing Guidelines, additional CR capacity (difference of maximum and minimum limits) may be schedule during Peak Hours, pre-agreed by both parties on a day-ahead basis.
3. The contracted capacities indicate the minimum and maximum limits of RR AS capacities and CR AS Capacity that can be offered with reference to the agreed Implementing Guidelines. However, the declaration and scheduling of these AS capacities shall be based on the latest AS Accreditation Certificate, which shall not exceed the aforementioned firm capacity.

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CP



23. 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/CR, Ancillary Service Payment is the total of the Capacity Payment and the Incidental Energy Payment in B and C below

Ancillary Service Payment_{RR, CR} = Capacity Payment + Incidental Energy Payment

B. Applicable Rates for Capacity Payment:

EAUC BESS (Regulating Reserve): 5.28 PhP/kW/h
EAUC BESS (Contingency Reserve): 5.28 PhP/kW/h

Formula for Capacity Payment = Scheduled Capacity x Capacity Payment Rate

Where:

- Capacity Payment Rate = Applicable Rate per AS type

C. 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 defined in Schedule 3 of the ASPA.

NGCP manifests that based on the directives of the DOE in its letter dated 07 August 2026, the offered rates of the AS Provider shall be considered by NGCP, subject to the review of the ERC. Nonetheless, the Capacity Payment rate of AS Provider is lower

than the prevailing Reserve Market prices based on IEMOP Market Operations Highlights for July 2026.

Capacity Payment Rate (PhP/kWh)	
AS Provider offer	5.28
Reserve Effective Spot Settlement Price for Visayas, July 2026	9.47

24. In compliance with the ERC document checklist, NGCP submits the following:

- a. AS Requirement Level per AS type;²¹
- b. Actual AS Data on Required, Scheduled, and Dispatched (MW) for the Visayas Grid for the previous year;²²
- c. Implementing Guidelines of the ASPA including the Dispatch Protocol;²³
- d. Detailed Rate Derivation;²⁴ and
- e. Rate Impact Simulation Report²⁵.

25. For the EAUC, the below 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	27.7035	0.0482
CR	12.9317	0.0225

A copy of the Rate Derivation for EAUC is attached to this Application.²⁶

26. 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.

²¹ Attached as Annex “F”
²² Attached as Annex “G”
²³ Attached as Annex “H”
²⁴ Attached as Annexes “O” and “O-1”
²⁵ Attached as Annex “I”
²⁶ Rate Derivation is attached as Annexes “O” and “O-1” or the Computation of True Cost of Generation (PhP/kW & PhP/kWh) and Summary of computed Consumer Price Index (CPI) indexation for Variable Operation and Maintenance (VOM) Cost, including their computations (Confidential).

27. Section 2.1 of the ASPA provides that the ASPA shall become effective only on such date provided in the Implementing Guidelines to be separately executed by the parties, without prejudice to the evaluation and approval by the Honorable Commission, either through a Provisional Authority (PA), or Interim Relief (IR), or final Decision, whichever comes first, unless a different effective date is provided by the Honorable Commission in its Order or Decision. This Agreement shall remain effective for a period of five (5) years, subject to Section 13 (Termination) of the ASPA.

28. Further, EAUC, as a generation company, falls within the ambit of Section 6 of the EPIRA. Attached are copies of relevant documents proving EAUC’s due registration as a generation company, relevant permits to operate the Generation Facility, audited financial statements, and other documents required by the ERC:

Document	Annex
Articles of Incorporation	“J”
Latest SEC GIS/Proof of Business Registration	“K”
Certification issued by ERC on the pre-filing of application for Certificate of Compliance	“L”
Latest Audited Financial Statement	“M”
WESM Registration	“N”
Computation of True Cost of Generation (PhP/kW & PhP/kWh) and Summary of computed Consumer Price Index (CPI) indexation for Variable Operation and Maintenance (VOM) Cost, including their computations. (Confidential)*	“O”*
Write-Up for the Rate Derivation (Confidential)*	“O-1”*
Single-Line Diagram Connection and Locational Map	“P” and “P-1”
Details of existing ASPA (Case Number/s; Period; Capacity/Energy; Rate)	“Q”
Latest GCMR	“R”
Secretary Certificate of EAUC	“S”

**Subject to a Motion for Confidential Treatment of Information*

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

V. ALLEGATIONS IN SUPPORT OF THE PRAYER FOR CONFIDENTIAL TREATMENT OF INFORMATION

30. 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.

31. The Computation of True Cost of Generation and the Summary of computed Consumer Price Index for Variable Operation and Maintenance (VOM) Cost and Write-up for the rate derivation, attached to this Application as Annexes “O” and “O-1” contain commercially valuable and sensitive information and data that reflect EAUC investments, business operations, calculations, and other trade secrets.

32. Applicant EAUC thus respectfully moves that these documents not be disclosed and be treated as confidential documents in accordance with Section 1, Rule 4 of the ERC’s Rules of Practice and Procedure. Accordingly, EAUC 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”.

VI. ALLEGATIONS IN SUPPORT OF THE PRAYER FOR PROVISIONAL AUTHORITY

33. It is a declared policy of the State to ensure the quality, reliability, security and affordability of the supply of electric power.²⁷ 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.

34. Given the urgency of procuring AS in the Visayas Grid, Section 8.3 of DOE DC No. 2021-10-0031 as amended by DOE DC No. 2025-08-0010 provide that *“all ASPAs directly negotiated by the SO pursuant to this subsection shall authorize the SO to immediately implement these ASPAs by virtue of the directive or approval of the DOE, without prejudice to the evaluation and final decision of the ERC”* of the parties’ Application.

35. Further, considering the directives of the DOE and the certification of AS insufficiency in the Visayas Grid from the Market Operator as well as the increase of demand for power in Visayas, the requirements of the system likewise increase. 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.

36. Applicants respectfully submit that the immediate review

²⁷ Section 2(b), EPIRA.

and approval of the ASPA by this Honorable Commission is a necessity to address the power situation in Visayas and maintain the present reliability and security of the Grid in compliance with DOE's directives.

PRAYER

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

1. Immediately **ISSUE** a provisional authority to implement the subject ASPA executed on 10 September 2026;
2. **APPROVE**, after notice and hearing, the subject ASPA; and
3. **ISSUE** an Order treating Annexes "**O**" and "**O-1**" or the Computation of True Cost of Generation and the Summary of computed Consumer Price Index for Variable Operation and Maintenance (VOM) Cost and Write-up for the rate derivation 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.

Pasig City and Quezon City for Pasig City, 25 September 2026.

[Signature pages follow.]

NATIONAL GRID CORPORATION OF THE PHILIPPINES

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REPUBLIC OF THE PHILIPPINES)
_____) S.S.

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

I, **MA. CYNTHIA Y. MANRIQUE**, of legal age, Filipino, with office address at National Grid Corporation of the Philippines Head Office, NGCP Building, Quezon Avenue corner BIR Road, Diliman, Quezon City, Philippines, after having been duly sworn to in accordance with law, hereby depose and state that:

1. I am the Vice President and Head of the Revenue and Regulatory Affairs of the National Grid Corporation of the Philippines ("NGCP") 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 Petition 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 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

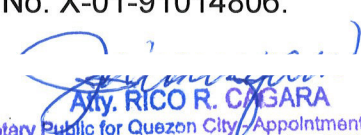
7. If I should thereafter learn that such similar Application, action or claim has been filed or is pending, I shall report that fact to this Honorable Court within five (5) calendar days therefrom.

IN WITNESS WHEREOF, I have hereunto affixed my signature this 25 September 2026, in Quezon City, Philippines.


MA. CYNTHIA Y. MANRIQUE
Affiant

SUBSCRIBED AND SWORN to before me this 25 September 2026, Affiant exhibited to me her LTO Driver's License No. X-01-91014806.

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Atty. RICO R. CAGARA
Notary Public for Quezon City, Appointment No. 076
Commission until 31 December 2027
PTR No. 8368132; 05 January 2026; Quezon City
IBP Lifetime No. 08600; 04 December 2009; Bulacan
Official Receipt IBP No. 800468
Roll of Attorney's No. 53664; 27 April 2007
MCLE Compliance VIII-0011770, valid until 14 April 2028
44 Matimtimán Street, Teacher's Village East
Diliman, Quezon City



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Annex A-Verification

CERTIFIED TRUE COPY

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

BY: KAREN SONG
CORPORATE SECRETARY
C-SC-577-2020-312

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 do and perform the following acts:

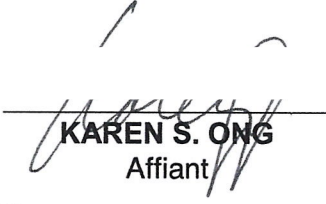
11/15

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 them 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 23rd day of May 2020, in Quezon City, Metro Manila.


KAREN S. ONG
Affiant

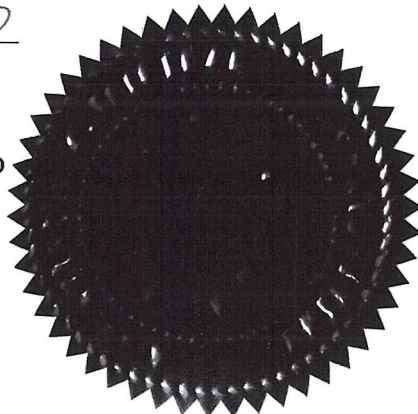
SUBSCRIBED AND SWORN TO before me this MAY 23, 2020 day of _____ in Quezon City, Metro Manila, affiant exhibiting to me her Passport No. EC5102859 issued on 27 August 2015 in Manila.

Doc. No. 420

Page No. 85

Book No. 5

Series of 2020



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

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

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

I, **NEMELEY JABLA** of legal age, Filipino and with office address at 12F Ayala Triangle Gardens Tower 2, Paseo de Roxas corner Makati Avenue, Makati City, after having been duly sworn in accordance with law, hereby depose and state that:

1. I am the duly authorized representative of EAST ASIA UTILITIES CORPORATION ("EAUC"), Applicant in this case, as per attached Secretary Certificate;

2. I caused the preparation and filing of this *Application* and have read the contents thereof;

3. I have read the Application and based on my own personal knowledge and on authentic records of EAUC, all the allegations contained therein are true and correct;

4. The Application is not filed to harass, cause unnecessary delay, or needlessly increase the cost of litigation;

5. The factual allegations herein have evidentiary support or, if specifically so identified, will likewise have evidentiary support after a reasonable opportunity for discovery; and

6. EAUC has not commenced any action or filed any claim involving the same issues in any court, tribunal or quasi-judicial agency and, to the best of my knowledge, no such other action or claim is pending therein. However, should I thereafter learn that the same or similar action or claim has been filed or is pending, I shall report that fact within five (5) calendar days therefrom to the ERC.

IN WITNESS WHEREOF, I have hereunto affixed my signature this 25 SEP 2026 2026 in MAKATI CITY Philippines.

NEMELEY JABLA
Affiant

SUBSCRIBED AND SWORN to before me this ___ day of 25 SEP 2026 2026 in MAKATI CITY. Affiant exhibited to me her Passport with No. P332 1706 8 issued on 24 September 2019 at DFA NCR East expiring on 16 SEP 2027.

Doc. No. 150;
Page No. 31;
Book No. 1;
Series of 2026.



ATTY. MARIAN L. GERONIMO
Notary Public for Makati City
Notarial Commission No: M-495 (2026-2027)
Until December 31, 2027
11F & 12F Ayala Triangle Gardens Tower 2, Paseo De
Roxas corner Makati Avenue, Makati City
Roll No: 81679, Admitted to the Bar 24 May 2022
PTR No: MKT 10766493, 07 January 2026, Makati City
IBP No: 578617, 31 December 2025. Makati Chapter

EAST ASIA UTILITIES CORPORATIONREPUBLIC OF THE PHILIPPINES)
) S.S.**PASIG CITY****SECRETARY'S CERTIFICATE**

I, **VANESSA CONCEPCION A. FUMAR-GONZALES**, Filipino, of legal age, with office address at 30th Floor, UnionBank Plaza Bldg., Meralco Ave. corner Onyx St., Ortigas Center, Pasig City, Philippines, after having been duly sworn in accordance with law, hereby depose and state that:

1. I am the duly elected and qualified Corporate Secretary of **EAST ASIA UTILITIES CORPORATION** (the "Company"), a company duly organized and existing under and by virtue of the laws of the Philippines, with principal office address at Brgy. Ibo, MEPZ 6015, Lapu-Lapu City, Cebu;
2. At the Special Board Meeting of the Board of Directors held on **15 July 2026**, at which meeting a quorum was present and acting throughout, the following resolutions were unanimously passed and approved:

"RESOLVED, that the Board of Directors of **EAST ASIA UTILITIES CORPORATION** (the "Company") authorizes, as it hereby authorizes, the filing of an application before the Energy Regulatory Commission ("ERC") for the approval of the Company's Ancillary Services Procurement Agreement with the National Grid Corporation of the Philippines ("NGCP");

RESOLVED, FURTHER, that the Company hereby designates and appoints the following individuals as its Attorneys-in-Fact, with authority to represent, sign, execute, and deliver documents on behalf of the Company in all matters relating to the representation of the Company before the ERC for the Application:

Name	Designation
Atty. Paul B. Soriño	Attorney-in-Fact
Celeni Kristine G. Guinto	Attorney-in-Fact
Leo Angelo E. Fornesa	Attorney-in-Fact
Rosanne Jeli Magtagñob	Attorney-in-Fact
Niña Dianne R. Santiago	Attorney-in-Fact

RESOLVED, FURTHER, that in addition to the foregoing, the foregoing Attorneys-in-Fact are specifically authorized and empowered, for and on behalf of the Company, to:

- a. File the Application and represent the Company; to appear, for or on its behalf, in all proceedings, including pre-trials, hearings, meetings, and discussions before the ERC in respect of the Application; and to perform any and all acts and deeds and to submit and sign such documents and pleadings necessary to implement this authority;
- b. Act as agent of, and appear on behalf of, the Company in the proceedings relating to the Application, with full power to make commitments and take positions, and to consider: (i) the possibility of an amicable settlement or a submission to arbitration, mediation, or other modes of alternative dispute resolution; (ii) the simplification of the issues; (iii) the necessity or desirability of amendments to the pleadings; (iv) the possibility of obtaining stipulations or admissions of facts and of documents totally or partially to avoid unnecessary proof; (v) the limitation of the number of witnesses or time allocated to particular witnesses and issues; (vi) the advisability of a preliminary reference of issues to a commissioner; (vii) the necessity or desirability of having an expository hearing or consumer forum; (viii) the procedures at the hearing and hearing schedule; (ix) the submission of written testimonies and exhibits to be offered and the marking thereof; (x) the agreements regarding service of documents; and (xi) such other matters that may aid in the prompt disposition of such proceedings;
- c. Negotiate, conclude, enter into, and execute a compromise or amicable settlement of the Application, if appropriate, or to submit the Application to alternative modes of dispute resolution, under such terms and conditions as they may deem just and reasonable;
- d. File any appeal and/or represent the Company in further proceedings related to the Application;
- e. Do and perform any and all acts and deeds relating to the Application which the Company could legally do and perform, including the execution and signing of such instruments, undertakings, affidavits, pleadings, and other documents as may be necessary or incidental to the foregoing authority.

RESOLVED, FURTHER, that the Company hereby designates and appoints the following individuals as its Attorneys-in-Fact, with authority to represent, sign, execute, and deliver documents on behalf of the Company, specifically to execute, sign, and deliver the Verifications, Certification of Non-Forum Shopping, and such other documents as may be required in the filing and during the course of the Application:

Name	Designation
Daniel C. Aboitiz	Attorney-in-Fact

James Byron P. Yu	Attorney-in-Fact
John Davis M. Mangubat	Attorney-in-Fact
Nemeley F. Jabla	Attorney-in-Fact
Gerard Joseph B. Roxas	Attorney-in-Fact
Dennis Enciso	Attorney-in-Fact

RESOLVED, FURTHER, that the Company hereby designates and appoints the following individuals as its Attorneys-in-Fact, to represent the Company as a witness, and/or appoint any other person to act as witness for the Company as may be necessary, during the hearing of the Application:

Name	Designation
Danel C. Aboitiz	Attorney-in-Fact
James Byron P. Yu	Attorney-in-Fact
John Davis M. Mangubat	Attorney-in-Fact
Nemeley F. Jabla	Attorney-in-Fact
Gerard Joseph B. Roxas	Attorney-in-Fact

RESOLVED FINALLY, that all acts done and executed by the aforementioned Attorneys-in-Fact in accordance with their delegated authority are hereby ratified, confirmed, and approved."

3. These board resolutions have not been revoked, amended, or modified, and remain valid and binding on the Company;
4. The foregoing statements are in accordance with the records of the Company.

Signature Page follows.

30 JUL 2026

PASIG CITY

IN WITNESS WHEREOF, I have hereunto set my hand this _____ in _____
Philippines.

VANESSA CONCEPCION A. FUMAR-GONZALES
Corporate Secretary

30 JUL 2026

PASIG CITY

SUBSCRIBED AND SWORN TO before me this _____ at _____
Philippines. Affiant, who is personally known to me, exhibited to me her Passport No. P8321668A
issued in DFA NCR Northeast on August 13, 2018.

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Book No. 80
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FERDINAND D. AYAHAO

Notary Public

For and in Pasig City and the Municipality of Patong
Commission No. 122 (2026-2027) valid until 12/31/2027
MCLE Exemption No. VII-MEP003234, until 04/14/28
Roll No. 46377; IBP LRN 05/59; OR 535886; 06/21/2001
TIN 123-011-785; PTR 3011/63AA; 01/02/26; Pasig City
Unit 5, West Tower PSE, Exchange Road
Ortigas Center, Pasig City, NCR, 1605 Philippines