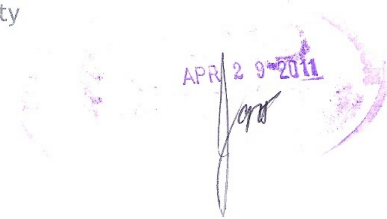


Republic of the Philippines  
ENERGY REGULATORY COMMISSION  
San Miguel Avenue, Pasig City

IN THE MATTER OF THE APPLICATION FOR  
THE APPROVAL OF THE ENERGY SUPPLY  
AGREEMENT ENTERED INTO BY AND BETWEEN  
THERMA MARINE, INC. AND DAVAO LIGHT  
AND POWER CO., INC., WITH PRAYER FOR  
PROVISIONAL AUTHORITY



ERC CASE NO. 2011-0041RC

DAVAO LIGHT AND POWER CO., INC. (DLPC)  
*Applicant*

X-----X

## MANIFESTATION

Intervenor, National Association of Electricity Consumers for Reforms, Inc. (NASECORE), represented by its President, Pete L. Ilagan, unto this Honorable Commission respectfully manifests and states- That

1. On 26 April 2011, the Honorable Commission held its initial hearing on the instant application in Davao City;
2. Mr. Marciano Tapiador, the NASECORE Coordinator for Davao City attended the said hearing to represent the NASECORE national office as manifested in the Secretary's Certificate filed together with the Petition for Intervention filed on 15 April 2011;
3. In the said hearing, the Presiding Commissioner, based on the questioning of the applicant-DLPC lawyer, directed Mr. Marciano Tapiador to submit its accreditation with the City of Davao and the Department of Trade and Industry;
4. Apparently, this was because of Item 3 of the said Intervention which states that Mr. Tapiador is the NASECORE Davao City Chapter president;
5. We beg the understanding of the Honorable Commission that it was a mere clerical error as would be substantiated by the attending Secretary's Certificate which states that Mr. Marciano D. Tapiador is the Coordinator for Davao City and not the chapter president;

6. Since, Mr. Marciano D. Tapiador is appearing not as a chapter president of NASECORE Davao City but as a Coordinator, the directive to produce certificate of accreditation from the City of Davao and registration with SEC would not be relevant anymore. Further, we understand that the ERC Rules of Practice and Procedure does not require Intervenors or Oppositors to produce such documents in the same manner, that lawyers appearing for Applicants are not asked to present certificate of employment or contract of engagement or their membership in the local chapter of the Integrated Bar of the Philippines or their Certificate of Eligibility issued by the Supreme Court ;

7. Nonetheless, should a NASECORE Davao Chapter be formally organized, we would like to assure Davao Light and Power Company, Inc. (DLPCI) and the Honorable Commission that we will produce these documents should the chapter opt to have its own separate SEC registration;

8. This manifestation is submitted in compliance with the directive of the Honorable Commission to Mr. Marciano D. Tapiador who appeared in behalf of NASECORE last 26 April 2011;

Wherefore, in view of the foregoing, NASECORE prays that the Honorable Commission will withdraw its directive to Mr. Marciano D. Tapiador during the 26 april 2011 hearing and allow him to appear in behalf of NASECORE in the public hearings of the instant application in the instances when the undersigned is not able to appear in the Davao City hearings.

Parañaque City for Pasig City, 29 April 2011.

  
PETE L. ILAGAN  
Intervenor

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

  
PETE L. ILAGAN  
Intervenor

Copy furnished:

ATTY NORBERTO F. MANJARES, Jr.  
Counsel for DLPC  
6 Saint Anne Street  
Provident Villages, Marikina City

Registry Receipt No. 1158  
Pacific Complex Post Office  
Date: April 29, 2011