

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 MERIDIAN
POWER INC., WITH PRAYER FOR
THE ISSUANCE OF PROVISIONAL
AUTHORITY AND MOTION FOR
CONFIDENTIAL TREATMENT OF
INFORMATION

ERC CASE NO. 2026-089 RC

NATIONAL GRID CORPORATION
OF THE PHILIPPINES AND
MERIDIAN POWER INC.,

June 19, 2026

Applicants

X ----- X

APPLICATION

Applicants **NATIONAL GRID CORPORATION OF THE PHILIPPINES (“NGCP”)** and **MERIDIAN POWER INC. (“MPI” herein after referred to as “Co-Applicant”)** (collectively referred to as the **“Applicants”** or the **“Parties”**), by their respective counsel, respectfully state:

I. NATURE OF THE CASE

1. This Application is for the approval of the Ancillary Services Procurement Agreement (**“ASPA”** or **“Agreement”**) dated 15 May 2026,¹ entered into by the NGCP and Co-Applicant, pursuant to Department of Energy (**“DOE”**) Department Circular No. (DC) 2021-10-0031 (the **“AS-CSP Circular”**) prescribing the conduct of Ancillary Services Competitive Selection Process (**“AS-CSP”**); in relation to the Ancillary Services – Cost Recovery Mechanism (**“AS-CRM”**)

¹ A copy of the Ancillary Services Procurement Agreement (ASPA) dated 15 May 2026 is attached as Annex **“A”**

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. 9511,² 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. Co-Applicant 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 9th Floor, Oakridge IT Center 3, Oakridge Business Park, A.S. Fortuna Street, Brgy. Banilad, Mandaue City, Cebu, Philippines.

4. Co-Applicant is the owner and operator of a Bunker C-Fired Diesel Power Plant with a rated capacity of 70.590 MW, including required ancillaries and spare parts, located in Old VECO Compound, Brgy. Ermita, Cebu City, Cebu, Philippines (the "**Generation Facility**"), which was certified and accredited by the NGCP as capable of providing Dispatchable Reserve ("**DR**").

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

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

² 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.

with the performance standards for its operations and maintenance, as set forth in the Philippine Grid Code ("**PGC**"),³ 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**")⁴ through the transmission system.⁵

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.⁶

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. The NGCP certified that the units of Co-Applicant's Generation Facility have met and complied with the Standard Ancillary Services Technical Requirements of the ASPP and are capable of providing DR.⁷

b. Competitive Selection Process

11. On 04 October 2021, the DOE issued the aforesaid AS-CSP Circular providing the policy for the conduct of a CSP for the procurement of AS by the System Operator (NGCP). Among the

³ 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.

⁴ 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.

⁵ Section 9(d), EPIRA.

⁶ Chapter 6, Grid Operations ("**GO**"), GO Section 6.3.1.2, PGC.

⁷ Copy of NGCP Accreditation Certificate No. AS-2026-V003 with corresponding test report is attached as **Annex "B"**.

policies set by the AS-CSP Circular was the creation of an independent Third-Party Bids and Awards Committee (TPBAC) to spearhead and manage the CSP.

12. Thus, NGCP sent a letter dated 20 June 2024⁸ informing DOE of the constitution of the TPBAC for the second AS-CSP. Subsequently, the DOE acknowledged the establishment of such TPBAC in its letter dated 13 August 2024⁹.

13. Likewise, in compliance with the AS-CSP Circular, NGCP submitted its Terms of Reference ("TOR") and Instruction to Bidders (ITB) to DOE. In DOE's letter dated 06 February 2026,¹⁰ the DOE approved said TOR¹¹ and ITB¹², and instructed NGCP to proceed with the publication and posting of the same pursuant to Section 7.5 of the AS-CSP Circular.

14. On 12 February 2026, the TPBAC approved its Notice of Invitation to Bid¹³ informing the public of the pending AS-CSP for RR, CR, DR, RPS and BSS; and inviting all interested grid-connected merchant plants and Independent Power Producers to apply for eligibility and participate in the competitive bidding for the procurement of AS. The Notice of Invitation to Bid likewise provided interested grid-connected merchant plants a copy of the DOE-approved TOR and Instruction to Bidders.

15. On 16 February 2026, NGCP posted in its website¹⁴, the *Notice of Invitation to Bid*. The same *Notice of Invitation to Bid* was likewise published with the *Malaya Business Insight*¹⁵ and the *Philippine Star*¹⁶ on 18 February 2026 and with the *Business Mirror*¹⁷ and the *Manila Bulletin*¹⁸ on 24 February 2026.

⁸ NGCP Letter dated 20 June 2024 informing DOE of the establishment of TPBAC is attached as Annex "C"

⁹ DOE Letter dated 13 August 2024 acknowledging the establishment of TPBAC is attached as Annex "C-1" DOE Letter dated 30 May 2025 instructing NGCP to proceed with the AS-CSP is attached as Annex "C-2"

¹⁰ DOE Letter dated 06 February 2026 approving the Terms of Reference and Instruction to Bidders is attached as Annex "D"

¹¹ DOE Approved Terms of Reference is attached as Annex "D-1"

¹² DOE Approved Instruction to Bidders is attached as Annex "D-2"

¹³ Notice of Invitation to Bid is attached as Annex "D-3"

¹⁴ Other means of publication for the Notice of Invitation to Bid is attached as Annex "E"

¹⁵ The 18 February 2026 edition of the *Malaya Business Insight* where the Notice of Invitation to Bid is attached as Annex "F" and the Affidavit of Publication issued by the *Malaya Business Insight* is likewise attached as Annex "F-1".

¹⁶ The 18 February 2026 edition of the *Philippine Star* where the Notice of Invitation to Bid is attached as Annex "G" and the Affidavit of Publication issued by the *Philippine Star* is likewise attached as Annex "G-1".

¹⁷ The 24 February 2026 edition of the *Business Mirror* where the Notice of Invitation to Bid is attached as Annex "H" and the Affidavit of Publication issued by the *Business Mirror* is likewise attached as Annex "H-1".

¹⁸ The 24 February 2026 edition of the *Manila Bulletin* where the Notice of Invitation to Bid is attached as Annex "I" and the Affidavit of Publication issued by the *Manila Bulletin* is likewise attached as Annex "I-1".

16. On 26 February 2026, in further compliance with the AS-CSP Circular to ensure an open, transparent, and effective conduct of CSP, the TPBAC issued its invitation to Observers, including the Honorable Commission and DOE.¹⁹

17. On 27 February 2026, the TPBAC, through Bid Bulletin No. 2026-01²⁰, informed eligible bidders that they may submit their bids on or before 24 March 2026.

18. On 06 March 2026, the Pre-Bid Conference was conducted.²¹

19. Thereafter, Co-Applicant was declared by the TPBAC as eligible to participate in the AS-CSP and submit its bid for the provision of DR.²²

20. Pursuant to Bid Bulletin No. 2026-01, the TPBAC conducted the opening of bids timely submitted by all the eligible bidders whereby Co-Applicant’s bid/offer²³ for the provision of DR of its Generation Facility was considered for award after sufficiently complying with the technical and financial requirements.

21. On 21 April 2026, TPBAC submitted to the NGCP’s Board of Directors its Resolution and Evaluation Report on the conduct of the CSP²⁴ indicating Co-Applicant as one of the winning bidders. The TPBAC’s Evaluation Report was thereafter confirmed by the NGCP’s Board of Directors.²⁵

22. On 27 April 2026, the TPBAC issued a Notice of Award in favor of Co-Applicant²⁶ informing the latter that it is to be awarded with a contract for the Provision of Ancillary Services in the Visayas Grid. The details of the award are as follows:

Type of AS to be provided	AS Facility/Unit	Capacity Payment Rate (P/kW/h)	Fixed O&M (P/kWh)	Variable O&M (P/kWh)	Duration
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¹⁹ Invitation to CSP Observers is attached as Annex “J”
²⁰ Bid Bulletin No. 2026-01 is attached as Annex “K”
²¹ Summary of Pre-Bid Conference is attached as Annex “K-1”
²² ASP Eligibility Requirements are attached as Annexes “L”
²³ Co-Applicant’s bid offer is attached herein as Annexes “M”.
²⁴ TPBAC Resolution and Evaluation Report dated 10 April 2026 indicating Co-Applicant’s bid/offer for its Generation Facility as one of the winning bids is attached as Annex “N”.
²⁵ NGCP Secretary’s Certificate certifying the BOD’s Resolution confirming the TPBAC’s Evaluation Report is attached as Annex “O”
²⁶ Notice of Award in favor of Co-Applicant is attached as Annex “P”

$$\text{Ancillary Service Payment}_{DR} = \text{Capacity Payment} + \text{Incidental Energy Payment}$$

B. Applicable Rates for Capacity Payment:

1. Dispatchable Reserve (DR): PhP 1.50/kW/h

$$\text{Formula for Capacity Payment} = \text{Scheduled Capacity} \times \text{Applicable Rate per AS type}$$

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, on a per 5-minute market interval basis, using the formula below:

Payment of Cost of Incidental Energy (IE) computed as follows:

$$\text{Incidental Energy Payment} = \{GX(\text{Energy Fees})\} - (\text{WESM Revenue})$$

Where:

- G = for conventional plants, summation of actual energy generated or dispatched from the Scheduled Capacity, in kWh.
- Energy Fees, in PhP/kWh = Fuel Cost + Fixed and Variable O&M Cost, in PhP/kWh.
- Fuel Cost, in PhP/kWh = fuel cost based on prevailing price with relevant fuel index based on published data
- Fixed O&M Cost, in PhP/kWh = Zero
- Variable O&M Cost, in PhP/kWh = $1.9231 \times (\text{Current CPI} \div \text{Base CPI})$
 - Base CPI = 100 (2018)
- WESM Revenue = summation of WESM revenue based on prices used in settlement at the generator's trading node, arising from G.

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

- a. Actual AS Data on Required, Scheduled, and Dispatched (MW) for the Grid for the previous year;²⁷
- b. Implementing Guidelines of the ASPA;²⁸
- c. Detailed Rate Derivation (Price-Cap);²⁹ and
- d. Rate Impact Report³⁰.

27. In support of the allegations herein, NGCP likewise submits a copy of the Judicial Affidavit of Ms. Lisaflor B. Kater,³¹ which is attached to this Application.

²⁷ Attached as Annex "Q"

²⁸ Attached as Annex "R"

²⁹ Attached as Annex "S"

³⁰ Attached as Annex "T"

³¹ Judicial Affidavit of Ms. Lisaflor B. Kater is attached as Annex "U"

28. For the Co-Applicant, the rates below 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
DR	24.5891	0.0489

A copy of the Rate Derivation for Co-Applicant is attached to this Application.³²

29. 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.

30. As provided under Section 2.1 of the ASPA, the same shall become effective upon the approval by the ERC, 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 ERC in its Order or Decision, and shall remain effective for a period of two (2) years, subject to Section 13 (Termination) of the ASPA.

31. Further, Co-Applicant, as a generation company, falls within the ambit of Section 6 of the EPIRA. Attached are copies of relevant documents proving Co-Applicant’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	“W”
Amended Articles of Incorporation	“W-1”
Latest SEC GIS/Proof of Business Registration	“X”
Certification issued by ERC on the filing of application for Certificate of Compliance	“Y”
Audited Financial Statement	“Z”
Letter re 2025 AFS	“Z-1”
WESM Registration	“AA”
Computation of True Cost of Generation (PhP/kW & PhP/kWh)	“BB”
Summary of computed Consumer Price Index (CPI) indexation for Variable Operation and Maintenance (VOM) Cost, including their computations.	“CC”

³² Rate Derivation and explanation on zero FOM is attached as Annex “V”.

Document	Annex
Written Explanation on Inapplicability of Distribution Wheeling Service (DWS) Agreement and Summary of DWS Charges	“DD”
Single-Line Diagram Connection and Locational Map	“EE”
Written Explanation on Certification of Endorsement from the Department of Energy that the Generation Facility is included in the Power Development Plan and Transmission Development Plan	“FF”
Explanation on No Existing Power Supply Agreement	“GG”
Latest GCMR	“HH”

32. While MPI 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

33. Under Rule 4 of the ERC Rules of Practice and Procedure, the ERC, 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.

34. The Rate Derivation and Computation of True Cost of Generation, attached to this Application as Annexes **“V”**, and **“BB”**, contain commercially valuable and sensitive information and data that reflect MPI’s investments, business operations, calculations, and other trade secrets. The information in Annexes **“V”**, and **“BB”** contain trade secrets that is the source of a competitive advantage that the Co-Applicant may have over other bidders in the procurement process undertaken by NGCP. In *Air Philippines Corporation vs. Pennswell, Inc.*³³, a trade secret used in one’s business has been held by the Supreme Court to constitute proprietary rights.

35. MPI 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, MPI 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”.

³³ G.R. No. 172835, December 13, 2007.

VI. ALLEGATIONS IN SUPPORT OF THE PRAYER FOR IMMEDIATE ISSUANCE OF PROVISIONAL AUTHORITY

36. It is a declared policy of the State to ensure the quality, reliability, security and affordability of the supply of electric power.³⁴ 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. However, the ERC must first approve the ASPA before the same can be implemented.

37. As the demand for power in Visayas increases, 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.

38. Applicants respectfully submit that the immediate approval of the ASPA by this Honorable Commission is a necessity to maintain the present reliability and security of the Grid. In support of our motion for the immediate issuance of a Provisional Authority, NGCP submits the Judicial Affidavit of Ms. Lisaflor B. Kater attached to this Application.

PRAYER

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

1. Immediately **ISSUE** a provisional authority to implement the subject ASPA executed on 15 May 2026;
2. **APPROVE**, after notice and hearing, the subject ASPA; and
3. **ISSUE** an Order treating the Rate Derivation and Computation of True Cost of Generation 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 forms of just and equitable relief are likewise prayed for.

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

[Signature pages follow.]

³⁴ Section 2(b), EPIRA.

NATIONAL GRID CORPORATION OF THE PHILIPPINES

NGCP Building, Quezon Avenue corner
BIR Road, Diliman, Quezon City

Through the:

OFFICE OF THE GENERAL COUNSEL

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Telephone No: (02) 8637458

By:

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IBP Lifetime No. 010191 / 09.19.2011 / Rizal Chapter
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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 Application 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 May 2026, in Quezon City, Philippines.

[Redacted Signature]

MA. CYNTHIA Y. MANRIQUE
Affiant

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

[Redacted Signature]

Doc No. 368;
Page No. 75;
Book No. 44;
Series of 2026.

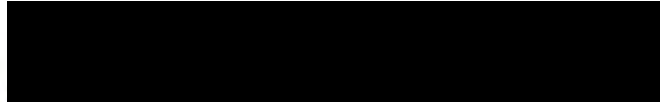
ATTY. RICO R. CALARA
Notary Public - Appointment No. 076
Commission until 31 December 2027
PTR No. 8308132; 01-05-2026; Quezon City
IBP Lifetime No. 08600; Bulacan
Roll of Attorney’s No. 53664; 27 April 2007
MCLE Compliance VIII-0011770, valid until 14 April 2028
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Teacher’s Village East, Diliman, Quezon City

J.P. GARCIA AND ASSOCIATES LAW FIRM

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By:



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MCLE Compliance pursuant to MCLE

Governing Board Order No. 1, s. 2008

E-mail address: jmaglasang@jpgarcialaw.com

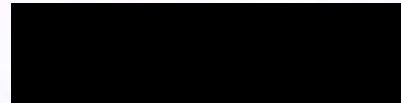
REPUBLIC OF THE PHILIPPINES)
Mandaue City) S.S.

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

I, BIENVENIDO C. SANIEL III, of legal age, Filipino, with office address at 9th Floor Oakridge IT Center 3, Oakridge Business Park, A.S. Fortuna Street, Brgy. Banilad, Mandaue City, Cebu, Philippines, after having been duly sworn to in accordance with law, hereby depose and state that:

1. I am the Vice-President of Co-Applicant Meridian Power Inc. ("MPI") and I am duly authorized to sign the Verification and Certification of Non-Forum Shopping in the above-entitled Application;
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 Application 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. MPI 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.

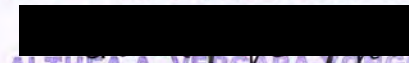
IN WITNESS WHEREOF, I have hereunto affixed my signature this May 25, 2026, in Mandaue City, Philippines.



BIENVENIDO C. SANIEL III
Affiant

SUBSCRIBED AND SWORN to before me this May 25, 2026 Affiant exhibited to me his Driver's License No. G01-92-155759, issued at LTO Cebu and valid until August 17, 2034.

Doc No. 218 ;
Page No. 45 ;
Book No. II ;
Series of 2026.



ALTHEA A. VERGARA-TUNGCO
Notary Public for and in the City of Mandaue and
Municipalities of Cordova, Consolacion,
Lilo-an, and Compostela, Cebu
Notarial Commission No. 2025-98 until December 31, 2026
Roll of Attorneys No. 72451
IBP Invoice No.: 581255; 12/31/2025
PTR No. 1592889; 01/12/2026; Cebu Province
MCLE Exemption No. VIII-BEP000278
Valid until April 14, 2028
2nd Floor One Centro Building, C. Ouano Street,
Centro, Mandaue City, Cebu, Philippines



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

SECRETARY'S CERTIFICATE

I, **KAREN S. ONG**, Filipino, of legal age, and with office address at NGCP Building, Quezon Avenue corner BIR Road, Diliman, Quezon City, after being duly sworn in accordance with law, depose and state:

1. I am the Corporate Secretary of **NATIONAL GRID CORPORATION OF THE PHILIPPINES**, 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;

2. The Board of Directors unanimously approved and adopted the following resolutions:

"RESOLVED, that the Corporation approves and authorizes the filing, with the Energy Regulatory Commission of the Applications for approval of the 2026 Ancillary Services Procurement Agreements between NGCP and the following:

- a. SMGP BESS Power Inc. for Gamu BESS;
- b. SMGP BESS Power Inc. for Lumban BESS;
- c. Panasia Energy, Inc.;
- d. Meridian Power Inc.;
- e. More Power Barge Inc.;
- f. Fort Pilar Energy, Inc.; and
- g. SMGP BESS Power Inc. for Villanueva BESS;

"RESOLVED, FURTHER, that the Corporation names, appoints and authorizes its Vice President and Head of Revenue and Regulatory Affairs, **MA. CYNTHIA Y. MANRIQUE**, to be its Attorney-in-Fact to represent the Corporation and cause the preparation and filing of the aforesaid Applications for Approval of Ancillary Services Procurement Agreements, before the Energy Regulatory Commission, with full power and authority to: (a) verify the Applications and allegations therein; (b) execute a certification of non-forum shopping for the Applications; and (c) cause the preparation and filing of motions, pleadings, and other submissions in relation to the Applications and to verify the same;

"RESOLVED, FURTHER, that the Corporation names, appoints and authorizes the **OFFICE OF THE GENERAL COUNSEL**, through any of its lawyers, as its Attorneys-in-Fact and Legal Counsel of the Corporation in the Applications to be filed, with full power and authority to act in behalf of the Corporation at any stage related to the proceedings, and with full power and authority to do and perform the following acts and things, viz:

- a. Discuss the possibility of an amicable settlement, negotiate, enter into, conclude, execute, sign, and deliver a compromise agreement as they may deem just and equitable;

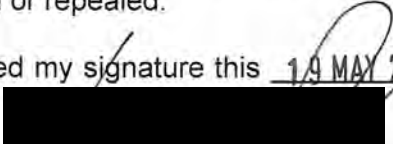


- b. Submit the case to arbitration, simplify the issues, amend and/or agree to amendment of the pleadings, obtain stipulations or admissions of facts and of documents to avoid unnecessary proof;
- c. Consider and move for the submission of the case for judgment based on the pleadings or summary judgment or for the dismissal of the action should a valid ground therefor exist;
- d. Consider and/or move for the suspension of the proceedings if the same is advisable or necessary; and
- e. To agree on such matters and do such things as may aid in the prompt disposition of the said action/proceeding/case.

“RESOLVED, FINALLY, that the Corporation gives and grants unto the above-named Attorneys-in-Fact/Counsels full power and authority to do any and all acts whatsoever requisite, necessary or proper to be done in and about the premises as fully to all intents and purposes as the Corporation might or could lawfully do, and hereby ratifies and confirms all that Attorneys-in-Fact have done, shall do, or cause to be done in its behalf by virtue hereof.”

3. The foregoing resolution is in accordance with the records of the Corporation in my possession and has not been amended, superseded or repealed.

IN WITNESS WHEREOF, I have hereunto affixed my signature this 19 MAY 2026 in Quezon City, Metro Manila.


KAREN S. ONG
Corporate Secretary

CSC-1001-7674-02

SUBSCRIBED and SWORN to before me, this 19 MAY 2026 in Quezon City, Metro Manila, affiant exhibiting to me her Passport No. P4970001B issued on 28 February 2020 in Manila.

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LUISITO A. TRINIDAD
Commission AM No. NP-56 (2026-2027)
Notary for Quezon City until 31 Dec. 2027
NGCP Quezon Ave cor BIR Road Diliman QC
Roll No. 38451 - 13 May 1983
IBP Lifetime 013997- 08 Jan 2015
PTR 8398525D- 06 Jan 2026
MCLE VIII-0027983 until April 2028

SECRETARY'S CERTIFICATE

I, **MA. ROFIL E. CARPESO**, Filipino, of legal age and with office address at 9th Floor, Oakridge IT Center 3, Oakridge Business Park, A.S. Fortuna Street, Brgy. Banilad, Mandaue City, Cebu, Philippines, after being duly sworn in accordance with law, depose and state that:

1. I am the Corporate Secretary of Meridian Power Inc. (the "Corporation"), a corporation duly organized and existing under and by virtue of the laws of the Republic of the Philippines, with principal office address at 9th Floor, Oakridge IT Center 3, Oakridge Business Park, A.S. Fortuna Street, Brgy. Banilad, Mandaue City, Cebu, Philippines.
2. At the special meeting of the Corporation's Board of Directors held on May 8, 2026, during which meeting a quorum was present and acting throughout, the following resolutions were unanimously passed and approved:

"RESOLVED, AS IT IS HEREBY RESOLVED, that the Board of Directors of **Meridian Power Inc.** (the "Corporation") authorize, as it hereby authorizes the Corporation to enter into an **Ancillary Service Procurement Agreement ("ASPA")** with the **National Grid Corporation of the Philippines ("NGCP")** for the provision of Dispatchable Reserve in the Visayas Grid;

RESOLVED FURTHER, that **MARK D. HABANA, President/CEO**, be authorize, as he is hereby, appointed and authorized, with full power and authority to represent the Corporation and to execute, sign, negotiate, finalize, and deliver the ASPA, including any amendment, modification, supplement, or related document related thereto, and to perform such acts and deeds as may be necessary or incidental to carry out the foregoing authority;

RESOLVED FURTHERMORE, that the Corporation authorize, as it hereby authorizes the Corporation to file with the Energy Regulatory Commission ("ERC") a **Joint Application with the NGCP for the approval of the ASPA between the NGCP and the Corporation, with Prayer for Provisional Authority** (the "Application");

RESOLVED FURTHERMORE, that the Corporation be authorized to appoint the following representatives with authority:

Mark D. Habana
Louie Mark R. Quizon
Bienvenido C. Sanieel III

- a) to represent the Corporation in the Application;
- b) to execute, sign, and obtain any document, including verification and certification of non-forum shopping, which may be required in the course of the Application;
- c) to do and perform on behalf of the Corporation any act and deed necessary to be done in the premises, and the Corporation hereby ratifies and confirms all that he has done or caused to be done in the course of the Application, and all that he shall do or cause to be done by virtue of his authority; and
- d) to appoint **RAPHAEL ERNESTO M. TUAZON** to represent the Corporation as witness and/or to appoint any person to represent the Corporation as its witness during the hearing of the Application;

RESOLVED FURTHERMORE, that **J. P. GARCIA & ASSOCIATES LAW OFFICES**, or any of its Partners and Associates, be authorized to represent the Corporation in the Application, with authority to:

- a) to represent the Corporation and 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, to perform any and all acts and deeds and to submit and sign such documents and pleadings necessary to implement this authority;
- b) to act as agent of and appear in behalf of the Corporation 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 testimony and exhibits to be offered and the marking thereof; (x) the agreements regarding service of documents; and (xi) such other matters as may aid in the prompt disposition of the proceedings;

c) to 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) to file any appeal or represent the Corporation in further proceedings; and

e) to do and perform on behalf of the Corporation any act and deed relating to the Application which the Corporation could legally do and perform.

RESOLVED, FINALLY, that the Corporation hereby ratifies and confirms all that its authorized representatives have done or caused to be done on behalf of the Corporation in the course of the Application and the ASPA."

3. The above resolutions are in full force and effect and have not been amended, revoked, cancelled, or modified in any way as of the date hereof.
4. The foregoing resolutions are in accordance with the records of the Corporation.

IN WITNESS WHEREOF, I have hereunto affixed my signature this
MAY 08 2026, in MAKATI CITY, Philippines

ATTY. MA. ROFIL E. CARPESO
Assistant Corporate Secretary



SUBSCRIBED AND SWORN to before me this MAY 08 2026, in
MAKATI CITY. Affiant, appeared before me, and exhibited her Driver's
License with No. N03-13-007205 which will expire on 11 September 2033 as her
competent evidence of identity.

Doc. No. 4;
Page No. 2;
Book No. I;
Series of 2026.

ALYANNA KRISTA SILVA PUECO

Appointment No. M-283
Notary Public - Makati City (until 31 December 2027)
6/F Filipino Building, 135 Dela Rosa Street
Legaspi Village, Makati City
Roll of Attorneys No. 76780
PTR No. 10766732 | 05 January 2026 | Makati City
IBP No. 588740 | 05 January 2026 | Makati Chapter
MCLE Compliance No. IX-0001350 - 09 March 2026 - Pasig City