



27 May 2022

Mr. Dinnim Rodriguez
c/o FOI Portal

Dear **Mr. Rodriguez**:

This is with reference to your request thru the FOI portal, under Tracking Number ERC-244341370202, for information of Solar Philippines Tarlac Corporation in relation to its application under ERC Case No. 2017-094 RC¹, pending before the Commission for its approval.

Pursuant to Rule 8, Section 4 of the Commission's Revised Rules of Practice and Procedure, each party of record to a case is entitled to be furnished with copies of all pleadings and documents, except those covered by motion for confidential treatment of information. However, based on our records, you are not an admitted intervenor in the said case.

It must be noted that in the Freedom of Information (FOI) Manual of the Commission, Annex "A" thereof provides the List of Exceptions to FOI, wherein the requested information would fall as exception, *to wit*:

“xxx

5. Information, documents or records known by reason of official capacity and are deemed as confidential, including those submitted or disclosed by entities to government agencies, tribunals, boards or officers, in relation to the performance of their functions, or to inquiries or investigation conducted by them in the exercise of their administrative, regulatory or quasi-judicial powers;

xxx”

In view of the foregoing reasons, the requested information under the abovementioned case pending before the Commission cannot be provided.

¹ In the Matter of the Application for the Approval of the Power Supply Agreement (PSA) between Manila Electric Company (MERALCO) and Solar Philippines Tarlac Corporation (SPTC), with Prayer for Provisional Authority and Motion for Confidential Treatment of Information, filed by MERALCO and SPTC.



Republic of the Philippines
**ENERGY
REGULATORY
COMMISSION**

Nonetheless, you may visit the Commission's official website at www.erc.gov.ph wherein a copy of the said application may be accessed.

Please be guided accordingly. Thank you.

Very truly yours,

Maria Corazon C. Gines

ATTY. MARIA CORAZON C. GINES
Director III
Legal Service

arg
LS: ARG