

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



TEAM (PHILIPPINES) ENERGY CORPORATION (TPEC),
Complainant,

- versus -

ERC CASE NO. 2011-064 MC

NATIONAL POWER CORPORATION (NPC), FROILAN A. TAMPINCO, JUAN CARLOS J. GUADARRAMA, ALFREDO L. LICUDINE, JR. AND CYNTHIA R. ENCARNACION,
Respondents.

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D O C K E T E D
Date: JAN 15 2013
By: [Signature]

ORDER

Before the Commission for resolution is the "Motion for Reconsideration" filed on November 22, 2012 by the Power Sector Assets and Liabilities Management Corporation (PSALM) praying that the Order dated October 24, 2012 declaring it as a party-respondent be reconsidered and set aside and that, accordingly, it be dropped as such

On December 10, 2012, Team (Philippines) Energy Corporation (TPEC) filed its "Opposition" praying for the denial of PSALM's motion for lack of merit.

The Commission is constrained to deny PSALM'S motion since the matters raised therein have already been adequately addressed. It must be emphasized that, in the case of Teodora and Rodolfo Capacete v. Venancia Baroro, et.al., the Supreme Court held that: "*There being no new or novel issues*

presented by the petitioners and considering that the issues raised in the present motion have already been sufficiently passed upon and threshed out in the questioned Resolution, the motion for reconsideration must fail.”¹

Accordingly, the Commission hereby sets the pre-trial conference and evidentiary hearing on **February 7, 2013 (Thursday) at ten o'clock in the morning (10:00 A.M.) at the ERC Hearing Room, 15th Floor, Pacific Center Building, San Miguel Avenue, Pasig City.**

PSALM is hereby directed to **SUBMIT** its pre-trial brief, within five (5) days from receipt hereof.

SO ORDERED.

Pasig City, January 14, 2013.

FOR AND BY AUTHORITY
OF THE COMMISSION:



MARIA TERESA A.R. CASTAÑEDA
Commissioner

¹ Teodora and Rodolfo Capacete v. Venancia Baroro, et.al. G.R. No. 154184, July 8, 2003

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