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## **SECURITIES AND EXCHANGE COMMISSION**

## SEC FORM 17-C

## CURRENT REPORT UNDER SECTION 17 OF THE SECURITIES REGULATION CODE AND SRC RULE 17.2(c) THEREUNDER

1.	July 08, 2022 Date of Report (Date of earliest event reported)
2.	SEC Identification Number <u>CS200801099</u> 3. BIR Tax Identification No. <u>006-960-000</u>
4.	SMC GLOBAL POWER HOLDINGS CORP. Exact name of issuer as specified in its charter
5.	Philippines Province, country or other jurisdiction of incorporation  6. (SEC Use Only) Industry Classification Code:
7.	5th Floor, C5 Office Building Complex, #100 E. Rodriguez Jr. Ave., C5 Road, Bo. Ugong, Pasig City, Metro Manila Address of principal office Postal Code
8.	(02) 5317-1000 Issuer's telephone number, including area code
9.	N. A. Former name or former address, if changed since last report
10	. Securities registered pursuant to Sections 8 and 12 of the SRC or Sections 4 and 8 of the RSA
Ph Ph	np 15 Billion worth of Fixed Rate Bonds issued in July 2016 np 20 Billion worth of Fixed Rate Bonds issued in December 2017 np 15 Billion worth of Fixed Rate Bonds issued in August 2018 np 30 Billion worth of Fixed Rate Bonds issued in April 2019
	Title of Each Class  Number of Shares of Common Stock Outstanding and Amount of Debt Outstanding (as of March 31, 2022)

**Common Shares** 

1,250,004,000

Consolidated Total Liabilities (in Thousands)

Php 394,366,472

#### 11. Indicate the item numbers reported herein: Item 9

Further to the disclosures made by SMC Global Power Holdings Corp. (the "Corporation"), we advise that the Corporation received on July 5, 2022 from its external counsel, Poblador Bautista & Reyes Law Offices, a copy of the decision rendered by the Supreme Court En Banc on August 3, 2021 in the inter-related cases docketed as G.R. Nos. 210245, 210502 and 210255 (the "Decision") relating to the petitions filed before the Supreme Court by special interest groups questioning the approval by the Energy Regulatory Commission ("ERC") on the staggered collection by the Manila Electric Company ("Meralco") of its generation rates for the November 2013 billing period from its consumers (the "December 9, 2013 Order").

South Premiere Power Corp., San Miguel Energy Corporation, and Masinloc Power Partners Co. Ltd., wholly owned subsidiaries of the Corporation, (collectively, the "Relevant Subsidiaries"), were impleaded in the aforementioned case and enjoined from collecting its generation charges from Meralco under their respective power supply agreements.

In addition, on March 3, 2014, the ERC issued an order in Miscellaneous Case No. 2014-021 declaring the November and December 2013 Luzon wholesale electricity spot market ("WESM") prices as void, imposing the application of regulated prices, and mandating the Philippine Electricity Market Corporation (the operator of the WESM at that time) to calculate and issue adjustment bills using recalculated prices (the "March 3, 2014 Order").

The dispositive portion of the Decision states:

"WHEREFORE, premises considered, the March 3, 2014 Order of the Energy Regulatory Commission is declared NULL and VOID. The petition in G.R. No. 210502 is granted insofar as it prayed for the dismissal of the petitions in G.R. Nos. 210245 and 210255, as these are hereby DISMISSED. The December 9, 2013 Order of the Energy Regulatory Commission is AFFIRMED.

### SO ORDERED."

In the event the Decision becomes final and executory, the Relevant Subsidiaries can proceed with the collection of deferred generation charges for November and December 2013 billing periods from Meralco under their respective power supply agreements. Further, the difference between the actual Luzon WESM prices and the regulated prices (based on the March 3, 2014 Order) for WESM sales and purchases made by the Relevant Subsidiaries, San Miguel Electric Corp. and Strategic Power Devt. Corp. (which are likewise wholly-owned subsidiaries of the Corporation) in November and December 2013 billing periods will have to be settled with the Independent Electricity Market Operator of the Philippines (the current operator of the WESM).

## **SIGNATURES**

Pursuant to the requirements of the Securities Regulation Code, the Issuer duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized on July 08, 2022.

**SMC GLOBAL POWER HOLDINGS CORP.** 

By:

Virgilio S. Jacinto

Corporate Secretary and Compliance Officer