



April 16, 2015

**SECURITIES AND EXCHANGE COMMISSION**

SEC Building, EDSA Greenhills,  
Mandaluyong City, Metro Manila

ATTENTION : **DIR. VICENTE GRACIANO P. FELIZMENIO JR.,**  
Director, Markets and Securities Regulation Department

**PHILIPPINE STOCK EXCHANGE, INC.**

3rd Floor, Philippine Stock Exchange Plaza  
Ayala Triangle, Ayala Avenue, Makati City

ATTENTION : **MS. JANET ENCARNACION**  
Head, Disclosure Department

**PHILIPPINE DEALING & EXCHANGE CORP.**

Market Regulatory Services Group  
37/F, Tower 1, The Enterprise Center  
6766 Ayala Avenue corner Paseo de Roxas, Makati City

ATTENTION : **MS. VINA VANESSA S. SALONGA**  
Head - Issuer Compliance and Disclosures Department

Gentlemen:

We submit for your files the SEC Form 17-C (Current Report) of Aboitiz Power Corporation.

Kindly acknowledge receipt hereof.

Thank you.

Very truly yours,

**ABOITIZ POWER CORPORATION**

By

A handwritten signature in black ink, appearing to read 'M. Jasmine S. Oporto', written in a cursive style.

**M. JASMINE S. OPORTO**

Corporate Secretary

**COVER SHEET**

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S.E.C. Registration Number

A	B	O	I	T	I	Z	P	O	W	E	R	C	O	R	P	O	R	A	T	I	O	N
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( Company's Full Name )

3	2	N	D	S	T	R	E	E	T	,	B	O	N	I	F	A	C	I	O	G	L	O	B	A	L
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C	I	T	Y	,	T	A	G	U	I	G	C	I	T	Y	,	M	E	T	R	O	M	A	N	I	L	A
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P	H	I	L	I	P	P	I	N	E	S															
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(Business Address: No. Street City / Town / Province)

<b>M. JASMINE S. OPORTO</b>																								
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Contact Person

<b>02- 886-2729</b>																								
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Company Telephone Number

1	2		3	1
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*Month Day*

Fiscal Year

1	7	-	C	
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FORM TYPE

<small>3rd Monday of May</small>																								
0	5		1	8																				

*Month Day*

Annual Meeting

N/A				
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Secondary License Type, if Applicable

<b>SEC</b>				
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Dept. Requiring this Doc

N/A																								
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Amended Articles Number/Section

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Total No. of Stockholders

<b>x</b>				
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Domestic

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Foreign

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To be accomplished by SEC Personnel concerned

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File Number

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Document I.D.

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Cashier


STAMPS																								
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**Remarks** = Pls. use black ink for scanning purposes

SECURITIES & EXCHANGE COMMISSION

SEC FORM 17-C

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

1. April 16, 2015  
Date of Report (Date of earliest event reported)
2. SEC Identification Number C199800134      3. BIR TIN 200-652-460
4. ABOITIZ POWER CORPORATION  
Exact name of registrant as specified in its charter
5. Philippines      6.   
Province, country or other jurisdiction      Industry Classification Code  
of incorporation
7. 32<sup>nd</sup> Street, Bonifacio Global City, Taguig City, Metro Manila, Philippines      1634  
Address of principal office      Postal Code
8. (02) 886-2800  
Registrant'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 4 and 8 of the RSA
- | Title of Each Class   | Number of Shares of Common Stock<br>Outstanding and Amount of Debt Outstanding |
|---|--|
| <u>Common Stock ₱1 Par Value</u>                            | <u>7,358,604,307</u>   |
| <u>Amount of Debt Outstanding (As of December 31, 2014)</u> | <u>₱97,347,096,000.00</u>  |

11. Indicate the item numbers reported herein: 5

**Item 5 : Legal Proceedings**

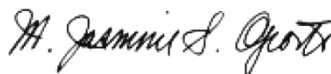
Please see attached.

SIGNATURE (S)

Pursuant to the requirements of the Securities Regulation Code, the registrant has duly caused this report to be signed on its behalf by the undersigned hereunto duly authorized.

**ABOITIZ POWER CORPORATION**

By



**M. JASMINE S. OPORTO**

Corporate Secretary

Dated: April 16, 2015

**DISCLOSURE**  
**Aboitiz Power Corporation - Legal Proceedings**

Subject of the Disclosure	:	Issuance of Writ of Preliminary Injunction against Philippine Electricity Market Corporation (PEMC)
Background/Description of the Disclosure	:	Therma Mobile, Inc. (TMO) filed an Urgent Petition for the Issuance of Interim Measures with the courts of Pasig City to enjoin PEMC, through the PEM Board, from imposing the financial penalties it imposed in PEMC ECO Case No. 2014-0009 – Therma Mobile, Inc. for alleged violation of the “Must-Offer” rule of the Wholesale Electricity Spot Market (WESM) Rules
Name of the court or agency in which the proceedings are pending	:	Regional Trial Court Branch 157, Pasig City
Date Instituted	:	February 16, 2015
Docket Number	:	SP Proc Case No. 12790
Principal Parties	:	Therma Mobile, Inc. (TMO) Philippine Electricity Market Corporation(PEMC)
Nature and description of the legal proceedings	:	<p>As a result of the financial penalties that PEMC imposed on TMO in PEMC ECO Case No. 2014-0009, TMO filed an Urgent Petition for the Issuance of Interim Measures of Protection with the courts of Pasig City.</p> <p>PEMC initially found that TMO withheld capacity during the November and December 2013 supply period and imposed financial penalties amounting to Php234.9 million on TMO.</p> <p>TMO argued that it did not withhold any capacity, as it was physically impossible for TMO to transmit more than 100MW to MERALCO. Although TMO’s rated capacity is 234 MW (net), it could only safely, reliably and consistently deliver 100MW during the period under investigation because of the thermal limitations of its transmission lines and the technical and mechanical constraints of its generating units.</p> <p>After considering the factual and legal circumstances, RTC Branch 157 of Pasig City found TMO’s petition to be meritorious and issued a writ of preliminary injunction preventing PEMC, through the PEM Board, from:</p> <p>(a) demanding or collecting from TMO the amount of Php234.9 million in financial penalties;</p> <p>(b) charging interest on the financial penalties and having the same accrue, and</p> <p>(c) transmitting PEMC-ECO’s investigation report to the ERC, until the dispute is finally resolved through the dispute resolution process of the WESM Rules and Dispute Resolution Market Manual (WESM DRMM).</p>

**PSE Disclosure Form 4-26 –Legal Proceedings**

References: SRC Rule 17 (SEC Form 17-C) and Section 4.4 of the Revised Disclosure Rules

		<b>In same order, the court made a prima facie determination of the existence of an arbitration agreement between TMO and PEMC, and ordered the parties to continue with the dispute resolution process embodied in the WESM Rules and WESM DRMM.</b>
Effect (s) on the Issuer’s business or operations, if any	:	<b>N/A</b>
Other relevant Information	:	<b>N/A</b>