



## SMC GLOBAL POWER

17 May 2019

**Philippine Dealing & Exchange Corp.**

37<sup>th</sup> Floor, Tower 1, The Enterprise Center  
6766 Ayala Avenue corner Paseo de Roxas  
Makati City

Attention: **Atty. Joseph B. Evangelista**  
Head – Issuer Compliance and Disclosure Department

Gentlemen:

Further to the previous disclosures made by SMC Global Power Holdings Corp. (the “Corporation”), dated 7 December 2017, 25 July 2018 and dated 4 April 2019 (as contained in the 2018 Annual Report of the Corporation under SEC Form 17-A), relating to the above-captioned subject, we advise that the Supreme Court, First Division, in a Resolution dated 4 March 2019, a copy of which we received from our external counsel on 16 May 2019, the Supreme Court denied the Petition for Review on Certiorari filed by the Power Sector Assets and Liabilities Management Corporation (“PSALM”) against South Premiere Power Corp. (“SPPC”). The relevant portions of the Resolution state as follows:

“...Pursuant to Rule 45 and other related provisions of the 1997 Rules of Civil Procedure, as amended, governing appeals by certiorari to the Supreme Court, only petitions which are accompanied by or which strictly comply with the requirements specified therein shall be entertained by or which strictly comply with the requirements specified therein shall be entertained. On the basis thereof, the Court further resolves to **DENY** the instant petition for review on certiorari with prayer for issuance of temporary restraining order and/or preliminary injunction of the Decision and Resolution dated December 19, 2017 and July 12, 2018, respectively, of the Court of Appeals in CA G.R. SP No. 147682 for lack of payment in the amount of P1,000.00 for prayer for temporary restraining order and P300.00 for deposit for sheriff’s fee per A.M. No. 17-12-09-SC, the amount remitted being only P4,530.00.

In any event, petitioner failed to sufficiently show that the Court of Appeals committed any reversible error in the challenged decision and resolution as to warrant the exercise of this Court’s discretionary appellate jurisdiction...”

With the issuance of the Resolution, SPPC continues to be the IPP Administrator for the Ilijan Power Plant.

Thank you.

Very truly yours,

**SMC GLOBAL POWER HOLDINGS CORP.**

By: 

**ELENITA D. GO**  
Corporate Information Officer