

COVER SHEET

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SEC Registration Number

S	E	M	I	R	A	R	A	M	I	N	I	N	G	A	N	D	P	O	W	E	R
C O R P O R A T I O N																					

(Company's Full Name)

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2	2	8	1	D	O	N	C	H	I	N	O	R	O	C	E	S	A	V	E	N	U	E
M A K A T I C I T Y																						

(Business Address: No. Street City/Town/Province)

John R. Sadullo

(Contact Person)

888-3000

(Company Telephone Number)

1 2	3 1
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(Fiscal Year)

1 7 - C

(Form Type)

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Month Day
(Annual Meeting)

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(Secondary License Type, If Applicable)

Corporate Finance Dept.

Dept. Requiring this Doc.

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Amended Articles Number/Section

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Total No. of Stockholders

Total Amount of Borrowings	
Domestic	Foreign

To be accomplished by SEC Personnel concerned

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File Number

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Document ID

_____ Cashier

S T A M P S

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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. December 19, 2017
Date of Report
2. SEC Identification No.: 91447
3. BIR Tax Identification No.: 000-190-324-000
4. SEMIRARA MINING AND POWER CORPORATION
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. 2/F DMCI Plaza, 2281 Don Chino Roces Avenue, Makati City
Address of principal office
- Postal Code: 1231
8. (2) 888-3000/888-3055 Fax No. (2) 888-3955
Issuer's telephone number, including area code
9.
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

<u>Title of Each Class</u>	<u>Number of Shares of Common Stock</u> <u>(Outstanding)</u>
Common Shares	1,068,750,000
11. Indicate the item numbers reported herein: **Item 5.**

This is an update to the case docketed as “Power and Synergy, Inc., Plaintiff vs. Semirara Mining Corp., et. al., Defendants, Civil Case No. Q-10-66936, Regional Trial Court of Quezon City, Branch 97.”

Power and Synergy, Inc.’s (PSI) in its complaint alleged fraudulent acts against the defendants, Semirara Mining and Power Corporation (SMPC) and its directors and officers, and prayed that they be jointly and severally perform and comply with the terms and conditions under the Consultancy Agreement. PSI is in effect claiming a success fee of PhP1.3 billion (due to increase in coal volume sold to NPC) by the end of 2010. On June 2, 2010, SMPC moved for the dismissal for lack of jurisdiction and improper venue in so far as other individual defendants are concerned, and that the complaint states no cause of action. The RTC required PSI to pay the correct docket fees, but PSI moved for reconsideration, which was later denied. On August 22, 2014, SMPC moved for the dismissal of the case for failure of PSI to comply with the order of the RTC to pay the correct docket fees.

The RTC issued and Order dated October 1, 2015 finding the motion of SMPC to be meritorious and dismiss PSI’s complaint with prejudice. PSI appealed the case to the Court of Appeals (CA) [CA-G.R. CV No. 106444] and seek to reverse the RTC Order dated October 1, 2015. On June 30, 2017, the CA denied PSI’s appeal and affirmed the RTC Order dated October 1, 2015.

Today, SMPC received a copy of the Entry of Judgment wherein the CA’s Decision dated June 30, 2017 has become final and executory on July 29, 2017.

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

Issuer : Semirara Mining and Power Corporation

Signature and Title : 

John R. Sadullo
VP Legal & Corporate Secretary

Date : December 19, 2017