

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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M	A	K	A	T	I	C	I	T	Y													

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

John R. Sadullo (Contact Person)
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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

_____ LCU

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Document ID

_____ Cashier

STAMPS

Remarks: Please use BLACK ink for scanning purposes.

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. April 4, 2018
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 (SEC Use Only)
Province, country or other jurisdiction of incorporation Industry Classification Code:
7. 2/F, DMCI Plaza, 2281 Chino Roces Avenue, Makati City 1231
Address of principal office Postal Code
8. (2) 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>
Common Shares	<u>(Outstanding)</u> 1,065,286,430
11. Indicate the item numbers reported herein: **Item 9:**

This has reference to the case docketed as “*Semirara Mining Corporation vs. Commissioner of Internal Revenue, CTA Case Nos. 7822 and 7849.*” On March 28, 2011, the CTA First Division **GRANTED** the Corporation’s claim for a refund or issuance of tax credit certificate in the amount of Php77,253,245.39, representing the erroneously paid final VAT withheld by the National Power Corporation and remitted to the Bureau of Internal Revenue in connection with its sales of coal for the period covering July 1, 2006 to December 31, 2006.

On April 12, 2011, the Commissioner of Internal Revenue (CIR) moved for reconsideration but was denied by the CTA on June 3, 2011. On April 23, 2012, the CTA *En Banc* (CTA *EB No. 793*) **DISMISSED** the Petition for Review filed by the CIR for lack of merit. Its subsequent Motion for Reconsideration was likewise denied on July 26, 2012. The CIR then elevated the case to the Supreme Court (*G.R. No. 202922*) via petition for review on September 24, 2012.

The Supreme Court on June 19, 2017 denied the petition for review of the CIR, and affirmed the CTA *En Banc* Decision dated April 23, 2012 and its Resolution dated July 26, 2012.

Today, by way of an update, we wish to apprise the Commission and the Exchange that we received a copy of the Supreme Court’s Resolution dated January 10, 2018, which denied with finality the CIR’s motion for reconsideration and ordered that an entry of judgment be issued immediately. The dispositive portion of said Resolution reads:

“xxx. Acting on petitioner’s motion for reconsideration of the Decision dated June 19, 2017, and considering that there is no substantial argument to warrant a modification of this Court’s decision, the Court resolves to **DENY** reconsideration with **FINALITY**.

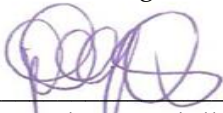
NO FURTHER pleadings or motions shall be entertained herein.

Let an **ENTRY** of judgment in this case be issued immediately.”

SIGNATURES

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
Corporate Secretary

Date : April 4, 2018