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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. <u>March 29, 2019</u> Date of Report

2. SEC Identification No.: **91447**

3. BIR Tax Identification No.: <u>410-000-190-324</u>

4. SEMIRARA MINING AND POWER CORPORATION

Exact name of issuer as specified in its charter

5. <u>Philippines</u> Province, country or other jurisdiction of

incorporation

6. (SEC Use Only) Industry Classification Code:

1231

Postal Code

- 7. <u>2/F DMCI Plaza, 2281 Don Chino Roces Avenue, Makati City</u> Address of principal office
- 8. <u>(2) 888-3055 Fax No. (2) 888-3955</u> 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>

 Number of Shares of Common Stock

Common Shares

4,250,547,620

11. Indicate the item numbers reported herein: <u>Item 5</u>.

We wish to inform the Commission and the Exchange that Semirara Mining and Power Corporation (SMPC) received today a copy of the Notice of Judgment dated March 13, 2019 and attached thereto is the Supreme Court's Decision dated December 5, 2018 in relation to the case of Commissioner of Internal Revenue (CIR) vs. Semirara Mining Corp., G.R. No. 202534.

As a background, on January 4, 2011, the Court of Tax Appeals (CTA) rendered a Decision grating SMPC's petition for a refund or issuance of a tax credit certificate in the amount of PhP15,292,054.93. The CIR filed a Motion for Reconsideration (MR) which was denied on March 18, 2011. CIR appealed the case to CTA En Banc [CTA EB No. 752] which later dismissed it on March 22, 2012. An MR was filed but later dismissed on June 28, 2012. CIR's Petition for Certiorari was filed with Supreme Court [G.R. No. 202534] on August 29, 2012.

The Decision of the Supreme Court Second Division dated December 5, 2018 denied the CIR's Petition for Review questioning the (a) Decision of the CTA dated March 22, 2012, and (b) CTA Resolution dated June 28, 2012. The CTA Decision and Resolution confirmed the VAT-exempt status of SMPC and granted its claim for tax refund.

We shall advise the Commission and the Exchange of further developments on the case.

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

Signature and Title

: Semirara Mining Corporation

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John R. Sadullo

Corporate Secretary

Date : March 29, 2019

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