

UNDERTAKING and WAIVER

I, _____, of legal age, _____(citizenship) and
with _____ office _____ address _____ located _____ at

_____, after having
been sworn to in accordance with law hereby depose and state that:

1. I am the _____ of
_____ (Corporation), a corporation duly
organized and existing under Philippine laws holding office at
_____.

The Corporation has submitted to the Power Sector Assets and Liabilities Management Corporation (PSALM) a Letter of Interest signifying its interest to participate on the sale of the structures, plant equipment, auxiliaries and accessories of the Decommissioned 850 MW Sucat Thermal Power Plant located in Muntinlupa City, Philippines.

2. In relation to the above and pursuant to Section 78 of Republic Act 9136, I, on behalf of the Corporation, the Board of Directors and its shareholders, undertake not to seek and obtain a writ of injunction or prohibition or restraining order against the Privatization Bids and Awards Committee (Committee), PSALM, to prevent or restrain the bidding process, the holding of a bidding or any related proceedings, the selection of the winning bidder, and the execution of the transaction documents.
3. Further, I, on behalf of the Corporation, the Board of Directors and its shareholders, hereby waive any and all claims and causes of action against the Committee, PSALM, or any of their advisors in the event that the bidding, selection and/or award be declared invalid or is set aside by a court of competent jurisdiction or any governmental authority for any reason.
4. I am duly authorized to execute this Undertaking and Waiver as shown by the attached Secretary's Certificate.
5. This Undertaking and Waiver is executed to attest to the truth of the foregoing and for whatever legal purpose it may serve.

SIGNED ON _____ AT _____.

Affiant

ACKNOWLEDGMENT

REPUBLIC OF THE PHILIPPINES)
_____) s.s.

BEFORE ME, a Notary Public, for and in _____ City this _____ 2017 personally appeared:

Name	Identification Document Presented	Date and Place of Issue

known to me to be the same person who executed the foregoing Undertaking and Waiver and who acknowledged to me that the same is his true and voluntary act and deed and that of the Corporation which he represents.

SIGNED AND SEALED on _____ 2017 in _____.

Doc. No. _____
Page No. _____
Book No. _____
Series of 2017.

NOTARY PUBLIC