

**REPUBLIC OF THE PHILIPPINES
BATANGAS CITY**

OFFICE OF THE SANGGUNIANG PANLUNGSOD

**EXCERPT FROM THE MINUTES OF THE REGULAR SESSION HELD BY THE
MEMBERS OF THE SANGGUNIANG PANLUNGSOD OF BATANGAS CITY
ON FEBRUARY 6, 2018 AT THE SANGGUNIANG SESSION HALL**

PRESENT:

Hon. Emilio Francisco A. Berberabe Jr.,	Presiding Officer
Hon. Glenn M. Aldover,	Councilor
Hon. Sergie Rex M. Atienza,	“
Hon. Hamilton G. Blanco,	“
Hon. Alyssa Renee A. Cruz,	“
Hon. Oliver Z. Macatangay,	“
Hon. Armando C. Lazarte,	“
Hon. Karlos Emmanjuel A. Buted,	“
Hon. Julian B. Villena,	“
Hon. Gerardo A. Dela Roca,	“
Hon. Nestor E. Dimacuha,	“
Hon. Nelson J. Chavez,	“

ABSENT:

Hon. Angelito “Dondon” A. Dimacuha,	ABC-Rep.
Hon. Aileen Grace A. Montalbo,	Councilor

“On motion of Councilor Aldover duly seconded, the following Resolution was Adopted:

RESOLUTION NO. 38 S. 2018

**APPROVING THE CERTIFICATE OF FINALITY ON THE CASE OF BARANGAY
CAPTAIN RAMIL CASEDA VS. BARANGAY KAGAWAD RESTITUTO ALMADIN,
SP ADMIN BLG. 01-17 FOR CONDUCT UNBECOMING PUBLIC OFFICIAL**

RESOLVED, to approve the Certificate of Finality on the Case of Barangay Captain Ramil Caseda vs. Barangay Kagawad Restituto Almadin, SP Admin. Blg. 01-17 for Conduct Unbecoming Public Official.

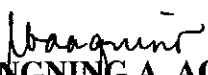
UNANIMOUSLY APPROVED.”

SPONSOR	:	COUN. GLENN M. ALDOVER COMMITTEE OF THE WHOLE
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Continuation of Resolution No. 38 S. 2018

**APPROVING THE CERTIFICATE OF FINALITY ON THE CASE OF BARANGAY
CAPTAIN RAMIL CASEDA VS. BARANGAY KAGAWAD RESTITUTO ALMADIN,
SP ADMIN BLG. 01-17 FOR CONDUCT UNBECOMING PUBLIC OFFICIAL**

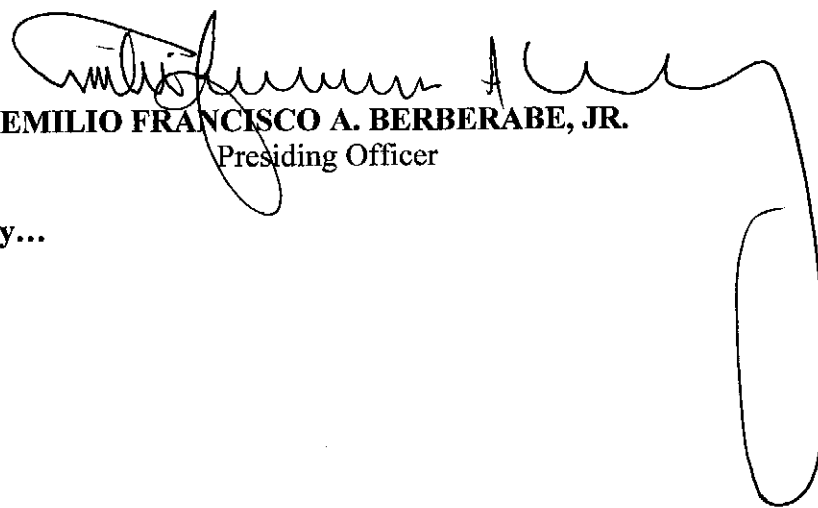
I hereby certify that the foregoing Resolution No. 38 S. 2018 was approved by the Sangguniang Panlungsod of Batangas City during its Regular Session held on February 6, 2018.


LUNINGNING A. AQUINO
Board Secretary III
Sangguniang Panlungsod

NOTED:


ATTY. OLIVA D. TELEGATOS
Secretary
Sangguniang Panlungsod

ATTESTED:


EMILIO FRANCISCO A. BERBERABE, JR.
Presiding Officer

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REPUBLIC OF THE PHILIPPINES
BATANGAS CITY
OFFICE OF THE SANGGUNIANG PANLUNGSOD

COMMITTEE OF THE WHOLE
(SP Adm. Blg. 01-17)

COMMITTEE REPORT

To: The Honorable Sangguniang Panlungsod

From: The Chairman, Committee on Ethics and Good Government, and
Chairman, Committee of the Whole – SP Adm. Blg. 01-17

Subject: Manifestation Cum Motion for Writ of Execution

I. First, on the issue mentioned by the Counsel for the Complainant in his Manifestation:

It was only when the complainant, thru his counsel, filed this Manifestation Cum Motion for Writ of Execution that the Committee Chairman learned of the fact that the complainant did file his Position Paper on time. My inquiry yielded the information that the counsel for the complainant had his Position Paper received at the receiving area in the Sangguniang Panlungsod lobby and the same was stamped received by one of the Vice Mayor's staff who turned over the Paper to another personnel at the Vice Mayor's Office. Inadvertently, the receiving staff of the Vice Mayor did not realize the need to submit the Position Paper to the Committee of to the Secretariat for proper procedure. Nevertheless, the Committee and the Office of the Vice Mayor cannot be blamed for this unintentional lapse because the counsel for the complainant did not observe the proper procedure in filing the Position Paper. He should have filed it before the Committee or before the Secretariat.

I therefore recommend that the Manifestation of the Complainant be NOTED.

II. Second, on the Motion for Writ of Execution

The Decision of the Sangguniang Panlungsod on the Administrative Case of Caseda vs. Almadin (SP Adm. Blg. 01-17, for Conduct Unbecoming a Public Official) was rendered on January 8, 2018 and was received by the Respondent on January 19, 2018. Under the Rules, the respondent has 15 days from receipt of the copy of the Decision to file a Motion for Reconsideration. Further, since the Decision imposed the penalty of suspension of not more than thirty (30) days, it is final, executory and not appealable unless a motion for reconsideration is reasonably filed (Section 45, Revised Rules in Administrative Cases in the Civil Service). The Decision, therefore has become final on February 3, 2018.

I therefore move that a Certificate of Finality be issued by the Sangguniang Panlungsod for the enforcement of its Decision on the Case.

Respectfully submitted, February 6, 2018.


COUN. GLENN M. ALDOVER
Chairman

Committee on Ethics and Good Government
Committee of the Whole, SP Adm. Blg. 10-17

Republic of the Philippines
SANGGUNIANG PANLUNGSOD
Batangas City

BRGY. CAPT. RAMIL L. CASEDA,
Complainant,

- versus -

SP ADMM. BLG. 01-17
For
Conduct Unbecoming a Public Official

BRGY. KAGAWAD. RESTITUTO ALMADIN,
Respondent

x-----x

CERTIFICATE OF FINALITY

It is hereby certify that on 8 January 2018, a Decision was rendered by the Honorable Sangguniang Panlungsod, the dispositive portion of which reads:


"WHEREFORE, the Committee finds the respondent guilty of conduct unbecoming[a public official. The penalty of suspension from office for a period of thirty (30) days is hereby imposed.

SO ORDERED. January 8, 2018."

The foregoing has achieved finality on February 3, 2018, there being no motion for reconsideration filed by either parties.

Issued upon the request of the complainant for legal purpose/s.

Batangas City. February 6, 2018.


COUN. GLEN M. ALDOVER
Chairman
Committee of the Whole