



Republic of the Philippines
Province of Oriental Mindoro
MUNICIPALITY OF BULALACAO

OFFICE OF THE SANGGUNIANG BAYAN

Municipal Building, Poblacion, Bulalacao, 5214, Oriental Mindoro

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG BAYAN OF BULALACAO, ORIENTAL MINDORO HELD ON OCTOBER 26, 2009 AT THE SANGGUNIANG BAYAN SESSION HALL

PRESENT:

Hon. Teresita S. Bantugan	-	Presiding Officer
Hon. Emelita A. Osorio	-	Sang. Bayan Member
Hon. Eduardo C. Acheron	-	-do-
Hon. Gideon B. Abuel	-	-do-
Hon. Guillermo G. Salas, Jr.	-	-do-
Hon. Leonardo A. Andallon	-	-do-
Hon. Senen C. Familara	-	-do-
Hon. Virgelio M. Astillo	-	Pres., Liga ng mga Brgy.
Hon. Ronelle G. Feranil	-	SK Fed. President

ABSENT:

Hon. Rosalinda M. Cabagay	-	Sang. Bayan Member
Hon. Ramon G. Magbanua	-	-do-

X -----X

RESOLUTION NO. 09-10-156

RESOLUTION RESPECTFULLY REQUESTING THE HONORABLE SUPREME COURT TO EXPEDITE THE EARLY RESOLUTION OF THE CASE ENTITLED CONSTANCIO MENDOZA, ET AL VS. MAYOR ERNILO C. VILLAS, ET AL., DOCKETED AS G.R. NO. 187256

“WHEREAS, since 28 February 2008 when respondent Liwanag Herato took her oath of office as Barangay Chairperson of Barangay Balatasan, Bulalacao, Oriental Mindoro, there arose a conflict regarding the legality of her status as Barangay Chairperson of Balatasan, culminating in the filing of an action by Constancio Mendoza against Mayor Emilo C. Villas, Municipal Mayor of Bulalacao, Oriental Mindoro, Liwanag Herato, Barangay Chairperson, Melencio Faminialagao, Municipal Local Government Officer and Marlon de Castro, Branch Manager, Land Bank, Pinamalayan, Oriental Mindoro docketed in the Regional Trial Court Branch 43, Roxas, Oriental Mindoro as Special Action No. 08-010 for “Mandamus with Damages with prayer for the Writ of Preliminary Injunction;

“WHEREAS, on 02 February 2009 the Regional Trial Court Branch 43, Roxas, Oriental Mindoro dismissed Special Action No. 08-010 on the ground that petitioner Constancio Mendoza is disqualified to run as Barangay Chairperson of Balatasan, Bulalacao, Oriental Mindoro during the 29 October 2007 Barangay Election because at the time he filed his certificate of candidacy for the said office he had already served fully and continuously his term of office as such for three (3) consecutive terms from May 1994 until the Barangay Elections held on 29 October 2007, pursuant to the provisions of Republic Act No 9164;

"WHEREAS, Constancio Mendoza, elevated the case to the Supreme Court by way of a Petition for Review on certiorari under Rule 45 of the Revised Rules of Court docketed as G. R. No. 187256 where it is now pending;

"WHEREAS, the existing conflict between Chairperson Liwanag Herato and Constancio Mendoza, has caused, and still causing chaos and confusion among the residents of Barangay Balatasan and the general public, as well, because they do not know whom to deal with on matters and transactions that need the intervention of the Barangay Chairperson;

"WHEREAS, to complicate matters, on 24 April 2008, the Land Bank, Pinamalayan Branch withheld and until still now withholds, the release of public funds intended for Balatasan, Bulalacao, Oriental Mindoro because of the pending controversy as to who is the bonafide chairperson of said Barangay;

"WHEREAS, since 24 April 2008 until now, or for a period of more than one (1) year already when Land Bank placed on hold the funds intended for Balatasan, Bulalacao, Oriental Mindoro, the delivery of basic necessities and essential services to the people of said Barangay has been hampered due to lack of funds;

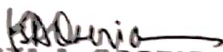
"WHEREAS, any further delay in the resolution of the case will cause inestimable damage and immense prejudice to the people of Balatasan, Bulalacao, Oriental Mindoro; Now, therefore

BE IT RESOLVED, as it resolved hereby, with all due respects, To: Request the Honorable Supreme Court for the early resolution of the case entitled Constancio Mendoza, et al vs. Mayor Emilio C. Villas, et al., docketed as G.R. NO. 187256 to settle once and for all, the issue regarding the controversy between petitioner Constancio Mendoza and respondent Liwanag Herato;


RESOLVED FURTHER; THAT: Copies of this resolution be furnished petitioner Constancio Mendoza, respondent Liwanag Herato both residents of Balatasan, Bulalacao, Oriental Mindoro and Mr. Marlon de Castro, Branch Manager, Land Bank, Pinamalayan, Oriental Mindoro;

ON MOTION of Councilor Eduardo C. Acheron jointly seconded by Councilor Gideon B. Abuel and Councilor Senen C. Familara, foregoing was...

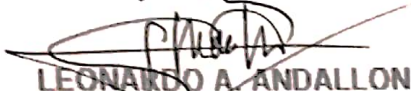
APPROVED": October 26, 2009, Bulalacao, Oriental Mindoro.



EMELITA A. OSORIO
SB Member



EDUARDO C. ACERON
SB Member



GIDEON B. ARUEL
SB Member

GUILLERMO G. SALAS, JR.
SB Member

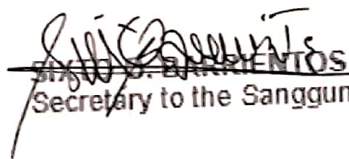

LEONARDO A. ANDALLON
SB Member


SENE C. FAMILARA
SB Member


VIRGELIO M. ASTILLO
Pres., Liga ng mga Bryg.


RONELLE G. FERANIL
SK Fed. President


CERTIFIED TRUE AND CORRECT:


~~JASIO S. BARRIENTOS~~
Secretary to the Sanggunian

ATTESTED:


TERESITA S. BANTUGAN
Municipal Vice Mayor/Presiding Officer

APPROVED:


ENGR. ERNILO C. VILLAS
Municipal Mayor
Date Signed: 11-11-09

091027/plp/bms