

DEPARTMENT OF MINISTERS OF THE CROWN
RECEIVED
05 AUG 2002
☒ INCOMING
IV. _____
☐ OUTGOING
DATE NO. _____

$$X \text{-----} X$$

ORDER

In today's hearing, Atty. Kathrine Ann A. Abeleda and Atty. Joseph D. Delos Santos appeared. Judge Antonio T. Manzano was not present. The following claimants/representatives were present:

1. Atty. Joy Legaspi and Fe Abeleda-Legaspi
2. Rosalyn De Jesus for Heirs of Pablo De Jesus
3. Jose Fernandez, Jr. for Heirs of Jose Fernandez, Sr., and
4. Susan Catama-Fernandez for Heirs of Francisca Catama, et al.,

Lot 1306

The Court invited the attention of Atty. Delos Santos and Atty. Abeleda to the Compliance with attached sworn attestations filed by Judge Manzano. Atty. Abeleda manifested that she was not furnished with a copy of the same.

Since the Judicial Affidavit Rule requires that the sworn attestation of the lawyer should be made part of the judicial affidavit itself, the Court finds the Compliance to be insufficient. Nonetheless, in the interest of justice and for the last time, Judge Manzano is given a non-extendible period of ten (10) days from notice hereof within which to submit amended Judicial Affidavits of intervenors Gemma Theresa G. Simbahan and Luz Tria Gutierrez, incorporating therein the required attestation of the examining or supervising lawyer; otherwise, the Court shall not admit their judicial affidavits as evidence.

With regard to the Motion for Postponement of Judge Manzano, the Court finds the reasons stated therein to be devoid of merit. It should be noted that Judge Manzano was supposed to continue with the direct examination of Luz Tria Gutierrez today and not with the presentation on the witness stand of the persons named in his Motion for Postponement. Said counsel is likewise reminded that motions for postponement are addressed to the sound discretion of the court and the movant has no right to assume that his motion would be granted, and must be in court on the day of the hearing so that if his motion is denied, he can proceed with the trial of the case. Furthermore, Judge Manzano is hereby ordered to pay the required motion for postponement fee on or before the next scheduled hearing.

Upon motion of Atty. Abeleda, the heirs of Rosdilberto Tagala,

represented by Emma S. Tagala, are given a period of fifteen (15) days from today within which to submit their written formal offer of evidence, furnishing a copy thereof to Atty. Gandhi G. Gagni-Flores, who is given the same period of time of fifteen (15) days from receipt thereof within which to submit her comment thereto.

Also, upon motion of Atty. Abeleda, she is given a period of ninety (90) days from today within which to submit the approved plan contemplated in the March 3, 2022 Order of this Court.

Lot 1305

Upon further motion of Atty. Abeleda, the Heirs of Francisca Catama are given a period of ninety (90) days from June 17, 2022 within which to submit their memorandum.

Atty. Abeleda manifested that the Heirs of Clenia Tajonera will commence presenting their evidence next hearing.

Upon motion of Atty. Delos Santos, the petitioner is hereby given an additional period of ninety (90) days from July 1, 2022, within which to submit its memorandum.


Lots 191 & 198

Upon motion of Atty. Abeleda, claimant Madonna R. Ganalon is given an additional period of ninety (90) days from June 17, 2022 within which to submit her memorandum.

Set the continuation of hearing on August 12, 2022, at 1:30 in the afternoon.

SO ORDERED.

Given in open court this 15th day of July 2022, Sta. Cruz, Occidental Mindoro.


JEICO P. N. POLITICO
Acting Presiding Judge

/irene