



Republic of the Philippines  
*S. ndigan bayan*  
Quezon City

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SEVENTH DIVISION

MINUTES of the proceedings held on October 27, 2017.

*Present:*

*MA. THERESA DOLORES C. GOMEZ-ESTOESTA* ----- Chairperson  
*LORIFEL L. PAHIMNA*<sup>1</sup> ----- Associate Justice  
*BAYANI H. JACINTO*<sup>2</sup> ----- Associate Justice

The following resolution was adopted:

**SB-16-CRM-0594 & 0595 – People v. Nelson Siglos Ruiz**

For resolution are:

A. Prosecution's "**FORMAL OFFER OF EVIDENCE**"<sup>3</sup> filed on October 2, 2017 which prayed for the admission of Exhibits "A" to "Z," "AA" to "JJ," "LL" to "OO," inclusive of sub-markings. It is noted that Exhibit "KK" was not offered as documentary exhibit; and

B. Accused Nelson Siglos Ruiz' "**COMMENT**" filed on October 23, 2017 which: (i) objected to the admission of Exhibits "A" to "Z" for being mere photocopies or certified from photocopies; hence, not compliant with Sections 24 and 25 of Rule 132 of the Revised Rules on Evidence; (ii) admitted Exhibits "AA," "BB," "CC," "DD," "GG," "HH," "II," "JJ," "LL," but taking exception to the purpose of the offer of Exhibit "JJ;" and (iii) objected to Exhibits "EE," "FF," "NN" to "NN-2," and "OO," for being hearsay and irrelevant.

After a consideration of the same, the Court resolves to **ADMIT:**

Exhibits "A" to "Z," the existence, authenticity and due execution having been admitted by the defense<sup>4</sup> in the same hearing where they were

<sup>1</sup> Per Administrative Order No. 365-2017 dated October 25, 2017

<sup>2</sup> Per Administrative Order No. 284-2017 dated August 18, 2017

<sup>3</sup> Records, Volume 3, pp. 382-403

<sup>4</sup> TSN dated August 8, 2017 (morning session), pp. 16-17, 19; Vide: Judicial Affidavit of Inesita D. Cano dated July 21, 2017, paragraphs 2 to 41

supposed to be identified by Inesita D. Cano,<sup>5</sup> Municipal Treasurer of the LGU of San Jose, Negros Oriental, who has custody over the same;

Exhibits “AA,” “BB,” “CC,” and “DD,” having been admitted by the accused in his *Comment*, and having been stipulated during trial which dispensed with the intended testimony of Betsie Aguilar, Secretary to the Sangguniang Bayan of San Jose, Negros Oriental, who has custody over the same,<sup>6</sup>

Exhibits “GG” and “LL,” having been admitted by the accused in his *Comment*, which dispensed with proof on their authentication;

Exhibits “HH,” “II,” and “JJ,” having been admitted by the accused in his *Comment* and having been stipulated during trial which dispensed with the intended testimony of prosecution witness, Atty. Erwin Vergara, Notary Public of Dumaguete City and the municipalities of Sibulan, Bacong, Valencia, Zamboanguita, Dauin, and Siaton;<sup>7</sup>

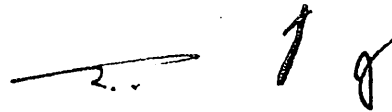
Exhibits “EE” and “FF,” having been personally identified by private complainant Siegfredo G. Renancia;<sup>8</sup>

Exhibits “NN” to “NN-2,” having been stipulated by the defense that intended prosecution witness, Atty. Chrislyned Garces Tan, can identify the same in his capacity as Registrar of Deeds of Dumaguete City who has official custody over said exhibits;<sup>9</sup>

Exhibits “OO” to “OO-1,” having been authenticated by PSA representative Sir Ryan Anthony D. Amad;<sup>10</sup>

Meantime, the following is **EXCLUDED** as documentary exhibit for the prosecution:

Exhibit “MM,” for not having been submitted and/or attached to the *Formal Offer of Evidence* for the Court to consider the same.



<sup>5</sup> Vide: Judicial Affidavit dated July 21, 2017 OF Inesita D. Cano, paragraphs 2 to 6; TSN dated August 8, 2017 (morning session), pp. 15 to 27

<sup>6</sup> TSN dated August 8, 2017 (afternoon session), p. 24; Judicial Affidavit of Betsie Aguilar dated July 19, 2017, paragraphs 2 to 10

<sup>7</sup> TSN dated August 9, 2017 (afternoon session), pp. 15-17; Judicial Affidavit of Atty. Erwin B. Vergara dated July 20, 2017, paragraphs 2 to 12

<sup>8</sup> Vide: Judicial Affidavit dated July 20, 2017 of Siegfredo G. Renacia, paragraphs 9 to 14; TSN dated August 8, 2017 (morning session), pp. 8-9


<sup>9</sup> TSN dated August 9, 2017 (afternoon session), pp. 5-9

<sup>10</sup> Vide: Judicial Affidavit dated August 24, 2017 of Sir Ryan Anthony D. Amad, paragraphs 4 to 12; TSN dated September 19, 2017, pp. 7, 11-13

The parties are reminded of the settings for the initial presentation of defense evidence on *November 8 and 9, 2017, both at 8:30 in the morning.*

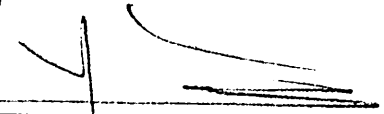
SO ORDERED.

GOMEZ-ESTOESTA, J., *Chairperson*



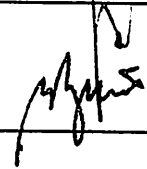
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PAHIMNA, J.



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JACINTO, J.



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