



Republic of the Philippines
Sandiganbayan
Quezon City

SEVENTH DIVISION

MINUTES of the proceedings held on November 6, 2017.

Present:

MA. THERESA DOLORES C. GOMEZ-ESTOESTA ----- Chairperson
ZALDY V. TRESPESES ----- Associate Justice
BAYANI H. JACINTO* ----- Associate Justice

The following resolution was adopted:

Criminal Case Nos. 25122 to 25145 – People v. Jose Ramiscal, Jr., et al.

For resolution is “ACCUSED RAMISCAL’S FORMAL OFFER OF EVIDENCE”¹ dated October 10, 2017 which prayed for the admission of Exhibits “1” to “14” and “16” to “21” and their respective submarkings.²

The prosecution’s “COMMENT/OPPOSITION”³ dated October 26, 2017 raised the objection that accused Jose Ramiscal, Jr.’s [“accused”] exhibits are “self-serving and mere conclusion of facts.”

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

Exhibits “2”, “3”, “4”, “5”, “6”, “7”, “8”, “9”, “10”, “11”, “12”, “13”, “14”, “16”, “17”, “18”, “19”, “20”, and “21”, being common with the prosecution’s Exhibits “H”, “LLL”, “MMM”, “NNN”, “OOO”, “PPP”, “QQQ”, “RRR”, “SSS”, “TTT”, “UUU”, “VVV”, “WWW”, “A-2”, “A-3”, “I”, “J”, “K”, and “L”, respectively. The common objection known as “self-serving” is not correct because almost all testimonies are self-serving.⁴ The evidentiary weight of this document, however, is still subject to judicial evaluation within the guidelines provided by the rules of evidence.⁵

The purpose of the offer and the objection in each exhibit shall be evaluated in the ultimate disposition of the case.

* Per Administrative Order No. 284-2017 dated August 18, 2017

¹ Records, Vol. 6, pp. 336-348

² Considering that Exhibit “15” was not formally offered, this Court cannot consider the same pursuant to Section 34, Rule 132 of the *Revised Rules on Evidence*.

³ Records, Vol. 6, pp. 365-368

⁴ *Hernandez v. CA, et al.*, G.R. No. L-104874, December 14, 1993

⁵ *Lepanto Consolidated Mining Co. v. Dumapis, et al.*, G.R. No. 163210, August 13, 2008

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However, Exhibit "1" is **EXCLUDED**, considering that while accused included the same in his formal offer, it is noted that the same has not been submitted to this Court.


Pursuant to this Court's Order⁶ dated September 27, 2017, it is noted that no documentary exhibit was offered by accused Alex Guaybar, Oliver Guaybar, Jonathan Guaybar, Joel Teves, and Jose Rommel Saludar.

Per this Court's Order⁷ dated October 25, 2017, upon receipt of a copy of this Resolution, the parties are given a simultaneous period of 30 days within which to file their respective memorandum. Thereafter, with or without said memorandum or upon expiration of the period to submit the same, the case is submitted for decision. The Demurrer to Evidence⁸ of accused Nilo Flaviano, which was filed without leave of court, will be resolved alongside the main case.

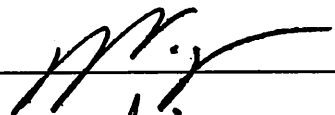
The promulgation of judgment on April 13, 2018 at 8:30 in the morning stands.

SO ORDERED.

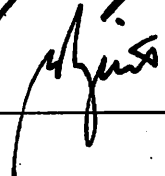
GOMEZ-ESTOESTA, J., *Chairperson*



TRESPESES, J.



JACINTO, J.



⁶ Records, Vol. 6, pp. 324-326

⁷ *Id.* at 363

⁸ *Id.* at 215-234