



Republic of the Philippines  
*Sandiganbayan*  
Quezon City

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SEVENTH DIVISION

MINUTES of the proceedings held on November 7, 2017.

*Present:*

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

The following resolution was adopted:

**SB-16-CRM-0800 – People v. Emiliano Pineda Marasigan, Jr.**

For resolution are:

A. Prosecution’s **“FORMAL OFFER OF DOCUMENTARY EXHIBITS”**<sup>1</sup> filed on October 18, 2017 which prays for the admission of Exhibits “A” to “E” and “G” to “R.” It is noted that the Certification dated October 25, 2012 marked as Exhibit “F” was not offered; and

B. Accused Emiliano P. Marasigan’s **“COMMENT”** filed on October 26, 2017 which: (i) admitted Exhibit “A” except for the allegation that accused “intervened and took part in his official capacity” in the subject transaction; (ii) admitted his maternal relationship to Aida Marasigan in Exhibits “B” and “C;” (iii) admitted having signed Exhibits “D,” “E,” “G,” and “H;” (iv) objected to the purpose to which Exhibits “I,” “J,” “K,” “L,” “N,” “O,” and “Q” were offered for being misleading; and (v) objected to the purpose to which Exhibits “P” and “R” (although accused admits that he signed these documents) and “M” were offered for being irrelevant and immaterial.

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

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

<sup>1</sup> Records, pp. 215 – 262

*12.9*

Exhibit "A," the fact of the filing of the *Complaint with Motion for Preventive Suspension* having been admitted by the accused in his *Comment*. The same has also been identified by private complainant himself, Glen N. Lisboa, during the taking of his testimony on June 6, 2017;<sup>2</sup>

Exhibits "B" and "C," the maternal relationship of the accused with Aida Marasigan having been admitted in accused's *Comment*. The same have likewise been the subject of stipulation during the taking of the testimony of PSA representative Bernard Ver Corrales;<sup>3</sup>

Exhibit "D," having been admitted by the accused in his *Comment* that he signed the same;

Exhibits "E," "G," "H," "I," "J," "K," "P," "Q," and "R," having been stipulated during pre-trial<sup>4</sup> and trial, per testimonies of Municipal Accountant Loida C. Gesta<sup>5</sup> who has custody of said documents and Municipal Treasurer Renato V. De Vera,<sup>6</sup> when accused admitted the existence, genuineness and due execution of the same, being common exhibits.<sup>7</sup> Accused likewise admitted in his *Comment* that he signed the documents marked as Exhibits "E," "G," "H," "P" and "R;"

Exhibits "L" to "L-2," over the objection made as to its purpose, having been the subject of the *Proposed Stipulations on the Testimony of Prosecution Witnesses Rosa Saliente-Barba and Juanito S. Galang* and accused's *Comment* thereto;<sup>8</sup>

Exhibit "M," over the objection made as to its purpose, having been the subject of stipulation during the taking of the testimony of DTI Service Provider Mark Kenneth Radin,<sup>9</sup> and

<sup>2</sup> TSN dated June 6, 2017, pp. 9-10

<sup>3</sup> TSN dated October 9, 2017, pp. 7-10; Judicial Affidavit of Bernard Ver Corrales

<sup>4</sup> Vide: Joint Stipulation of Facts, p.6; Pre-Trial Order, p. 4

<sup>5</sup> TSN dated June 6, 2017, pp. 33-34

<sup>6</sup> TSN dated August 9, 2017, pp. 27-30

<sup>7</sup> Exhibits "D," "E," "G," "H," and "R" are common with Exhibits "7," "9," "2," "3," and "10"

<sup>8</sup> Records, pp. 150-157, 164-166

<sup>9</sup> TSN dated October 9, 2017, pp. 13-14; Judicial Affidavit of Mark Kenneth Radin

17-0

Exhibits "N" and "O," over the objection made as to its purpose, having been identified by Sangguniang Bayan Secretary Honesto Rosello.<sup>10</sup>

With the admission of said documentary exhibits made part of the testimonial evidence offered, the prosecution is deemed to rest its case.

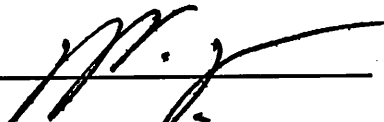
The presentation of defense evidence is scheduled on *February 28, March 1, 20, 21, and 22, 2018, all at 8:30 in the morning.*

SO ORDERED.

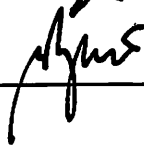
GOMEZ-ESTOESTA, J., *Chairperson*

  
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TRESPESES, J.

  
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JACINTO, J.

  
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<sup>10</sup> TSN dated August 9, 2017, pp. 7-11