



Republic of the Philippines
Sandiganbayan
 Quezon City

SEVENTH DIVISION

MINUTES of the proceedings held on November 23, 2018.

Present:

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

The following resolution was adopted:

SB-08-CRM-0275 – People v. Robert G. Lala, et al.

Before the Court is accused Isabelo A. Braza’s “MOST URGENT AND EARNEST PLEA FOR RECONSIDERATION *Of the Resolution dated 19 November 2018*” dated November 21, 2018 seeking reconsideration of the Resolution denying his “URGENT MOTION *For Authority to Travel Abroad*” dated November 12, 2018. Accused Braza explained in his Motion the reasons for his failure to comply with the condition for him to appear before the Division Clerk of Court within five days from his return to the Philippines. The prosecution, through Pros. A.D. Vincent Salvani IV, opposed the motion since accused should have been able to anticipate that the last few days for his compliance would fall on a weekend; hence, he should have appeared before the Clerk of Court on the last work day preceding the weekend.

Considering that accused was allowed to travel by this Court at least four¹ times already and this is his first violation, at least before this Division,² and with **STERN WARNING** that the Court will no longer afford him leniency next time, his “MOST URGENT AND EARNEST PLEA FOR RECONSIDERATION *Of the Resolution dated 19 November 2018*” is **GRANTED**, over the objection of the prosecution,³ and accused Isabelo A. Braza is hereby allowed to travel to Shanghai, China from November 27 to December 1, 2018⁴ subject to the usual terms and conditions imposed by the Court, to wit:

* In lieu of J. Hidalgo who is on wellness and vacation leave (A.O. No. 540-2018 dated November 9, 2018)

¹ The record shows that accused was allowed to travel by the First Division at least 20 times and he violated the condition to appear before the First Division Clerk of Court once only.

² A similar violation was made before the First Division.

³ Made in open court.

⁴ While in Shanghai, he will be staying at Rayfront Downtown Hotel located at Zhaojiabang Road, Xuhui Qu, Shanghai, China per confirmed booking appended to his “COMPLIANCE” dated November 16, 2018 (record, vol. 18, pp. 448-452).

1. 8

RESOLUTION

People v. Lala, et al.

Page 2 of 3

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1. That his itinerary of travel shall cover only **Shanghai, China**;
2. That accused shall leave not earlier than **November 27, 2018** and shall be back in the Philippines not later than **December 1, 2018**;
3. That the travel bond posted by him in the amount of Thirty Thousand (Php 30,000.00) pesos shall continue to guarantee his faithful compliance with the terms and conditions imposed herein;
4. That within five days after accused's return to the Philippines, he shall present himself in person to the Division Clerk of Court, together with his passport and photocopies of the pages thereof indicating the stamp of his departure from, and entry or arrival in the Philippines, the photocopies to be authenticated by the Division Clerk of Court after a comparison with the original thereof, and to submit to this Court a written formal compliance with the terms and conditions of this Resolution within 15 days of his expected date of return;
5. That if, for whatever reason, the accused shall not be able to undertake the travel abroad as herein authorized, he shall, within five days from his expected date of return had he undertaken the same, nonetheless personally present himself to the Division Clerk of Court, together with photocopies of the pertinent pages of his passport bearing no stamp of departure from or entry into the Philippines during the relevant period, the same to be authenticated by the Division Clerk of Court after proper comparison with the passport itself and submitted together with an appropriate manifestation from the accused;
6. That any material misrepresentation made in his Motion to Travel shall be punished as contempt of this Court and shall be dealt with accordingly;
7. That he will abide faithfully with all his undertakings herein, such that any violation of the terms and conditions contained in this Resolution shall be sufficient ground for this Court to order the forfeiture of his travel bond, as well as to cause the issuance of a warrant for his arrest;
8. That notice of further proceedings hereon should he not return as undertaken, shall be made to him through his counsel on record; and

12-1

RESOLUTION

People v. Lala, et al.

Page 3 of 3

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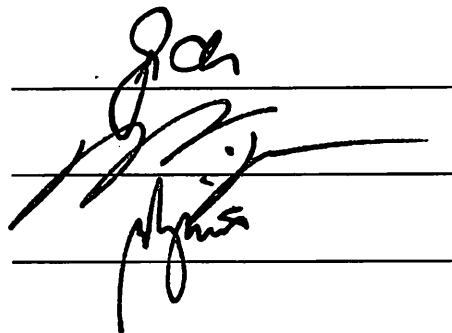
9. That if he fails to return as undertaken, trial will proceed as scheduled.

SO ORDERED. *ip*

GOMEZ-ESTOESTA, J.

TRESPESES, J.

JACINTO, J.



Three horizontal lines with handwritten signatures written over them. The top signature appears to be 'J. Gomez-Estoesta', the middle one 'J. Trespeses', and the bottom one 'J. Jacinto'.