



REPUBLIC OF THE PHILIPPINES  
*Sandiganbayan*  
Quezon City

SIXTH DIVISION

MINUTES of the proceedings held on November 27, 2018

PRESENT:

HON. SARAH JANE T. FERNANDEZ.....Chairperson  
HON. KARL B. MIRANDA.....Associate Justice  
HON. KEVIN NARCE B. VIVERO.....Associate Justice

The following resolution was adopted:

SB-17-CRM-2133 and 2134 –

PEOPLE vs. ENRICO R. ECHIVERRI, ET AL.

In light of the Supreme Court's Decision in *Germar v. Legaspi*,<sup>1</sup> which was recently promulgated, this Court resolves to **GRANT** the *Motion for Partial Reconsideration*<sup>2</sup> filed by accused Edna V. Centeno and Jesusa C. Garcia, over the objection of the prosecution.<sup>3</sup>

Said accused' *Manifestation and Motion*<sup>4</sup> is likewise **GRANTED**. The averments and reliefs sought pertinent to **SB-17-CRM-2134** in the *Demurrer to Evidence*<sup>5</sup> admitted in the Resolution dated October 25, 2018 are hereby **WITHDRAWN**.

Accused Centeno and Garcia are given a non-extendible period of ten (10) days from the receipt of this Resolution within which to file their demurrer to evidence in **SB-17-CRM-2134**. Similarly, the prosecution is given a non-extendible period of ten (10) days from the receipt of said accused' demurrer to evidence within which to file its comment/opposition thereto. Thereafter, the incident is deemed submitted for resolution.

The parties are further **DIRECTED** to include in their discussion in their demurrer to evidence, and comment/opposition, respectively, the implications of *Germar v. Legaspi*.

<sup>1</sup> G.R. No. 232532, October 1, 2018

<sup>2</sup> Dated November 3, 2018 and filed on November 5, 2018

<sup>3</sup> *Opposition* dated November 7, 2018 and filed on November 12, 2018

<sup>4</sup> Dated November 3, 2018 and filed on November 5, 2018

<sup>5</sup> Dated September 19, 2018; Record, Vol. 3, pp. 388-466

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Accused Centeno and Garcia's *Motion for Leave to File and Admit Attached Reply*<sup>6</sup> is, however, **DENIED**. Said accused were not directed to file their *Reply*,<sup>7</sup> and thus, the same is merely **NOTED**.

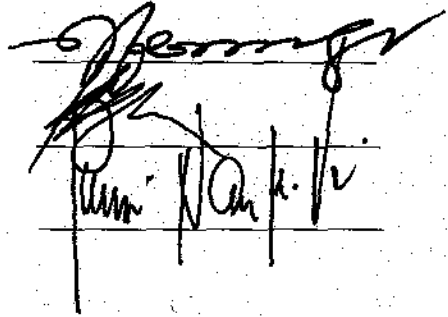
**SO ORDERED.**

**APPROVED:**

**FERNANDEZ, SJ, J.,**

**MIRANDA, J.**

**VIVERO, J.**

Handwritten signatures of the judges: Fernandez, SJ, J., Miranda, J., and Vivero, J. The signatures are written in black ink over horizontal lines.

<sup>6</sup> Dated and filed on November 15, 2018

<sup>7</sup> Dated and filed on November 15, 2018