

Republic of the Philippines  
**SANDIGANBAYAN**  
Quezon City

**SIXTH DIVISION**

MINUTES of the proceedings held on **January 31, 2019.**

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-16-CRM-0118 to 0119 -- PEOPLE vs. AMADO T. ESPINO, ET AL.**

This resolves the *Manifestation* filed on November 20, 2018 by accused Michael P. Ramirez, praying that “the above documents be promptly accepted and be given due course, to form an integral part of the record of the case.”<sup>1</sup>

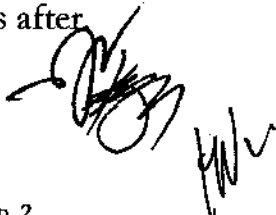
In Paragraph 5 of the *Manifestation*, the accused declared, “[F]or humanitarian reasons, the undersigned counsel begs the indulgence and compassion of the Honorable Court to allow accused Michael P. Ramirez to join his co-accused Cesar Detera, Ann Lyn Detera, Edwin Alcazar, Gina Alcazar, Lolita Bolayog, Cynthia Camara and Denise Ann Sia Kho Po.”<sup>2</sup>

In the interest of substantial justice, this Court will treat the *Manifestation* as a Motion to allow accused Ramirez to adopt accused Detera, et al.’s *Motion for Leave to File Demurrer to Evidence* and the *Joint Demurrer to Evidence*, subsequently filed.

The said *Motion* of accused Ramirez to adopt the *Motion for Leave to File Demurrer to Evidence* is **DENIED**, for being filed out of time.

Under *Section 23, Rule 119* of the *Revised Rules of Criminal Procedure*, a *Motion for Leave* shall be filed within a non-extendible period of five (5) days from notice of the *Resolution* on the *Formal Offer of Evidence*.

Here, the accused received the Court’s *Resolution* on the Formal Offer of Evidence on July 19, 2018. The *Manifestation* was filed only on November 20, 2018, or more than 120 days after



<sup>1</sup> Manifestation dated November 20, 2018, p. 2.

<sup>2</sup> Manifestation dated November 20, 2018, p. 2.

**RESOLUTION**

*People vs. Espino, et al.*

SB-16-CRM-0118 to 0119

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In view of the denial of the *Motion for Leave to File Demurrer to Evidence*, accused Ramirez' *Motion to Adopt the Joint Demurrer to Evidence* filed by accused Detera, et al., is likewise **DENIED**.

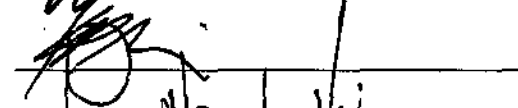
**SO ORDERED.**

**APPROVED:**

**FERNANDEZ, SJ, J.,** *Chairperson*



**MIRANDA, J.,**



**VIVERO, J.,**

