



Republic of the Philippines
SANDIGANBAYAN
Quezon City

SIXTH DIVISION

PEOPLE OF THE PHILIPPINES,
Plaintiff,

SB-17-CRM-0483
For: Violation of Section 3 (e) of
Republic Act (R.A.) No. 3019

-versus-

**PABLO M. PAN III,
ROLANDO G. GREGORIO,
EFIGENIO E. JULIAN, JR.,
NOEL T. TARRAZONA,
ALEXIS T. ORTEGA,
GILBERT R. ALVAREZ,
LEOMYR DC. TORIBIO,
TITO B. ESPIRITUSANTO,
REINERIO R. RAMOS,
CESAR T. MELAD,
WILHELMINO P. BAZAN,
SANTIAGO G. ACUÑA,
REINFREDO R. SEVILLA,
JOVITA K. YEO,**

Accused,

PRESENT:

FERNANDEZ, SJ, J., *Chairperson*
MIRANDA, &
VIVERO, JJ.

Promulgated:

JUL 09 2019

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RESOLUTION

MIRANDA, J.:

This resolves the Reply (To the Prosecution's Comment/Opposition to Accused Cesar Melad's Motion for Marking Exhibits) dated May 7, 2019 filed by accused Cesar T. Melad (Melad).

In his reply, accused Melad states that:

- 1) the objection made by the Prosecution in its Comment/Opposition dated May 7, 2019 is premature because the proper time to object to documentary evidence should be at the time of its offer, and not at the time of its identification and marking;
- 2) accused Melad invokes the exception to the general rule that evidence not indicated or listed in the Pre-trial Order dated June 18, 2018 is considered waived;
- 3) the additional exhibits sought to be marked by accused Melad in his Judicial Affidavit dated March 22, 2019 were not available during the pre-trial despite his exercise of due diligence;
- 4) the Court has already allowed the marking of Exhibits "10 Melad" and "15 Melad" after the admission by the Prosecution that they are the faithful reproduction of their original on April 3 and 8, 2019, respectively;
- 5) the marking of the additional exhibits of accused Melad will give him full opportunity to present evidence and to prove his innocence of the offense charged against him.

The said allegations in accused Melad's Reply (To the Prosecution's Comment/Opposition to Accused Cesar Melad's Motion for Marking Exhibits) dated May 7, 2019 are merely **NOTED**.

Pursuant to the Order dated April 29, 2019 and per Agendum dated May 7, 2019, the Manifestation with Motion dated April 3, 2019 and Motion for Marking of Exhibits dated April 11, 2019 both filed by accused Melad were already submitted for resolution. The Court did not require the filing of a reply.

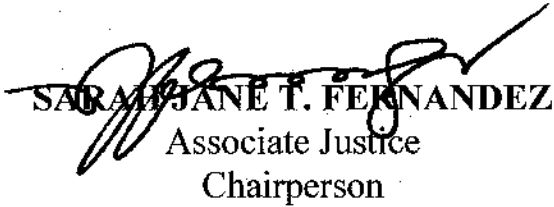
Handwritten signatures and initials in black ink, including a large signature on the left and several smaller initials or marks to its right.

WHEREFORE, the Reply (To the Prosecution's Comment/Opposition to Accused Cesar Melad's Motion for Marking Exhibits) dated May 7, 2019 filed by accused Cesar T. Melad is **NOTED.**

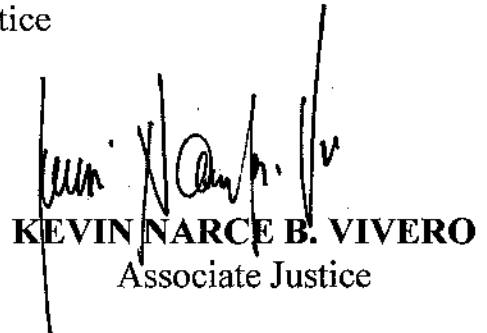
SO ORDERED.



KARL B. MIRANDA
Associate Justice



SARAH JANE T. FERNANDEZ
Associate Justice
Chairperson



KEVIN NARCE B. VIVERO
Associate Justice