

REPUBLIC OF THE PHILIPPINES  
**Sandiganbayan**  
QUEZON CITY

**SIXTH DIVISION**

**MINUTES of the Proceedings held on March 10, 2022**

**PRESENT:**

<b>Hon. SARAH JANE T. FERNANDEZ</b>	-	<b>Chairperson</b>
<b>Hon. KARL B. MIRANDA</b>	-	<b>Associate Justice</b>
<b>Hon. KEVIN NARCE B. VIVERO</b>	-	<b>Associate Justice</b>

The following resolution was adopted in the following case:

***Crim. Case No. SB-15-CRM-0095 – PEOPLE VS. ROLANDO ALONZO, ET AL.***

This resolves the following:

- (1) ***Notice of Death***<sup>1</sup> filed by the law office Gatchalian & Castro, through Atty. Romarico Gatchalian, counsel of accused Guillermo Sy on September 29, 2021;
- (2) ***Compliance with Motion to Dismiss the Case Against the Accused Who Have Departed***<sup>2</sup> filed by the law office of Gatchalian & Castro, through Attys. Romarico Gatchalian and Marianne Macarilay, counsel of accused Nena Ang, Derrick Chester Sy, and Guillermo Sy on December 17, 2021; and
- (3) ***Compliance***<sup>3</sup> filed by the prosecution on March 9, 2022.

In the ***Notice of Death***, Attys. Romarico and Macarilay manifested that accused Guillermo Sy died on September 22, 2021, and committed to submit the Certificate of Death as soon as it becomes available.

In the ***Compliance with Motion to Dismiss the Case Against the Accused Who Have Departed***, Attys. Romarico and Macarilay submitted the Philippine Statistics Authority (PSA) – issued Death Certificates of accused Nena Ang, Derrick Chester Sy and Guillermo Sy, in compliance with the Order of the Court on December 7, 2021. Counsels also prayed for the dismissal of the cases against the said accused.

In its ***Compliance***, the prosecution manifested that on March 4, 2022, the Philippine Statistics Authority (PSA) submitted to them the PSA-issued certificates of death of accused Derrick Chester Ang Sy and Guillermo Go Sy. The prosecution attached PSA-issued ***Certificates of Death*** with Registry No. 2021-17822 in the name of Guillermo Go Sy and Derrick Chester Ang Sy.

<sup>1</sup> Dated September 28, 2021; filed through electronic mail on September 29, 2021

<sup>2</sup> Dated December 16, 2021; filed through personal filing and electronic mail on December 27, 2021 and December 18, 2021,

<sup>3</sup> Dated March 9, 2022; filed through personal filing on even date

In its *Resolution* dated August 25, 2017,<sup>4</sup> the Court **NOTED** the *Notice of Death* filed on July 6, 2017 by Gatchalian Mawis and Castro, counsel of accused Nena Chan Ang, and **DISMISSED** the case against the said accused pursuant to Article 89 of the *Revised Penal Code*. Per records, counsel acknowledged receipt of the said *Resolution* on September 13, 2017.<sup>5</sup>

In its *Resolution* dated July 31, 2018,<sup>6</sup> the Court **DISMISSED** the case against accused Derrick Chester Ang Sy pursuant to Article 89 of the *Revised Penal Code*, it appearing that the death of the said accused was sufficiently established through *Certificate of Death* with Registry No. 2018-34 issued by the Philippine Statistics Authority. Per records, counsel of Derrick Chester Ang Sy acknowledged receipt of the said *Resolution* on August 8, 2018.<sup>7</sup>

The PSA-issued *Certificate of Death* with Registry No. 2021-17822 shows that one GUILLERMO GO SY passed away on September 22, 2021. In view thereof, it appears that the death of accused GUILLERMO GO SY has been sufficiently established.

**WHEREFORE**, pursuant to Article 89 of the *Revised Penal Code*, the case against accused GUILLERMO GO SY is ordered **DISMISSED**, without prejudice to the filing of a separate civil action against his estate, should the circumstances warrant.

The cash bond of accused GUILLERMO GO SY, in the amount of Thirty Thousand Pesos (Php30,000.00), as evidenced by Official Receipt No. 5087300 Y dated April 10, 2015, is hereby **ORDERED** released to his heirs, subject to the usual accounting and auditing procedures.

The Hold Departure Order dated April 13, 2015<sup>8</sup> issued against Guillermo Go Sy is **LIFTED**.

The *Compliance with Motion to Dismiss the Case Against the Accused Who Have Departed* filed by the counsel for accused Nena Chan Ang and Derrick Chester Ang Sy, as well as the prosecution's *Compliance* together with the PSA-issued certificate of death of accused Derrick Chester Ang Sy, are merely **NOTED**.

Furnish the Bureau of Immigration with a copy of this *Resolution*.

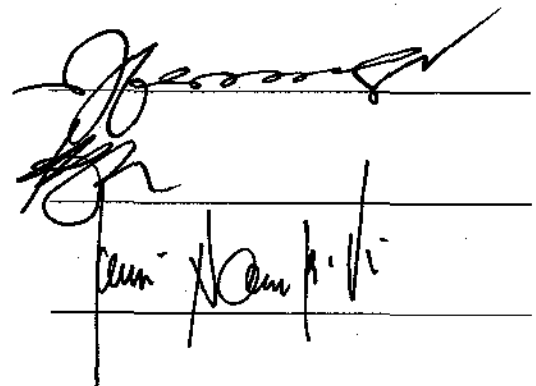
**SO ORDERED.**

**APPROVED:**

**FERNANDEZ, S.J., J., Chairperson**

**MIRANDA, J.**

**VIVERO, J.**



<sup>4</sup> Records, Vol. 4, page 304

<sup>5</sup> Records, Vol. 4, page 411

<sup>6</sup> Records, Vol. 10, page 252

<sup>7</sup> Records, Vol. 10, page 266

<sup>8</sup> Records, Vol. 1, page 610