



REPUBLIC OF THE PHILIPPINES

Sandiganbayan

Quezon City

Seventh Division

MINUTES of the proceedings held on November 14, 2022.

Present:

<i>Justice MA. THERESA DOLORES C. GOMEZ-ESTOESTA--</i>	<i>Chairperson</i>
<i>Justice ZALDY V. TRESPESES -----</i>	<i>Member</i>
<i>Justice GEORGINA D. HIDALGO-----</i>	<i>Member</i>

The following resolution was adopted:

Crim. Case Nos. SB-12-CRM-0127 to 0128 – People of the Philippines vs. Amado A. Inocentes, et al.

This resolves the following:

- 1) Prosecution's "x x x FORMAL OFFER OF EVIDENCE" dated October 10, 2022;¹ and
- 2) Accused Celestino Cabalitan's "COMMENT/OPPOSITION (To: Prosecution's 'Formal Offer of Evidence')" dated October 19, 2022.²

HIDALGO, J.:

After due consideration of the prosecution's Formal Offer of Rebuttal Evidence and the accused Cabalitan's Comment/Opposition thereto, the Court resolves to:

ADMIT Exhibit "A-Rebuttal" (OSVP-Branches Memorandum Circular No. 22-02), being a common exhibit³ of the parties, and further identified by rebuttal witness Imelda D. Nicholas in her Judicial Affidavit dated September 28, 2022, where she testified that she has knowledge of the dissemination in GSIS-Tarlac Branch Office of OSVP-Branches Memorandum Circular No. 22-02, and receipt of the same by accused Inocentes, Cabalitan, Leonardo, and Balagtas. Notably, she said that as an

¹ Record, Vol. 9, pp. 452-456.

² Record, Vol. 9, pp. 463-465.

³ Exhibit "K" of the prosecution previously admitted by the Court in its January 6, 2020 Resolution, and Exhibit "1-Cabalitan" of accused Cabalitan previously admitted by the Court in its August 18, 2022 Resolution.

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x-----x

Account Specialist in GSIS-Tarlac Branch Office from 1999 to 2008, she became familiar with the handwriting, initials, and signature of the accused, and the notations (Exhibit "A-Rebuttal-1" to "A-Rebuttal-4") on the left margin of said circular are handwritings and initials of the accused.⁴

The evidentiary and/or probative value of the above documentary exhibit, nevertheless, shall be left to the determination and appreciation of this Court in the final disposition of these cases.


With the admission of the rebuttal evidence formally offered, the prosecution is deemed to have rested its case.

WHEREFORE, set the presentation of sur-rebuttal evidence if there be any on December 1, 2022 at 8:30 in the morning.

SO ORDERED.


GEORGINA D. HIDALGO
Associate Justice

WE CONCUR:


MA. THERESA DOLORES C. GOMEZ-ESTOESTA
Associate Justice
Chairperson


ZALBY V. TRESPESES
Associate Justice

⁴ Imelda D. Nicholas' Judicial Affidavit, Judicial Affidavits, Vol. 1, pp. 372-376.