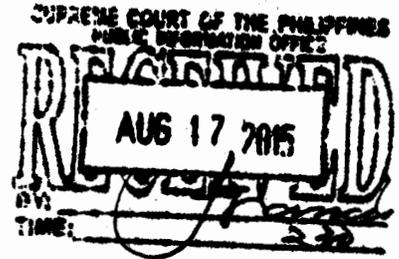




Republic of the Philippines  
Supreme Court  
Manila

FIRST DIVISION

NOTICE



Sirs/Mesdames:

*Please take notice that the Court, First Division, issued a Resolution dated July 6, 2015 which reads as follows:*

“G.R. No. 217458 (Sam Lim Corporation doing business under the trade name “WL Food Products” represented herein by Mr. Henry Lim *v.* Social Security System, the Employees Compensation Commission, and Arjan O. Diamada). - The petitioner’s manifestation and compliance, submitting the compact disc (CD) containing the PDF files of the manifestation and compliance, the petition for review on certiorari, and the original copy of the verified declaration is **NOTED**; and the counsel for petitioner is hereby **REQUIRED** to **COMPLY** within five (5) days from notice hereof with A.M. No. 07-6-5-SC dated July 10, 2007 re: statement of contact details (*e.g.*, telephone number, fax number, cellular phone number or e-mail address) of parties or their counsels in all papers and pleadings filed with the Supreme Court.

After a judicious review of the records, the Court resolves to **DENY** the instant petition and **AFFIRM** the November 29, 2013 Decision<sup>1</sup> and March 16, 2015 Resolution<sup>2</sup> of the Court of Appeals (CA) in CA-G.R. SP No. 128020 for failure of petitioner Sam Lim Corporation doing business under the trade name “WL Food Products” (petitioner) to show

- over - three (3) pages .....

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<sup>1</sup> *Rollo*, pp. 23-28. Penned by Associate Justice Mariflor P. Punzalan Castillo with Associate Justices Amy C. Lazaro-Javier and Zenaida T. Galapate-Laguilles concurring.

<sup>2</sup> *Id.* at 30-31.

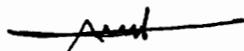
that the CA committed any reversible error in upholding its liability under Article 196<sup>3</sup> of Presidential Decree No. 626,<sup>4</sup> as amended.

As correctly ruled by the CA, petitioner was delinquent in remitting contributions of its employee, Arjan O. Diamada, to the Social Security System (SSS). As such, it is liable under the aforesaid law for the benefits which may have been paid by the SSS to its employees or their dependents. It is well-settled that findings of fact of administrative agencies and quasi-judicial bodies, which have acquired expertise because their jurisdiction is confined to specific matters, are generally accorded not only respect but finality when affirmed by the CA,<sup>5</sup> as in this case.

Moreover, the petition suffers from procedural defect in that petitioner failed to attach duplicate originals or certified true copies of the decisions of the SSS Cagayan de Oro, SSS-Medical Operations Department, and the Employees' Compensation Commission, as required under Section 4(d), in relation to Section 5, Rule 45 of the Rules of Court.

**SO ORDERED.”**

Very truly yours,

  
**EDGAR O. ARICHETA**  
Division Clerk of Court  
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- over -

<sup>3</sup> ART. 196. Delinquent contributions.

(a) An employer who is delinquent in his contributions shall be liable to the System for the benefits which may have been paid by the System to his employees or their dependents, and any benefit and expenses to which such employer is liable shall constitute a lien on all his property, real or personal which is hereby declared to be preferred to any credit, except taxes. The payment by the employer of the lump sum equivalent of such liability shall absolve him from the payment of the delinquent contributions and penalty thereon with respect to the employee concerned.

(b) Failure or refusal of the employer to pay or remit the contributions herein prescribed shall not prejudice the right of the employee or his dependents to the benefits under this Title. If the sickness, injury, disability or death occurs before the System receives any report of the name of his employee, the employer shall be liable to the System for the lump sum equivalent to the benefits to which such employee or his dependents may be entitled.

<sup>4</sup> Entitled "FURTHER AMENDING CERTAIN ARTICLES OF PRESIDENTIAL DECREE NO. 442 ENTITLED 'LABOR CODE OF THE PHILIPPINES'" (January 1, 1975).

<sup>5</sup> *Gatus v. SSS*, 655 Phil. 550, 562 (2011); citations omitted.

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(CA-G.R. SP No. 128020)

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(ECC Case No. SL-18933-0607-12)

SR

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