



SUPREME COURT OF THE PHILIPPINES
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REPUBLIC OF THE PHILIPPINES
SUPREME COURT
Manila
SECOND DIVISION

NOTICE

Sirs/Mesdames:

Please take notice that the Court, Second Division, issued a Resolution dated **27 November 2019** which reads as follows:

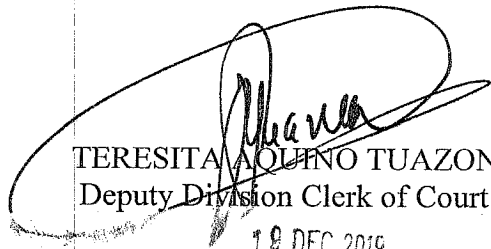
“**G.R. No. 221433** (*People of the Philippines v. Junie Urot Tabucal*). – Considering the allegations, issues, and arguments presented in the Accused-Appellant’s and the Plaintiff-Appellee’s Briefs,¹ which the parties adopted instead of filing their respective Supplemental Briefs, the Court resolves to **DISMISS** the appeal for failure of Junie Urot Tabucal to sufficiently show that the Court of Appeals committed any reversible error in its assailed Decision² dated July 22, 2015, as to warrant the exercise of the Court’s appellate jurisdiction.

WHEREFORE, the Court **ADOPTS** the findings of fact and conclusion of law in the Decision dated July 22, 2015 of the Court of Appeals in CA G.R. CR-HC No. 01766 and **AFFIRMS** the Decision finding the appellant Junie Urot Tabucal guilty beyond reasonable doubt of Murder under Article 248 of the Revised Penal Code.

However, in view of the decision of this Court in *People v. Jugueta*,³ the awards of temperate and exemplary damages are **MODIFIED** in that the appellant is hereby **ORDERED** to pay the heirs of Karen Khay Mejorada ₱75,000.00 as exemplary damages and ₱50,000.00 as temperate damages.

SO ORDERED.” (Zalameda, J., designated additional member per Special Order No. 2724 dated October 25, 2019).

Very truly yours,



TERESITA AQUINO TUAZON
Deputy Division Clerk of Court NR 1027 12/19
18 DEC 2019

¹ CA rollo, pp. 19-33 and 82-100, respectively.

² Rollo, pp. 4-31; penned by Associate Justice Josep Y. Lopez with Associate Justices Pamela Ann Abella Maxino and Germano Francisco D. Legaspi, concurring.

³ 783 Phil. 806 (2016).

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*JUNIE UROT TABUCAL(reg)
Accused-Appellant
c/o The Director
Bureau of Corrections
1770 Muntinlupa City

THE DIRECTOR (reg)
Bureau of Corrections
1770 Muntinlupa City

HON. PRESIDING JUDGE (reg)
Regional Trial Court, Branch 12
Cebu City
(Crim. Case No. CBU-87789)

COURT OF APPEALS (reg)
Cebu City
CA-G.R. CEB CR HC No. 01766

JUDGMENT DIVISION (x)
Supreme Court, Manila

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*with copy of CA Decision dated 22 July 2015
Please notify the Court of any change in your address.
GR221433. 11/27/2019(138)URES 14/16