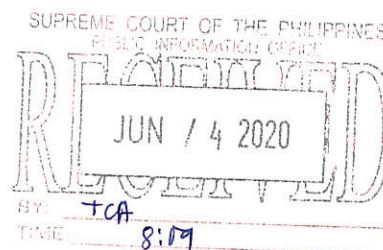




REPUBLIC OF THE PHILIPPINES
SUPREME COURT
Manila

SECOND DIVISION



NOTICE

Sirs/Mesdames:

Please take notice that the Court, Second Division, issued a Resolution dated 19 February 2020 which reads as follows:

“G.R. No. 238337 (*People of the Philippines v. Celso Vasquez alias “Wasoy”*). – Considering the allegations, issues, and arguments presented in the Appellant’s¹ and the Appellee’s² Briefs which the parties adopted instead of filing their respective supplemental briefs, the Court resolves to **DISMISS** the appeal³ for failure to sufficiently show that the Court of Appeals committed any reversible error in its assailed Decision⁴ dated November 29, 2017, as to warrant the exercise of the Court’s appellate jurisdiction.

IN VIEW OF THE FOREGOING, the Court **ADOPTS** the findings of fact and conclusions of law in the Decision dated November 29, 2017 of the Court of Appeals in CA-G.R. CR-HC No. 08915 and **AFFIRMS** the said Decision in all respects. Accused-appellant Celso Vasquez alias “Wasoy” is found **GUILTY** beyond reasonable doubt of the crime of Robbery with Homicide defined and penalized under Article 294 (1) of the Revised Penal Code and is sentenced to suffer the penalty of *reclusion perpetua*. He is ordered to pay the heirs of the victim Eligio Patron⁵ the following: (1) civil indemnity, moral damages, and exemplary damages in the amount of ₱75,000.00 each; and (2) actual damages in the amount of ₱75,000.00. He is likewise ordered to restore to the heirs of the victim Eligio Patron everything that was taken from

¹ CA rollo, pp. 26-44.

² *Id.* at 59-76.

³ Rollo, pp. 12-13.

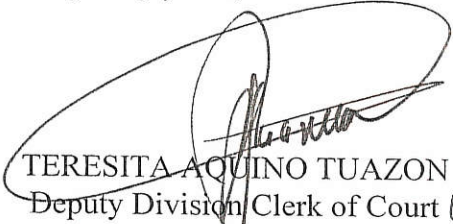
⁴ *Id.* at 2-11; penned by Associate Justice Mario V. Lopez (now a member of this Court) with Associate Justices Remedios A. Salazar-Fernando and Ramon Paul L. Hernando (now a member of this Court).

⁵ Eligio Pastor in CA Decision dated November 29, 2017, *id.* at 10.

the Patron household. If restitution is not possible, he is ordered to pay Luzviminda Patron, and her daughters Tessa Patron and Maan Patron the total amount of ₱333,000.00 representing the amount of cash and valuables taken on the occasion of the robbery. All civil indemnities and damages shall earn legal interest at the rate of 6% *per annum* from the date of finality of the resolution until fully paid.

SO ORDERED.” (HERNANDO, *J.*, no part as he concurred in the assailed CA rulings; CARANDANG, *J.*, designated Additional Member per Raffle dated December 17, 2019).

Very truly yours,


TERESITA AQUINO TUZON
Deputy Division Clerk of Court *with* 6/1
02 JUN 2020

PUBLIC ATTORNEY'S OFFICE (reg)
Special & Appealed Cases Service
Department of Justice
5th Floor, PAO-DOJ Agencies Building
NIA Road corner East Avenue
Diliman, 1104 Quezon City

OFFICE OF THE SOLICITOR GENERAL (reg)
134 Amorsolo Street
1229 Legaspi Village
Makati City

HON. PRESIDING JUDGE (reg)
Regional Trial Court, Branch 29
Libmanan, 4407 Camarines Sur
(Crim. Case No. L-4199)

CELSO VASQUEZ @ "WASOY" (reg)
Accused-Appellant
c/o The Director
Bureau of Corrections
1770 Muntinlupa City

THE DIRECTOR (reg)
Bureau of Corrections
1770 Muntinlupa City

JUDGMENT DIVISION (x)
Supreme Court, Manila

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GR238337. 2/19/2020(62)URES