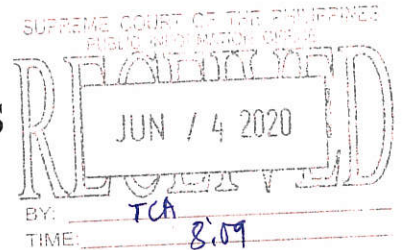




REPUBLIC OF THE PHILIPPINES
SUPREME COURT
Manila

SECOND DIVISION



NOTICE

Sirs/Mesdames:

*Please take notice that the Court, Second Division, issued a Resolution dated **24 February 2020** which reads as follows:*

“**G.R. No. 245308 (People of the Philippines v. Jericho Sudario y Paulino)**. – The Court **NOTES** the manifestation in lieu of supplemental brief with profuse apology dated January 16, 2020 of counsel for accused-appellant Jericho Sudario y Paulino (accused-appellant), adopting the brief filed before the Court of Appeals (CA) as accused-appellant’s supplemental brief in this case, as the same had adequately discussed all the matters pertinent to the defense, and stating that counsel inadvertently failed to file the supplemental brief prior to the expiration of the reglementary period as she was not able to personally receive the Resolution dated June 3, 2019.

After a judicious study of the case, the Court resolves to **DISMISS** the appeal¹ for failure to sufficiently show that the CA committed any reversible error in the assailed Decision as to warrant the exercise of the Court’s appellate jurisdiction. However, in light of prevailing jurisprudence, particularly *People v. Jugueta*,² the Court deems it proper to modify the award of damages, plus interest.

WHEREFORE, the Court **ADOPTS** the findings of fact and conclusions of law in the August 30, 2018 Decision³ of the CA in CA-G.R. CR-H.C. No. 08958 and **AFFIRMS with MODIFICATION** said Decision finding accused-appellant **GUILTY** beyond reasonable doubt of the crime of Murder, defined and penalized under Article 248 of the Revised Penal Code. Accordingly, he is sentenced to suffer the penalty of *reclusion perpetua* and to pay the heirs of Mark Joseph Dela Cruz y Bautista the following amounts: (a) ₱75,000.00 as civil indemnity; (b) ₱75,000.00 as moral damages; (c) ₱75,000.00 as exemplary damages; and (d) ₱50,000.00 as temperate damages. Moreover, all monetary awards shall earn an interest at the legal rate of six percent (6%) per annum from the date of finality of this Resolution until full payment.

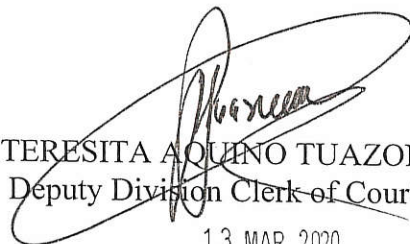
¹ See Notice of Appeal dated September 21, 2018; *rollo*, pp. 14-16.

² *People v. Jugueta*, 783 Phil. 806, 848 (2016).

³ *Rollo*, pp. 3-13. Penned by Associate Justice Mario V. Lopez (now a member of this Court) with Associate Justices Carmelita Salandanan Manahan and Ronaldo Roberto B. Martin, concurring.

SO ORDERED.”

Very truly yours,



TERESITA AQUINO TUAZON
Deputy Division Clerk of Court *p2/12*
13 MAR 2020

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1770 Muntinlupa City

HON. PRESIDING JUDGE (reg)
Regional Trial Court, Branch 16
Malolos City, Bulacan
(Crim. Case No. 2152-M-2008)

THE DIRECTOR (reg)
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CA-G.R. CR-HC No. 08958

*with copy of CA Decision dated 30 August 2018
Please notify the Court of any change in your address.
GR245308. 02/24/20(98)URES