

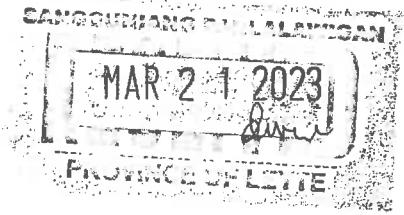


Item No.: 20
Date: MAR 28 2023

Republic of the Philippines
PROVINCE OF LEYTE

OFFICE OF THE PROVINCIAL GOVERNOR
CARLOS JERICHO L. PETILLA

March 20, 2023



HON. LEONARDO V. JAVIER Jr.
Vice Governor
Province of Leyte

Attention: **FLORINDA JILL S. UYVICO**
Provincial Board Secretary

SUBJECT: REQUEST FOR - A RESOLUTION GRANTING AUTHORITY TO THE PROVINCIAL TREASURER, RUTH Y. SURPIA AND/OR HER AUTHORIZED REPRESENTATIVE TO CLAIM/ RECEIVE THE AMOUNT OF PHP 66,743.09 COVERED BY O.R. No. 1166811D dated DECEMBER 16, 2019 due to the PROVINCE OF LEYTE in relation to CASE NO. R-ORM-19-00026-CV.

Dear Vice-Governor Javier. Jr.,

Pursuant to Section 22 (c), Chapter II, and Section 465 (b) (1) (vi), Chapter III, Article I of the Local Government Code of 1991, this Office most respectfully requests the Honorable Sangguniang Panlalawigan for the issuance of RESOLUTION GRANTING AUTHORITY TO THE PROVINCIAL TREASURER, RUTH Y. SURPIA AND/OR HER AUTHORIZED REPRESENTATIVE TO CLAIM/RECEIVE THE AMOUNT OF PHP 66,743.09 COVERED BY O.R. No. 1166811D dated DECEMBER 16, 2019 due to the PROVINCE OF LEYTE in relation to CASE NO. R-ORM-19-00026-CV entitled Rockelman et.al vs Province of Leyte for Annulment of Public Sale of Lot No. 10618-A covered by TCT No. T-3828 etc. Copy of said agreement is hereto attached for immediate reference

Your expeditious consideration of this matter is highly appreciated. Thank you very much!

CARLOS JERICHO L. PETILLA
Governor

By Authority of the Governor:


CORAZON M. ALVERO
Provincial Administrator



Republic of the Philippines
REGIONAL TRIAL COURT
8th Judicial Region
Branch 47, Ormoc City
Email:rtc1orm047@judiciary.gov.ph
Contact Nos. (053)560-9074/09190029198

Province of Leyte
Local Office

11-28-22

VIRGINIA TAMAYO
ROCKELMAN, ET. AL.,

Case No. R-ORM-19-00026-CV

Plaintiffs,

-versus-

FOR: ANNULMENT OF PUBLIC
SALE OF LOT NO. 10618-A
COVERED BY TCT NO. T-3828,
ETC.

THE PROVINCIAL
GOVERNMENT OF LEYTE, rep.
by Gov. Leopoldo Dominic L.
Petillo, ET. AL.,

Defendants.

X-----X

ORDER

This Court grants the Motion for Execution dated October 25, 2022 of defendant Provincial Government of Leyte.

Accordingly, the Branch Clerk of Court is hereby ordered to issue a writ of execution.

The OCC-RTC, Ormoc City is hereby ordered to **RELEASE to defendant Province of Leyte the advance payment deposited by Virginia Tamayo Rockelman in the amount of Php66,743.09 covered by O.R. No. 1166811D dated December 16, 2019** in accordance with the Order dated 14th of September 2021 approving the Compromise Agreement executed by parties.

The Branch Clerk of Court is hereby authorized to furnish counsels copies of this Order *via* electronic mail.

SO ORDERED.

28th of October 2022.


MARIA CORAZON S. VERGARA-NARAJA
Presiding Judge

pls. file
for pps to claim money before
-Ormoc

Republic of the Philippines
REGIONAL TRIAL COURT
8th Judicial Region
Branch 47, Ormoc City
Email Add.: rtc1orm047@judiciary.gov.ph
Contact Nos.: (053)560-9074/09190029198

Office of Leyte
Office
R. 22-23

VIRGINIA TAMAYO ROCKELMAN
AND MARTIN MODESTO
TAMAYO, IN THEIR CAPACITIES
AS HRS. OF SPS. MODESTO AND
ANTONIA TAMAYO, REP. BY
CELERINA GOMEZ SABITE,
Plaintiffs,

CIV. CASE NO. R-ORM-19-00026-CV

FOR: ANNULMENT OF PUBLIC
SALE OF LOT NO. 10618-A COVERED
BY TCT NO T-3828, CANCELLATION
OF ANNOTATION OF PUBLIC
AUCTION ON TAX DEC. NO. 21-012-
00258, WITH PRAYER FOR ISSUANCE
OF A WRIT OF PRELIMINARY
INJUNCTION AND TEMPORARY
RESTRAINING ORDER

-versus-

THE PROVINCIAL GOVERNMENT
OF LEYTE, REP. BY GOV.
LEOPOLDO DOMINICO L.
PETILLA, GERARDO A.
AVORQUE, IN HIS CAPACITY AS
THE PROV. TREASURER OF THE
PROVINCE OF LEYTE, ET. AL.,
Respondents,

x ----- x

SHERIFF'S RETURN

THIS IS TO CERTIFY that the Writ of Execution for the above-entitled case was received by the undersigned on December 29, 2022. Upon perusal on the records, it was noted that it is the Office of the Clerk of Court of the Regional Trial Court of Ormoc City that is the subject of the Writ of Execution since both parties have already satisfied their part in the compromise agreement of which this Honorable Court has based its decision dated September 14, 2021.

The undersigned then furnished the Office of the Clerk of Court of the Regional Trial Court of Ormoc City a copy of the Writ of Execution on January 17, 2023. The Office then clarified that they only need a representative duly authorized

by the Provincial Government of Leyte in order for them to release the money subject of the Writ of Execution to the interested party. Thus, the defendant of this case may coordinate with the RTC-OCC of Ormoc City for guidance and requirements.

In view of the foregoing, the undersigned most respectfully submits her Report to this HONORABLE COURT for its record and information.

Hall of Justice, Ormoc City Philippines, January 20, 2023.


CHRISTINE T. DELA CERNA
Sheriff IV

Copy furnished:

Atty. Ronelito O. Ticoy
TDCT & Partners Law Offices
M.B. Yu Bldg. Real Street, Tacloban City

Atty. Rhea Lina M. Untalan-Enage
Provincial Legal Office
Leyte Provincial Capitol
Corner Magsaysay Blvd. and Sen. Enage Streets
Tacloban City

RTC-OCC – Ormoc City