

**[ADMINISTRATIVE ORDER NO. 181-A, October
21, 1969]**

**SUSPENDING FROM OFFICE DISTRICT JUDGE TITO V. TIZON OF
THE COURT OF FIRST INSTANCE OF BALANGA, BATAAN,
PENDING INVESTIGATION OF ADMINISTRATIVE CHARGES
AGAINST HIM**

In Administrative Case No. 152-J filed in the Supreme Court on August 18, 1969, entitled, "The Secretary of Justice, Complainant, vs. Honorable TITO V. TIZON, Respondent", respondent Judge is charged with serious misconduct and gross inefficiency in office consisting of dishonesty (extortion, bribery, exaction and oppression), gross misconduct, falsification of public documents, violations of laws and regulations, inefficiency and incompetence, and scandalous behavior.

Under the charge of dishonesty, respondent is charged of:

(a) having, sometime in 1965 during the pendency of Civil Case No. 2972 in his Court, demanded and obtained directly and/or indirectly, from one of the parties therein valuable articles consisting of expensive liquors, cigarettes and rice;

(b) having, sometime in December, 1965, in connection with the same Civil Case No. 2972, demanded from the niece and depository of the plaintiff in the aforesaid case the sum of Five Hundred (P500.00) Pesos which was received by respondent through Municipal Judge Crisostomo Banzon of Orion, Bataan;

(c) having, sometime in March, 1965, demanded and obtained from the same Judge Banzon, a practising lawyer in his Court, the sum of Two Hundred and Fifty (P250.00) Pesos;

(d) having, sometime in September, 1965, demanded and obtained from the late Mayor Federico Muli of Dinalupihan, Bataan, the sum of Twenty-four Thousand (P24,000.00) Pesos in consideration of a judgment of acquittal in Criminal Case No. 5772, CFI of Bataan, entitled "People versus Federico Muli, et al";

(e) having, sometime in September, 1967, in consideration of a favorable decision in Cadastral Case No. 19, LRC Cad. Rec. No. 1097, concerning the petition to reopen cadastral proceeding of Lot 629 of the Mariveles Cadastre, demanded and exacted from therein petitioner Josefa Yaneza a triangular portion of 200,000 square meters of the aforesaid Lot 629;

(f) having, sometime in January, 1965 in connection with a petition for the surrender of the owner's duplicate copy of TCT Nos. 5701 and 5702

(Samal Cadastre), demanded from the petitioners-spouses Rodrigo Coloso and Elisa-Geaga-Coloso fifteen (15) hectares of the lands covered by said petition;

(g) having, extorted from Gonzalo Santos Two Hundred (P200.00) Pesos in consideration of a judgment of acquittal in a criminal case for infidelity in the custody of prisoners; from Bernardo Vianzon, One Hundred (P100.00) Pesos in consideration of the issuance of a restraining order in Special Civil Case No. 2829 of respondents Court; from former Governor Adelmo Camacho, Five Hundred (P500.00) Pesos in consideration of the dismissal of a smuggling case from Gavino Santiago, in consideration of a favorable judgment in a case where Santiago's son was killed in a vehicular accident;

(h) having, sometime in 1966 while Criminal Case No. 6115 of respondent's Court-entitled, "People versus Rodrigo Coloso" was pending, demanded from the accused Coloso through an intermediary Atty. Filemon Trinidad—the sum of Ten Thousand (P10,000.00) Pesos in consideration of a judgment of acquittal; Coloso's refusal to pay resulted in the withdrawal of his counsel, fifty Trinidad, and the eventual conviction of Coloso for illegal discharge of firearm.

Under the charges of gross misconduct, falsification of public documents, violations of law and regulations, inefficiency and incompetence, respondent is accused of;

(a) having knowingly committed acts of falsification by issuing an order dated April 18, 1969 in the three (3) cases involving the petitions to reopen cadastral proceedings under Republic Act 931, as amended by Republic Act 2061, Cadastral Case No. 19, LRC Cad. Rec. No. 1097, over two (2) portions of Lot 626 and one portion of Lot 622 of the Mariveles Cadastre, stating in said order that the parties therein had submitted the cases for decision, despite the fact that no hearing nor reception of evidence was held, nor any transcript thereof taken;

(b) having willfully and in violation of law allowed a certain Jose A. Pagunsan, a former court stenographer who had been separated from the service for unsatisfactory performance since September 30, 1966, to officially take stenographic notes in hearings before his Court; to prepare, draft and/or write decisions and/or orders in various cases; to borrow and withdraw Court records, expedientes, exhibits and transcripts from the Vault-In-Charge and to bring these records to Pagunsan's home in Quezon-City, even after the latter's separation from the service;

(c) having never held any session or office on Saturdays since his appointment as Judge in the Court of First Instance of Bataan in August, 1964, to the present, of rarely holding sessions in the afternoons of weekdays, in reporting his leaves of absence to the Department of Justice only after having enjoyed them and in absenting himself from office without prior notice to the inconvenience of litigants and attorneys in his Court;

(d) having allowed, caused and/or tolerated the preparation and