

EN BANC

[A.M. No. RTJ-06-2010, January 30, 2008]

MARISSA R. MONDALA, LEGAL RESEARCHER, REGIONAL TRIAL COURT, BRANCH 136, MAKATI CITY, COMPLAINANT, VS. PRESIDING JUDGE REBECCA R. MARIANO, REGIONAL TRIAL COURT, BRANCH 136, MAKATI CITY, RESPONDENT.

RESOLUTION

YNARES-SANTIAGO, J.:

In the Decision dated January 25, 2007, respondent Judge Rebecca R. Mariano of the Regional Trial Court (RTC) of Makati City, Branch 136, was found guilty of misrepresenting that she had decided the case of "*Amanet, Inc. v. Eastern Telecommunication*" as of January 2005 and of making inaccurate entries in the monthly reports. Respondent judge was meted the penalty of fine of P40,000.00, with warning that commission of the same or similar offense will be dealt with more severely. Respondent judge moved for reconsideration but was denied with finality on February 27, 2007.

In the meantime, or on January 31, 2007, the Office of the Court Administrator (OCA) submitted a Memorandum for the Court's consideration which contained the report of the team which conducted the judicial audit and physical inventory of pending cases at the RTC, Branch 136, Makati City, presided by respondent judge. The OCA recommended that respondent judge be directed to:

A. TAKE APPROPRIATE ACTION on the following cases:

A.1. Cases without initial action since the time of filing:

CASE NUMBER	TITLE	NATURE OF CASE
SP M-6253	In the Matter of Guardianship of Minor Kenneth Frank A. Tumanar, et al.	Petition for Guardianship

A.2. Cases which have not been set for hearing for a considerable length of time:

CASE NUMBER	TITLE	NATURE OF CASE
1. 04-606	M. Mitra vs. B. Mitra	Declaration of Nullity of Marriage
2. 05-1080	C. Arinto vs. M. Arinto	Declaration of Nullity of Marriage

A.3. Cases without further action for a considerable length of time due to the non-compliance by public prosecutors/parties concerned with the Court's directive:

CASE NUMBER	TITLE	NATURE OF CASE
1. 04-764	N. Galisim vs. G. Galisim	Declaration of Nullity of Marriage
2. 04-815	R. Villanueva vs. C. Villanueva	Declaration of Nullity of Marriage
3. 04-844	P. Salem vs. V. Reyes-Alonzo	Declaration of Nullity of Marriage
4. 04-910	M. Medina vs. R. Medina	Declaration of Nullity of Marriage
5. 04-1145	R. Perez vs. E. Mendoza	Declaration of Nullity of Marriage
6. 04-1159	V. Beltran vs. J. Beltran	Declaration of Nullity of Marriage
7. 04-1240	D. dela Cruz vs. J. dela Cruz	Declaration of Nullity of Marriage
8. 03-702	E. Cayco vs. A. Cayco	Declaration of Nullity of Marriage
9. 03-385	J. Garcia vs. J. Garcia	Declaration of Nullity of Marriage
10. 05-1080	C. Arinto vs. M. Arinto	Declaration of Nullity of Marriage
11. 01-665	Equitable PCI Bank vs. Phil. Wireless, Inc.	Collection of Sum of Money with Prelim. Attachment
12. 06-047	F. Dumlao vs. J. Dumlao	Declaration of Nullity of Marriage
13. 06-212	E. Ferrer vs. R. Ferrer	Declaration of Nullity of Marriage
14. 06-468	M. Macatubal vs. S. Macatubal	Declaration of Nullity of Marriage
15. 06-371	V. Alap vs. Z. Alap	Declaration of Nullity of Marriage
16. 05-976	D. Felix vs. P. Felix,	Declaration of

	Jr.	Nullity of Marriage
17. 06-1094	G. Wessels vs. H. Wessels	Declaration of Nullity of Marriage
18. 04-050	A. Ramirez vs. N. Ramirez	Declaration of Nullity of Marriage
19. SP-M-6127	H. Bayudan, DSWD-Petitioner	Petition for Involuntary Commitment to DSWD of Stephanie H. RApeda
20. SP-M-6158	Sps. C and E Payumo-Petitioner	In the Matter of Adoption of Minor Von Alvaro Payumo

B. RESOLVE the pending motions/incidents submitted for resolution in these cases and FURNISH this Office copy of the resolution/order within ten (10) days from their resolution:

CRIMINAL CASES

CASE NUMBER	TITLE	NATURE OF CASE
1. 06-1140 2. 06-1141 3. 06-1142	E. Gipan, et al.	Violation of R.A. 8049

CIVIL CASES

CASE NUMBER	TITLE	NATURE OF CASE
1. 99-1463	Lucena Industrial Corp. vs. Phil. Banking Corp., et al.	Annulment of Mortgage and Foreclosure
2. 00-318	Iba Finance vs. Wijds Food Manufacturing, et al.	Collection of Sum of Money
3. 01-071	Actron Industries vs. B. Perez	Damages
4. 01-1506	Sun Life Canada vs. Ma. D. Sibya	Rescission of Contract
5. 01-1656	Shorr Marketing vs. Manila Mining	Collection of Sum of Money
6. 01-1665	ATR Professional Life vs. Loyola Life Plans	Declaration of Nullity of Individual Insurance Coverage
7. 04-1031	E. Ariola vs. E. Azucena	Declaration of Nullity of

		Marriage
8. 03-660	V. Cruz vs. C. Cruz	Declaration of Nullity of Marriage
9. 97-3020	D. Padilla vs. China Banking	Collection of Sum of Money
10. M-5413	PDIC vs. DCB	Judicial Liquidation of Davao Cooperative Bank
11. 97-1035	Union Bank vs. Terra Marine Multi Ventures	Collection of Sum of Money

C. DECIDE with DISPATCH the criminal and civil cases below and FURNISH this Office copy of the decisions/orders within ten (10) days from their promulgation/rendition:

CRIMINAL CASES

CASE NUMBER	TITLE	NATURE OF CASE
1. 02-1877	J. Beltran, et al.	Estafa
2. 04-2319	M. Nicos, et al.	Grave Coercion
3. 05-1113	J. Payaon, et al.	Theft

CIVIL CASES

CASE NUMBER	TITLE	NATURE OF CASE
1. 98-2433	Rotary Textiles vs. Sps. F. Ty	Collection of Sum of Money
2. 99-1276	Allied Banking vs. MBL Factors and Traders, Inc., et al.	Collection of Sum of Money
3. 02-1524	Subic Bay Distribution vs. Western Guaranty Corp.	Collection of Sum of Money
4. 03-264	Protemps, Inc. vs. Ram Leasing	Collection of Sum of Money
5. 05-835	H. Herrera vs. G. Herrera	Declaration of Nullity of Marriage
6. 03-298	R. Gonzales vs. M. Devett	Declaration of Nullity of Marriage
7. 01-1546	Metrobank vs. Ma. Batenga	Collection of Sum of Money
8. 06-160	R. Vicente vs. R. Vicente	Declaration of Nullity of Marriage
9. 02-102	BPI vs. Sps. B. Ong	Collection of Sum of Money