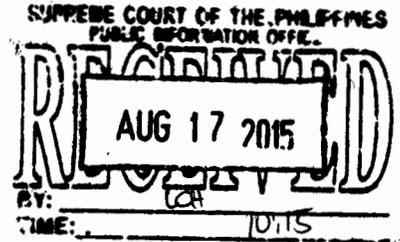




Republic of the Philippines
Supreme Court
 Manila

FIRST DIVISION

NOTICE



Sirs/Mesdames:

*Please take notice that the Court, First Division, issued a Resolution dated **July 1, 2015** which reads as follows:*

“G.R. No. 214765 (People of the Philippines vs. Oliver Cuison, et al.- The Office of the Solicitor General’s manifestation (in lieu of supplemental brief), in compliance with the Resolution dated December 1, 2014; the accused-appellants’ manifestation in lieu of supplemental brief, adopting their appellants’ brief filed before the Court of Appeals as their supplemental brief, the same having adequately discussed all the matters pertinent to their defense; and the three (3) letters all dated March 20, 2015 of P/Supt. II Richard W. Schwarzkopf, Jr., Superintendent, New Bilibid Prison, Muntinlupa City, confirming the confinement of accused-appellants Chris Plandes @ “Wiper,” Oliver Cuison and Asiong Cabanlig on May 2, 2011, in compliance with the Resolution dated December 1, 2014, are **NOTED.**

After a judicious perusal of the records, the Court resolves to **DISMISS** the appeal for failure to sufficiently show that the Court of Appeals (CA) committed any reversible error in the assailed Decision as to warrant the exercise of the Court’s appellate jurisdiction. However, to conform with prevailing jurisprudence,¹ the Court deems it proper to modify the award of damages as follows: (a) ₱75,000.00 as civil indemnity; (b) ₱75,000.00 as moral damages; and (c) ₱30,000.00 as exemplary damages.

WHEREFORE, the Court **ADOPTS** the findings of fact and conclusions of law in the January 16, 2014 Decision² of the CA in CA-G.R. CR HC No. 05036 and **AFFIRMS** said Decision finding accused-appellants Oliver Cuison, Asiong Cabanlig, and Chris Plandes @ “Wiper” & “Jet” **GUILTY** beyond reasonable doubt of the crime of Murder in

- over - two (2) pages
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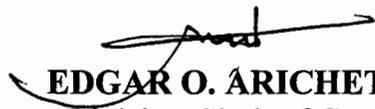
¹ *People v. De los Santos*, G.R. No. 207818, July 23, 2014, 731 SCRA 52, 66.

² *Rollo*, pp. 2-11. Penned by Associate Justice Danton Q. Bueser with Associate Justices Rebecca de Guia-Salvador and Ramon R. Garcia concurring.

violation of Article 248 of the Revised Penal Code, sentencing them to suffer the penalty of *reclusion perpetua* without eligibility for parole, and to solidarily pay the heirs of the victim the following amounts: (a) ₱75,000.00 as civil indemnity; (b) ₱53,000.00 as actual damages; (c) ₱75,000.00 as moral damages; (d) ₱30,000.00 as exemplary damages; and (e) costs of suit. In addition, legal interest at the rate of six percent (6%) per annum shall be imposed on all amounts awarded from the finality of this judgment until full payment.

SO ORDERED.”

Very truly yours,


EDGAR O. ARICHETA
Division Clerk of Court ¹¹²⁸
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The Solicitor General (x)
Makati City

Court of Appeals (x)
Manila
(CA-G.R. CR H.C. No. 05036)

Public Information Office (x)
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Supreme Court
(For uploading pursuant to A.M.
No. 12-7-1-SC)

The Hon. Presiding Judge
Regional Trial Court, Br. 42
Dagupan City 2400 Pangasinan
(Crim. Case No. 2003-0163-D)

Judgment Division (x)
Supreme Court

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The Director
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SR

