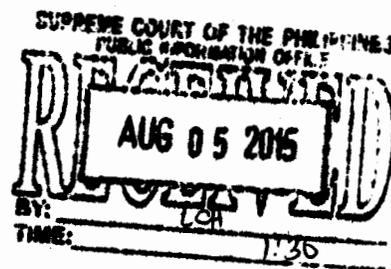




Republic of the Philippines
Supreme Court
Manila

FIRST DIVISION



NOTICE

Sirs/Mesdames:

*Please take notice that the Court, First Division, issued a Resolution dated **June 29, 2015** which reads as follows:*

“G.R. No. 216948 (Ruben Del Rosario v. Prime Global Prints Inc., Salvador Pontejos, and Paul Harris Lagman). – The petitioner’s motion for an extension of thirty (30) days within which to file a petition for review on certiorari is **GRANTED**, counted from the expiration of the reglementary period.

After a judicious review of the records, the Court resolves to **DENY** the instant petition and **AFFIRM** the July 14, 2014 Decision¹ and January 30, 2015 Resolution² of the Court of Appeals (CA) in CA-G.R. SP No. 132937 for failure of petitioner Ruben Del Rosario (petitioner) to show that the CA committed any reversible error in holding that he was not dismissed by respondents Prime Global Prints Inc., Salvador Pontejos, and Paul Harris Lagman (respondents).

As correctly ruled by the CA, there is hardly any evidence on record that would prove that petitioner was dismissed by respondents. On the other hand, there was also no abandonment of employment on the former’s part since he never received the return to work order from the latter. It is settled that findings of fact of the labor tribunals, as affirmed by the CA, are generally binding and conclusive upon the Court,³ and are not to be disturbed unless they fall under the recognized exceptions,⁴ which do not obtain in this case.

- over - two (2) pages

¹ *Rollo*, pp. 29-36. Penned by Associate Justice Hakim S. Abdulwahid with Associate Justices Romeo F. Barza and Ramon A. Cruz concurring.

² *Id.* at 38-39.

³ *Acevedo v Advanstar Company, Inc.*, 511 Phil. 279, 287 (2005).

⁴ See *Cirtek Employees Labor Union-Federation of Free Workers v Cirtek Electronics, Inc.*, G.R. No. 190515, June 6, 2011, 650 SCRA 656, 660.

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SO ORDERED.”

Very truly yours,

~~_____~~
EDGAR O. ARICHETA
Division Clerk of Court ^{7/15}

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LAC No. 06-001765-13)

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