



REPUBLIC OF THE PHILIPPINES
SUPREME COURT
Manila

SECOND DIVISION

NOTICE

Sirs/Mesdames:

*Please take notice that the Court, Second Division, issued a Resolution dated **18 January 2021** which reads as follows:*

“G.R. No. 252250 (People of the Philippines v. Ramil Araz y Ebidor a.k.a. ‘LAGONNOY’ and Wilson Floreta y Martinez a.k.a. ‘TATTOO,’ accused; Wilson Floreta y Martinez a.k.a. ‘TATTOO,’ accused-appellant) – The Court NOTES:

1. The letter dated October 28, 2020 of CTC Insp. Albert C. Manalo, Officer-In-Charge, Inmate Documents and Processing Division, Bureau of Corrections, Muntinlupa City, confirming the confinement of accused-appellant Wilson Floreta y Martinez a.k.a. ‘Tattoo’ at the said institution since August 14, 2015; and

2. The separate manifestations (in lieu of supplemental briefs) of the Public Attorney’s Office dated November 19, 2020, and the Office of the Solicitor General dated December 9, 2020, adopting their respective briefs filed before the Court of Appeals as their supplemental briefs.

After a judicious study of the case, the Court resolves to **DISMISS** the appeal¹ 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.

WHEREFORE, the Court **ADOPTS** the findings of fact and conclusions of law in the January 16, 2019 Decision² of the CA in CA-G.R. CR No. 07666 and **AFFIRMS** said Decision finding accused-appellant Wilson Floreta y Martinez a.k.a. ‘Tattoo’ **GUILTY** beyond reasonable doubt of the crime of Robbery with Homicide, as defined and penalized under Article 294 (1)³ of the Revised Penal

¹ *Rollo*, pp. 17-19.

² *Id.* at 3-16. Penned by Associate Justice Maria Elisa Sempio Diy with Associate Justices Jane Aurora Lantion and Perpetua T. Atal-Paño, concurring.

³ Article 294. *Robbery with Violence Against or Intimidation of Persons — Penalties.* — Any person guilty of robbery with the use of violence against or intimidation of any person shall suffer:

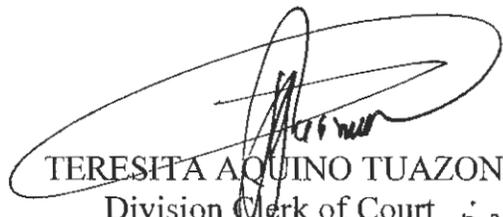
1. The penalty of *reclusión perpetua* to death, when by reason or on occasion of the robbery, the crime of homicide shall have been committed[.] x x x

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Code. Accordingly, he is sentenced to suffer the penalty of *reclusion perpetua* and to pay the heirs of Gabriel Bartolome the following amounts: (a) ₱75,000.00 as civil indemnity for the death of the victim; (b) ₱75,000.00 as moral damages; (c) ₱75,000.00 as exemplary damages; and (d) ₱50,000.00 as temperate damages in lieu of actual damages. All monetary awards shall earn interest at the legal rate of six percent (6%) per annum from the date of finality of this Resolution until full payment.

SO ORDERED. (Rosario, J., designated additional member per Special Order No. 2797 dated November 5, 2020; on official leave).”

By authority of the Court:


TERESITA AQUINO TUAZON
Division Clerk of Court *p 215*
08 FEB 2021

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HON. PRESIDING JUDGE (reg)
Regional Trial Court, Branch 27
Naga City

THE DIRECTOR (reg)
Bureau of Corrections
1770 Muntinlupa City

*CTCINSP ALBERT C. MANALO (reg)
Officer-in-Charge, Documents Section
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CA-G.R. CR-HC No. 07666

*For this resolution only
Please notify the Court of any change in your address.
GR252250. 01/18/2021(125)URES

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