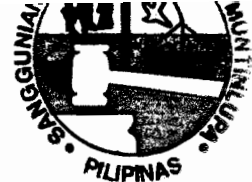




REPUBLIKA NG PILIPINAS
PAMAHALAANG LUNGSOD NG MUNTINLUPA
 KALAKHANG MAYNILA



Sangguniang Panglungsod

RESOLUTION NO. 11-132

A RESOLUTION REQUESTING THE HONORABLE MEMBERS OF CONGRESS OF THE PHILIPPINES TO EXPEDITE THE PASSAGE/APPROVAL OF THE PENDING HOUSE BILL NO. 4497, ENTITLED "AN ACT CREATING FIVE (5) ADDITIONAL BRANCHES OF THE METROPOLITAN TRIAL COURT IN MUNTINLUPA CITY, METRO MANILA, AMENDING FOR THE PURPOSE SECTION 27 OF BATAS PAMBANSA BILANG 129 AS AMENDED, OTHERWISE KNOWN AS THE JUDICIARY REORGANIZATION ACT OF 1980 AS AMENDED AND APPROPRIATING FUNDS THEREFOR".

Sponsored by: *Hon. Coun. Atty. Patricio L. Boncayao, Jr.*
Hon. Coun. Atty. Raul R. Corro
Hon. Coun. Margarita Amythyst Patdu-Labios, MD
Hon. Coun. Bal Niefes
Hon. Coun. Alexander B. Diaz
Hon. Coun. Allen F. Ampaya
Hon. Coun. Ringo A. Teves
Hon. Coun. Luví P. Constantino
Hon. Coun. Robert A. Abas
Hon. Coun. Engr. Neptali S. Santiago
Hon. Coun. Joselito V. Arevalo
Hon. Coun. Robert P. Baes
Hon. Coun. Elmer S. Espeleta
Hon. Coun. Rafael T. Sevilla
Hon. Coun. Vergel C. Ulanday
Hon. Coun. Adorado P. San Pedro

WHEREAS, Hon. Ethel V. Mercado-Gutay, Acting Presiding Judge, Hon. Restituto V. Mangalindan, Jr., Assisting Presiding Judge and Lolita Gana-Rabe, Clerk of Court IV wrote a letter dated September 28, 2011 to the Honorable Mayor Aldrin L. San Pedro, stating, among others, the following:

1. *Requesting the Office of the City Mayor to spearhead a Resolution in the City Council for the creation of five (5) additional Metropolitan Trial Court Branches and Office of the Clerk of Court – Metropolitan Trial Court (OCC-MeTC);*
2. *At present there is only one Metropolitan Trial Court, Branch 80 in Muntinlupa City;*
3. *The ideal for first level court is five hundred (500) cases per inquiry from the Court Management Office;*
4. *Per record as of July, 2011 the Metropolitan Trial Court, Branch 80, has 4,370 number of cases;*

(Handwritten signatures and initials are present throughout the page, including 'malle', 'Evel', 'Rubi', 'M. L.', and several large signatures on the right side.)



**PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA**



Sangguniang Panglungsod

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5. *These 4,370 active cases are subdivided as follows:*

5.a. *4,096 reconstituted cases and newly filed criminal cases.*

5.b. *274 reconstituted and newly filed civil cases.*

6. *The average number of cases filed every month ranges from 150 to 200 criminal cases and 80 to 100 civil cases;*

7. *The creation of five (5) additional Branches and OCC-MeTC will expedite the delivery of judicial services or disposition of cases in the interest of the people of Muntinlupa City.*

WHEREAS, in the letter dated October 13, 2011 of Hon. Jose Midas P. Marquez, Court Administrator, Office of the Court Administrator, Supreme Court, it is provided that the said Office had submitted its comments to Congress favorably recommending the approval of **House Bill No. 4497**;

WHEREAS, it is necessary that the letter of Hon. Ethel. V. Mercado-Gutay with the endorsement letter of **Mayor Aldrin L. San Pedro** and the letter of **Hon. Jose Midas P. Marquez**, Court Administrator be attached to this Resolution for reference purposes of the **Congress of the Philippines** as Annexes "A" and "B";

NOW THEREFORE BE IT RESOLVED, by the **6th Sangguniang Panlungsod of Muntinlupa**, approving this Resolution requesting The Honorable Members Of Congress Of The Philippines To Expedite The Passage/Approval Of The Pending House Bill No. 4497, entitled, "**An Act Creating Five (5) Additional Metropolitan Trial Court Branches In Muntinlupa City, Metro Manila, Amending For The Purpose Section 27 Of Batas Pambansa Bilang 129, As Amended, Otherwise Known As The Judiciary Reorganization Act Of 1980, As Amended And Appropriating Funds Therefor**".

FURTHER, BE IT RESOLVED, AS IT IS HEREBY RESOLVED, that the **Hon. Feliciano Belmonte**, Speaker of the House of Representatives, **Hon. Rodolfo Biazon**, Congressman of Muntinlupa City, **Hon. Juan Ponce Enrile**, Senate President, **Hon. Jose Midas P. Marquez**, Court Administrator and **Hon. Ethel V. Mercado-Gutay**, Acting Presiding Judge of the Metropolitan Trial Court Branch 80, Muntinlupa City be furnished with copies of this Resolution.

ADOPTED, by the **6th Sangguniang Panlungsod of Muntinlupa** this **6th** day of **December 2011**, on its **60th Regular Session**.

DISTRICT I:

COUN. ATTY. RAUL R. CORRO
Member

Mercado-Gutay

[Signature]

[Signature]

[Signature]

[Signature]

[Handwritten signatures on the left margin]

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PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA



Sangguniang Panglungsod

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COUN. ATTY. PATRICIO L. BONCAYAO, JR.

Member

COUN. MARGARITA AMYTHYST PATDU-LABIOS, MD

Member

COUN. BAL NIEFES

Member

COUN. ALEXANDER B. DIAZ

Member

COUN. ALLEN F. AMPAYA

Member

COUN. RINGO A. TEVES

Member

DISTRICT II:

COUN. LUVI P. CONSTANTINO

Member

COUN. ROBERT A. ABAS

Member

COUN. ENGR. NEPTALI S. SANTIAGO

Member

COUN. JOSELITO V. AREVALO

Member

COUN. ROBERT P. BAES

Member

COUN. ELMER S. ESPELETA

Member

COUN. RAFAEL T. SEVILLA

Member

COUN. VERGEL C. ULANDAY

Member

COUN. ADORADO P. SAN PEDRO

Sectoral Representative

President

Association of Barangay Captains

ABSENT:

COUN. DAN HUBERT A. BARLIS

Member

M. C.



PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA




Sangguniang Panglungsod

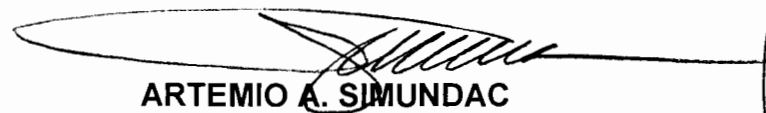
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Resolution No. 11-132

COUN. EULOGIO DS. DIOKO, II
Sectoral Representative
President
Federation of Sangguniang Kabataan

I HEREBY CERTIFY, as to the correctness of the foregoing Resolution.


CECILIA C. LAZARTE
Secretary

ATTESTED:


ARTEMIO A. SIMUNDAC
City Vice-Mayor/Presiding Officer

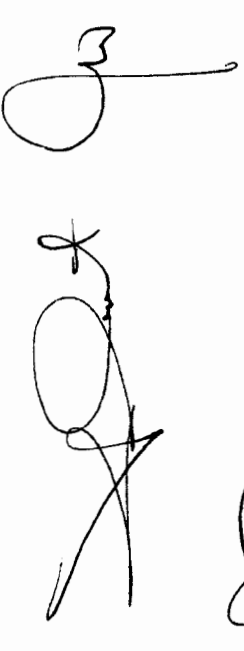
APPROVED:


ALDRIN L. SAN PEDRO
City Mayor



Date: _____

Norie/6th SP















Tanggapan ng Punonglungsod

REPUBLICA NG PILIPINAS
PAMAHALAANG LUNGSOD NG MUNTINLUPA
KALAKHANG MAYNILA

Handwritten: RAY REG. 1278.
ANNEX "A"

2nd INDORSEMENT

05 October 2011

Respectfully forwarded to the **Hon. Artemio A. Simundac**, Vice-Mayor and Presiding Officer, Sangguniang Panlungsod thru the **Hon. Raul R. Corro**, Majority Floor Leader, the attached indorsement letter to the undersigned of **Hon. Ethel V. Mercado-Gutay**, Acting Presiding Judge, Metropolitan Trial Court, Branch 80, Muntinlupa City **Re: Creation of Additional Branches for the Metropolitan Trial Court (MeTC) and an Office of the Clerk of Court-Metropolitan Trial Court (OCC-MeTC).**

For your information and appropriate action.


ALDRIN L. SAN PEDRO
City Mayor

cc: All City Councilors

File copy

endorsement.metc.2011
/secpbs

Handwritten: 10-10-2011

COM. ON JUSTICE & HUMAN RIGHTS

City Hall of Muntinlupa
National Road, Putatan, Muntinlupa City, Philippines

Tel Nos.: 543-0809 / 862-2921/ 862-1712
Trunklines: 862-2711/ 862-2525

Handwritten in a circle: 10-18-2011 P.H.

REPUBLIC OF THE PHILIPPINES
NATIONAL CAPITAL JUDICIAL REGION
METROPOLITAN TRIAL COURT
BRANCH 80
MUNTINLUPA CITY

1st Indorsement
September 28, 2011

Respectfully indorsed to HON. ALDRIN L. SAN PEDRO, City Mayor, Muntinlupa City, the herein request for the passage of a Resolution by the Sangguniang Panglungsod creating additional Metropolitan Trial Court (MeTC) branches in Muntinlupa City and an Office of the Clerk of Court-Metropolitan Trial Court (OCC-MeTC).

Please acknowledge receipt hereof.

Ethel V. Mercado-Gutay
ETHEL V. MERCADO-GUTAY
Acting Presiding Judge

NOTED BY:

JT
JUANITA T. GUERRERO
Executive Judge
Regional Trial Court
Muntinlupa City

M U N T I N L U P A C I T Y	MAYOR'S OFFICE
	RECEIVED OCT 03 2011
By: <i>[Signature]</i>	Time: 5:45 PM



REPUBLIC OF THE PHILIPPINES
NATIONAL CAPITAL JUDICIAL REGION
METROPOLITAN TRIAL COURT
BRANCH 80
MUNTINLUPA CITY

28 September 2011

HON. ALDRIN L. SAN PEDRO
City Mayor
Muntinlupa City

THRU: THE SANGGUNIANG PANGLUNGSOD
Muntinlupa City

Re: REQUEST FOR THE CREATION OF ADDITIONAL BRANCHES FOR THE METROPOLITAN TRIAL COURT OF MUNTINLUPA CITY AND AN OFFICE OF THE CLERK OF COURT- METROPOLITAN TRIAL COURT (OCC- MeTC)

Dear Mayor:

This pertains to the above-captioned matter. Particularly, we are respectfully and urgently requesting your good office to spearhead a Resolution in the Sangguniang Panglungsod for the creation of additional branches for the Metropolitan Trial Court (MeTC), Muntinlupa City, as there is only one existing at present, MeTC Branch 80, and an Office of the Clerk of Court-Metropolitan Trial Court (OCC-MeTC) to address the concerns of the multiple sala first level court.

From our inquiry with the Court Management Office (CMO) which is under the Office of the Court Administrator, Supreme Court, Manila, we learned that the ideal load for first level courts is five hundred (500) cases. As of July this year, MeTC Branch 80, Muntinlupa City has about four thousand three hundred seventy (4,370) active cases in our docket. This number is further subdivided as follows: (a) four thousand ninety six (4,096) reconstituted and newly-filed criminal cases; and (b) two hundred seventy four (274) reconstituted and newly filed civil cases. The average number of cases filed every month ranges from one hundred fifty (150) to two hundred (200) criminal cases and about eighty (80) to one hundred (100) civil cases.

Going then by the formula suggested by the CMO, it becomes apparent that the creation of at least FIVE (5) more branches for MeTC-Muntinlupa City is ideal and highly recommended, as well as the concurrent creation of an Office of the Clerk of Court-MeTC to address the concerns of these additional branches.

Notably in the past, Assisting Judges have been assigned and designated to this Court. But this did not nor will it directly address the problem of heavy and clogged dockets that, in turn, affects the quite slow pace of trial and court proceedings because the court is highly undermanned. The plantilla for first level courts only provides for thirteen (13) Supreme Court personnel which include the Presiding Judge. Although, the assistance being given by the City Government of Muntinlupa, through the detail and assignment to the court of a number of locally funded or city-paid employees does a lot of help in the day-to-day functioning of the office, their work and duties are merely confined to clerical, messengerial and janitorial services as per Supreme Court Administrative Circular No. 28-2008 dated March 11, 2008.

Interestingly also is the disparity between the first level and second level courts of Muntinlupa City. Specifically for the single sala MeTC Muntinlupa City, there are about seven (7) Regional Trial Courts and an Office of the Clerk of Court addressing the concerns of the multiple sala second level court.

It might not be amiss to state at this point that just recently eleven (11) branches for Mandaluyong City and five more branches for Parañaque City have already been created which are all in addition to the two (2) branches for first level courts that are already existing in these cities.

Worth mentioning too and which is likewise persuasive of the proposed creation of additional branches for the first level court is the fact that the Metropolitan Trial Court (MeTC), Branch 80, Muntinlupa City contributes greatly to the national coffers in terms of Net Interests and Withholding Taxes on the Fiduciary Fund being remitted quarterly to the Bureau of Treasury, Department of Finance.

It is for these reasons that we implore your good office to make the proposed creation of additional branches for MeTC Muntinlupa City and concomitant creation of an OCC-MeTC as one of your priority projects for your current term of office. Albeit repetitive and quite obvious, it is submitted that only through the creation of such additional branches that the delivery of judicial services in the first level courts could be expedited and the needs of your constituents in Muntinlupa City could be better addressed.


Recognizing the efforts and development projects you have done and undertaken in the past, the passage by the Sangguninang Panglungsod creating additional branches for MeTC Muntinlupa City and an Office of the Clerk of Court-Metropolitan Trial Court (OCC-MeTC) will serve as one of your lasting legacies to your constituents in Muntinlupa City being a melting pot of people from all walks of life coming in and going out of Metro Manila areas.

Hoping that the points and issues raised in this request would merit your kind consideration and prompt action. Thank you very much and more power. We remain

Very truly yours,


ETHEL V. MERCADO-GUTA
Acting Presiding Judge


RESTITUTO V. MANGALINDAN, JR.
Assisting Presiding Judge


LOLITA GANA-RABE
Clerk of Court IV

NOTED:


JUANITA T. GUERRERO
Executive Judge
Regional Trial Court
Muntinlupa City



Supreme Court
Office of the Court Administrator
Manila

13 October 2011

Atty. PATRICIO L. BONCAYAO, JR.
Councilor
Municipality of Muntinlupa
Muntinlupa City, Metro Manila

Dear Atty. Boncayao:

This has reference to your invitation for me to attend the public hearing of the Committee on Justice and Human Rights set on October 18, 2011, Tuesday at 11:00 a.m. to be held in the Session Hall, Sangguniang Panlungsod People's Center Building, Muntinlupa City.

With much regret, I cannot join you as I have a prior commitment on said date and time. Nonetheless, please be informed that this Office has already submitted our comments favorably recommending the approval of House Bill No. 4497, entitled "An Act Creating Five (5) Additional Metropolitan Trial Court Branches in Muntinlupa City, Metro Manila, Amending for the Purpose Section 27 of Batas Pambansa Bilang 129, as Amended, Otherwise known as "The Judiciary Reorganization Act of 1980," as Amended, and Appropriating Funds Therefor."

Very truly yours,


JOSE MIDAS P. MARQUEZ
Court Administrator



MBC/jjm/Letter_Boncayao, Jr./10-13-11