

REPUBLIC OF THE PHILIPPINES
FAMILY COURT
NATIONAL CAPITAL JUDICIAL REGION
BRANCH 15
TAGUIG CITY
2nd Floor, Hall of Justice Building Ext., Gen. Santos Ave., Upper Bicutan, Taguig City, Metro Manila
Mobile Phone No. (+63) 906 0130 7435 | E-mail: fc1tgg0015@judiciary.gov.ph

KATHLYN CATE LLAVORE-HUYA,
Petitioner,

-versus-

RYAN N. HUYA,
Respondent.
x-----x

JDRC No. 924


SUMMONS
(By Publication)

Before this Court is a verified Petition for Declaration of Nullity of Marriage filed by the Petitioner through counsel with prayer that judgment be rendered declaring the marriage of the Petitioner and Respondent VOID from the very beginning under Article 36 of the Family Code.

Let this **summons** be published once a week for two (2) consecutive weeks in a newspaper of general circulation in the Philippines. Which the Petitioner is given her freedom to choose-subject to information of this Court in writing **two (2) weeks** from receipt of this Order.

The Respondent is hereby directed to file his personally verified Answer within thirty (30) days from the last issue of publication. No motion to dismiss the Petition shall be allowed except on the ground of lack of jurisdiction over the subject matter or over the Parties: Provided, however that any ground that might warrant a dismissal of the case may be raised as an affirmative defense in the Answer. The Court Process Server shall also send an copy of this summons along the petition and its annexes to Respondent at her last given known address by registered mail.

SO ORDERED.
DONE IN CHAMBERS.
26th day of October 2023
Taguig City.


BYRON G. SAN PEDRO
Presiding Judge

PB•Pub.Dates: November 21 and 28, 2023.

Republic of the Philippines
Department of Transportation
Land Transportation Franchising and
Regulatory Board
Regional Franchising and Regulatory
Office No. IV-A
Lipa City, Batangas

DOCKET NO.:
R4-EV-TH-2023-11-2017-00428
Application for Extension of Validity of a
Certificate of Public Convenience to
operate a TRUCK FOR HIRE service
ERLINDA REPII,
Applicant/s.
x-----x

NOTICE OF HEARING
Applicant is a grantee of a Certificate of Public Convenience issued in the Case No.: 2017-04-00428 to operate a TRUCK FOR HIRE service: within SAN PABLO CITY from said place to any point in REGION IV accessible to motor vehicle traffic and vice versa, with the use of ONE (1) unit/s and which Certificate is valid up and subsisting up to FEBRUARY 22, 2023.

In the petition dated NOVEMBER 07, 2023, Applicant requests authority to extend the validity of said Certificate within the same route/territory with the use of same number of units.

NOTICE is hereby given that this application will be heard by this Board on DECEMBER 7, 2023, at 9:00 a.m. at its office at the above address.

At least FIVE (5) days prior to the above date, applicant/s shall publish this Notice once in a one daily newspaper of general circulation in Region IV or Luzon.

Parties opposed to the granting of the application must file their written opposition supported by documentary evidences on or before the above date, furnishing a copy of the same to applicant and may, if so desires, appear on the scheduled date of hearing.

This application will be acted upon by the Board on the basis of its records and the documentary evidence submitted by the parties, unless this Board deems necessary to receive additional documentary and/or oral evidence.

WITNESS the Honorable ATTY. TEOFILO E. GUADIZ III, CESO V, Chairman, this NOVEMBER 24, 2023.

ATTY. FREDERICK L. VALERO
Chief, Legal Division

Republic of the Philippines
Department of Transportation
Land Transportation Franchising and
Regulatory Board
East Avenue, Quezon City
CASE NO. TNVS-2018-12659
Application for Extension of Validity of Certificate of Public Convenience to operate a Transport Network Vehicle Service (TNVS).
MARILYN U. CONSTANTINO,
Applicant/s.
x-----x

ORDER AND SECOND NOTICE OF HEARING
Applicant filed an application requesting for authority to operate a Transport Network Vehicle Service within METRO MANILA which includes MUCEP Area with the use of ONE (1) unit/s which Certificate is

**EXTRAJUDICIAL
SETTLEMENT BY
AGREEMENT OF HEIRS
WITH DEED OF SALE**

Notice is hereby given that the estate of the late **CARMELITA S. FLORES** was extrajudicially settled by agreement of heirs with Deed of Sale among her heirs before Atty. GARY CAMITAN AURE, Notary for the City of Manila as Doc. No. 145; Page No. 29; Book No. CXXXIV: Series of 2023.
PB•Pub.Dates: Nov. 21, 28 & Dec. 5, 2023.

valid up to SEPTEMBER 19, 2021.

Said Application was dismissed by this Board on MAY 13, 2022 due to failing to submit Formal Offer of Evidence and a Motion for Reconsideration thereto was filed on AUGUST 18, 2022, Finding the allegation contained therein to be impresses with merit, the same is hereby GRANTED. The Order of Dismissal dated MAY 13, 2022 is hereby LIFTED & SET ASIDE.

NOTICE is hereby given that this application will be heard by this Board on DECEMBER 12, 2023 at 1:00 p.m. at its Office at the above address. (face-to-face hearing).

At least FIVE (5) days prior to the above date, applicant/s shall publish this Notice once in ONE (1) daily newspaper of general circulation in Luzon.

Parties opposed to the granting of the application must file their written oppositions supported by documentary evidence on or before the above date furnishing a copy of the same to the applicant/s and may if they so, desire appear on said date and time.

This application will be acted upon by this Board on the basis of its records and documentary evidence submitted by the parties, unless the Board deems it necessary to receive additional documentary and/or oral evidence.

WITNESS the Honorable ATTY. TEOFILO E. GUADIZ III, CESO V, Chairman, this NOVEMBER 17, 2023.

ATTY. FREDERICK L. VALERO
Officer-in-Charge Legal Division
Pursuant Board resolution No. 208
Series of 2019 date 24 July 2019

Republic of the Philippines
Department of Transportation
Land Transportation Franchising and
Regulatory Board
East Avenue, Quezon City
CASE NO. 2015-11631
Application for Extension of Validity of a Certificate of Public Convenience to operate a TAXI AIRCONDITIONED (TX) Service.
TIMOTHY RYAN T. YEO,
Applicant/s.
x-----x

NOTICE OF HEARING
Applicant is a grantee of a Certificate of Public Convenience to operate a TAXI AIRCONDITIONED (TX) service on the route within BACOR, CAVITE and from said place to any point in the ISLAND OF LUZON with the use of TWO (2) units which Certificate is valid up to OCTOBER 31, 2023. In the application filed on OCTOBER 31, 2023, applicant request authority to extend the validity of the said Certificate within the same territory with the use of the same number of unit/s.

NOTICE is hereby given that this application will be heard by this Board on DECEMBER 12, 2023 at 9:00 a.m. at its Office at the above address. (face-to-face hearing).

At least FIVE (5) days prior to the above date, applicant/s shall publish this Notice once in ONE (1) daily newspaper of general circulation in Luzon.

Parties opposed to the granting of the application must file their written opposition supported by documentary evidences on or before the above date, furnishing a copy of the same to applicant and may, if so desires, appear on the scheduled date of hearing.

This application will be acted upon by the Board on the basis of its records and the documentary evidence submitted by the parties, unless this Board deems necessary to receive additional documentary and/or oral evidence.

WITNESS the Honorable ATTY. TEOFILO E. GUADIZ III, CESO V, Chairman, this NOVEMBER 22, 2023.

ATTY. FREDERICK L. VALERO
Chief, Legal Division

Republic of the Philippines
Department of Transportation
Land Transportation Franchising and
Regulatory Board
East Avenue, Quezon City
CASE NO. 2015-1015
Application for Extension of Validity of a

Certificate of Public Convenience to operate a TAXI AIRCONDITIONED (TX) Service.
LBR TRANSPORT INC.,
Applicant/s.
x-----x

NOTICE OF HEARING
Applicant is a grantee of a Certificate of Public Convenience to operate a TAXI AIRCONDITIONED (TX) service on the route within SUCAT, PARANAQUE CITY and from said place to any point in the ISLAND OF LUZON with the use of FOUR (4) units which Certificate is valid up to OCTOBER 31, 2023. In the application filed on OCTOBER 27, 2023, applicant request authority to extend the validity of the said Certificate within the same territory with the use of the same number of unit/s.

NOTICE is hereby given that this application will be heard by this Board on DECEMBER 11, 2023 at 1:00 p.m. at its Office at the above address. (face-to-face hearing).

At least FIVE (5) days prior to the above date, applicant/s shall publish this Notice once in ONE (1) daily newspaper of general circulation in Luzon.

Parties opposed to the granting of the application must file their written opposition supported by documentary evidences on or before the above date, furnishing a copy of the same to applicant and may, if so desires, appear on the scheduled date of hearing.

This application will be acted upon by the Board on the basis of its records and the documentary evidence submitted by the parties, unless this Board deems necessary to receive additional documentary and/or oral evidence.

WITNESS the Honorable ATTY. TEOFILO E. GUADIZ III, CESO V, Chairman, this NOVEMBER 20, 2023.

ATTY. FREDERICK L. VALERO
Chief, Legal Division

Republic of the Philippines
Department of Transportation
Land Transportation Franchising and
Regulatory Board
East Avenue, Quezon City
CASE NO. 2012-2141
Application for Extension of Validity of a Certificate of Public Convenience to operate a TAXI AIRCONDITIONED (TX) Service.
LBR TRANSPORT INC.,
Applicant/s.
x-----x

NOTICE OF HEARING
Applicant is a grantee of a Certificate of Public Convenience to operate a TAXI AIRCONDITIONED (TX) service on the route within LAS PIÑAS CITY and from said place to any point in the ISLAND OF LUZON with the use of ONE (1) units which Certificate is valid up to OCTOBER 31, 2023. In the application filed on OCTOBER 27, 2023, applicant request authority to extend the validity of the said Certificate within the same territory with the use of the same number of unit/s.

NOTICE is hereby given that this application will be heard by this Board on DECEMBER 11, 2023 at 1:00 p.m. at its Office at the above address. (face-to-face hearing).

At least FIVE (5) days prior to the above date, applicant/s shall publish this Notice once in ONE (1) daily newspaper of general circulation in Luzon.

Parties opposed to the granting of the application must file their written opposition supported by documentary evidences on or before the above date, furnishing a copy of the same to applicant and may, if so desires, appear on the scheduled date of hearing.

This application will be acted upon by the Board on the basis of its records and the documentary evidence submitted by the parties, unless this Board deems necessary to receive additional documentary and/or oral evidence.

WITNESS the Honorable ATTY. TEOFILO E. GUADIZ III, CESO V, Chairman, this NOVEMBER 20, 2023.

ATTY. FREDERICK L. VALERO
Chief, Legal Division

Republic of the Philippines
Department of Transportation
Land Transportation Franchising and
Regulatory Board
East Avenue, Quezon City
CASE NO. 2012-2139
Application for Extension of Validity of a Certificate of Public Convenience to operate a TAXI AIRCONDITIONED (TX) Service.
LBR TRANSPORT INC.,
Applicant/s.
x-----x

NOTICE OF HEARING
Applicant is a grantee of a Certificate of Public Convenience to operate a TAXI AIRCONDITIONED (TX) service on the route within MUNTINLUPA CITY and from said place to any point in the ISLAND OF LUZON with the use of ONE (1) units which Certificate is valid up to OCTOBER 31, 2023. In the application filed on OCTOBER 27, 2023, applicant request authority to extend the validity of the said Certificate within the same territory with the use of the same number of unit/s.

NOTICE is hereby given that this application will be heard by this Board on DECEMBER 11, 2023 at 1:00 p.m. at its Office at the above address. (face-to-face hearing).

At least FIVE (5) days prior to the above date, applicant/s shall publish this Notice once in ONE (1) daily newspaper of general circulation in Luzon.

Parties opposed to the granting of the application must file their written opposition supported by documentary evidences on or before the above date, furnishing a copy of the same to applicant and may, if so desires, appear on the scheduled date of hearing.

This application will be acted upon by the Board on the basis of its records and the documentary evidence submitted by the parties, unless this Board deems necessary to receive additional documentary and/or oral evidence.

WITNESS the Honorable ATTY. TEOFILO E. GUADIZ III, CESO V, Chairman, this NOVEMBER 20, 2023.

ATTY. FREDERICK L. VALERO
Chief, Legal Division

Republic of the Philippines
Department of Transportation
Land Transportation Franchising and
Regulatory Board
East Avenue, Quezon City
CASE NO. 2012-2137
Application for Extension of Validity of a Certificate of Public Convenience to operate a TAXI AIRCONDITIONED (TX) Service.
LBR TRANSPORT INC.,
Applicant/s.
x-----x

NOTICE OF HEARING
Applicant is a grantee of a Certificate of Public Convenience to operate a TAXI AIRCONDITIONED (TX) service on the route within LAS PIÑAS CITY and from said place to any point in the ISLAND OF LUZON with the use of ONE (1) units which Certificate is valid up to OCTOBER 31, 2023. In the application filed on OCTOBER 27, 2023, applicant request authority to extend the validity of the said Certificate within the same territory with the use of the same number of unit/s.

NOTICE is hereby given that this application will be heard by this Board on DECEMBER 11, 2023 at 1:00 p.m. at its Office at the above address. (face-to-face hearing).

At least FIVE (5) days prior to the above date, applicant/s shall publish this Notice once in ONE (1) daily newspaper of general circulation in Luzon.

Parties opposed to the granting of the application must file their written opposition supported by documentary evidences on or before the above date, furnishing a copy of the same to applicant and may, if so desires, appear on the scheduled date of hearing.

This application will be acted upon by the Board on the basis of its records and the documentary evidence submitted by the parties, unless this Board deems necessary to receive additional documentary and/or oral evidence.

WITNESS the Honorable ATTY. TEOFILO E. GUADIZ III, CESO V, Chairman, this NOVEMBER 22, 2023.

ATTY. FREDERICK L. VALERO
Chief, Legal Division

Republic of the Philippines
Department of Transportation
Land Transportation Franchising and
Regulatory Board
East Avenue, Quezon City
CASE NO. 2012-2134
Application for Extension of Validity of a Certificate of Public Convenience to operate a TAXI AIRCONDITIONED (TX) Service.
LBR TRANSPORT INC.,
Applicant/s.
x-----x

NOTICE OF HEARING
Applicant is a grantee of a Certificate of Public Convenience to operate a TAXI AIRCONDITIONED (TX) service on the route within MANILA and from said place to any point in the ISLAND OF LUZON with the use of SEVEN (7) units which Certificate is valid up to NOVEMBER 8, 2023. In the application filed on OCTOBER 27, 2023, applicant request authority to extend the validity of the said Certificate within the same territory with the use of the same number of unit/s.

NOTICE is hereby given that this application will be heard by this Board on DECEMBER 11, 2023 at 1:00 p.m. at its Office at the above address. (face-to-face hearing).

At least FIVE (5) days prior to the above date, applicant/s shall publish this Notice once in ONE (1) daily newspaper of general circulation in Luzon.

Parties opposed to the granting of the application must file their written opposition supported by documentary evidences on or before the above date, furnishing a copy of the same to applicant and may, if so desires, appear on the scheduled date of hearing.

This application will be acted upon by the Board on the basis of its records and the documentary evidence submitted by the parties, unless this Board deems necessary to receive additional documentary and/or oral evidence.

WITNESS the Honorable ATTY. TEOFILO E. GUADIZ III, CESO V, Chairman, this NOVEMBER 22, 2023.

ATTY. FREDERICK L. VALERO
Chief, Legal Division

appear on the scheduled date of hearing.

This application will be acted upon by the Board on the basis of its records and the documentary evidence submitted by the parties, unless this Board deems necessary to receive additional documentary and/or oral evidence.

WITNESS the Honorable ATTY. TEOFILO E. GUADIZ III, CESO V, Chairman, this NOVEMBER 20, 2023.

ATTY. FREDERICK L. VALERO
Chief, Legal Division

Republic of the Philippines
Department of Transportation
Land Transportation Franchising and
Regulatory Board
East Avenue, Quezon City
CASE NO. 2011-1157
Application for Extension of Validity of a Certificate of Public Convenience to operate a TAXI AIRCONDITIONED (TX) Service.
RODOLFO V. RELUCIO JR.,
Applicant/s.
x-----x

NOTICE OF HEARING
Applicant is a grantee of a Certificate of Public Convenience to operate a TAXI AIRCONDITIONED (TX) service on the route within STA. ROSA, LAGUNA and from said place to any point in the ISLAND OF LUZON with the use of ONE (1) units which Certificate is valid up to OCTOBER 31, 2023. In the application filed on OCTOBER 31, 2023, applicant request authority to extend the validity of the said Certificate within the same territory with the use of the same number of unit/s.

NOTICE is hereby given that this application will be heard by this Board on DECEMBER 12, 2023 at 9:00 a.m. at its Office at the above address. (face-to-face hearing).

At least FIVE (5) days prior to the above date, applicant/s shall publish this Notice once in ONE (1) daily newspaper of general circulation in Luzon.

Parties opposed to the granting of the application must file their written opposition supported by documentary evidences on or before the above date, furnishing a copy of the same to applicant and may, if so desires, appear on the scheduled date of hearing.

This application will be acted upon by the Board on the basis of its records and the documentary evidence submitted by the parties, unless this Board deems necessary to receive additional documentary and/or oral evidence.

WITNESS the Honorable ATTY. TEOFILO E. GUADIZ III, CESO V, Chairman, this NOVEMBER 22, 2023.

ATTY. FREDERICK L. VALERO
Chief, Legal Division

Republic of the Philippines
Department of Transportation
Land Transportation Franchising and
Regulatory Board
East Avenue, Quezon City
CASE NO. 95-53375T
Application for Extension of Validity of a Certificate of Public Convenience to operate a TAXI AIRCONDITIONED (TX) Service.
REYNALDO S. VARDELEON,
Applicant/s.
x-----x

NOTICE OF HEARING
Applicant is a grantee of a Certificate of Public Convenience to operate a TAXI AIRCONDITIONED (TX) service on the route within SAN JUAN, MANILA and from said place to any point in the ISLAND OF LUZON with the use of ONE (1) units which Certificate is valid up to OCTOBER 31, 2023. In the application filed on OCTOBER 31, 2023, applicant request authority to extend the validity of the said Certificate within the same territory with the use of the same number of unit/s.

NOTICE is hereby given that this application will be heard by this Board on DECEMBER 12, 2023 at 9:00 a.m. at its Office at the above address. (face-to-face hearing).

At least FIVE (5) days prior to the above date, applicant/s shall publish this Notice once in ONE (1) daily newspaper of general circulation in Luzon.

Parties opposed to the granting of the application must file their written opposition supported by documentary evidences on or before the above date, furnishing a copy of the same to applicant and may, if so desires, appear on the scheduled date of hearing.

This application will be acted upon by the Board on the basis of its records and the documentary evidence submitted by the parties, unless this Board deems necessary to receive additional documentary and/or oral evidence.

WITNESS the Honorable ATTY. TEOFILO E. GUADIZ III, CESO V, Chairman, this NOVEMBER 22, 2023.

ATTY. FREDERICK L. VALERO
Chief, Legal Division

REPUBLIC OF THE PHILIPPINES
NATIONAL CAPITAL JUDICIAL
REGIONREGIONAL TRIAL COURT
BRANCH CLX 160, PASIG CITY
(Stationed in SAN JUAN CITY)
Email: rtc2pas160@judiciary.gov.ph
Hotline: 09171288478SEEDIN TECHNOLOGY, INC.
(Formerly New Union
Philippines Information
Technology Solutions, Inc.),
represented by EDISON E.
TSAI,Plaintiff,
Civil Case No. 75595-SJ
For: COLLECTION OF
SUM OF MONEY with
DAMAGES and
PRAYER FOR
P R E L I M I N A R Y
ATTACHMENT

-versus-

R.C. TOLOSA BUILDERS,
Represented by: ROBEMA CENITA
TOLOSA,
ROBEMA CENITA TOLOSA
Defendants.
x-----x

SUMMONS BY PUBLICATION


TO: R.C. TOLOSA BUILDERS,
ROBEMA CENITA TOLOSA
Unit D29 Fairlane Street West
Fairview 2 Quezon City

GREETINGS:

In the Resolution dated May 04, 2023, this Court, upon motion for leave, ORDERED that service of summons be effected upon the defendants R.C. TOLOSA BUILDERS and ROBEMA CENITA TOLOSA in a newspaper of general circulation in the Philippines, pursuant to Section 16, Rule 14 of the 2019 Amended Rules of Court. In the same Resolution, the undersigned was instructed to issue summons in accordance with Sec. 2, Rule 14, of the 2019 Amended Rules of Court and which gives herein defendant sixty (60) days from date of publication to file her answer and serve a copy thereof to her answer plaintiff.

NOW, THEREFORE, you are hereby required within sixty (60) days after service of this SUMMONS upon you (date of publication), to file with this Court and serve on the plaintiff your answer to the Amended Complaint, copy of which and its annexes follow. You are reminded of the provision in the IBP-OCA Memorandum on Policy Guidelines dated March 12, 2002 to observe restraint in filing a motion to dismiss and instead allege the grounds thereof as defenses in the Answer. If you fail to answer within the time fixed, the plaintiff will take judgment by default and maybe granted the relief applied for in the complaint.

WITNESS MY HAND UNDER
THE SEAL OF THE COURT, this 4th
day of May 2023 at the City of San Juan,
Metro Manila.


ATTY. MARIEL JOSINE N. DAVID-
SANTOS
Clerk of Court V

REPUBLIC OF THE PHILIPPINES
NATIONAL CAPITAL JUDICIAL
REGION
REGIONAL TRIAL COURT
SAN JUAN CITY
BRANCH _____SEEDIN TECHNOLOGY INC.
(Formerly: NEW UNION
PHILIPPINES INFORMATION
TECHNOLOGY SOLUTIONS
INC.) Represented By: Edison E.
TSAI)

Plaintiff,

-versus-

Civil Case No.: 75595-55

Collection of Sum of Money with
Damages and prayer for
Preliminary AttachmentR.C. TOLOSA BUILDERS,
Represented by: Robema Cenita
Tolosa,
ROBEMA CENITA TOLOSA,

Defendants.

x-----x

COMPLAINT

P L A I N T I F F , S E E D I N
TECHNOLOGY INC. (formerly NEW
UNION PHILIPPINES
TECHNOLOGY SOLUTIONS INC.)
by counsel complains against Defendants
and for causes of action, respectfully
alleges:

The Parties

1. Plaintiff is a corporation organized and existing under Philippine laws with its principal office address at 1203 Jafer Place, 19 Eisenhower, Greenhills, San Juan City, 1502 Metro Manila represented herein by Edison E. Tsai, Filipino and of legal age, as evidenced by Plaintiff's Secretary's Certificate a machine copy of which being hereto attached and made an integral part hereof as **Annex "A"**. It may be served judicial processes through its counsel with address at 17C-2 Strata 100 Emerald Ave., Ortigas, Pasig City

2. Defendant, **R.C. TOLOSA BUILDERS (Defendant "RCTB" for brevity)**, is a corporation organized and existing under Philippine laws with principal office address at Unit D 29 Fairlane Streetview 2, Quezon City. Defendant RCTB, may be served with summons and court processes through its President, **ROBEMA CENITA TOLOSA**.

3. Defendant **ROBEMA CENITA TOLOSA**, is a Filipino Citizen, of legal age, with office address at Unit D 29 Fairlane Streetview 2, Quezon City, where he may be served with summons and other judicial processes.

Allegations common to all causes of action

4. Plaintiff is engaged in financing business and provide its services to the general public;

5. Defendant RCTB is a corporation engaged in the business of imported high-end Roofing like Asphalt Shingles, Stone Coated and Clay Roof Tiles duly represented by its President Robema Cenita Tolosa as evidenced by Defendant RCTB's Joint Solidary Undertaking attached hereto as **Annex "B"**.

6. Defendant Robema Cenita Tolosa made himself personally liable to the loan obligation of Defendant RCTB's by virtue of the Joint and Solidary Undertaking attached hereto as **Annex "B-1"** the signature of Robema Cenita Tolosa and that in case of default she agreed to pay jointly and severally the outstanding loan obligation of Defendant RCTB's to the Plaintiff.

7. That on April 5, 2021, Defendant RCTB's entered into a Memorandum of Agreement under the terms and conditions of the said agreement were agreed by both parties. Defendant RCTB's, through its President, executed and delivered to Plaintiff the said Memorandum of Agreement. In the said agreement, the amount of FOUR MILLION TWO HUNDRED THOUSAND PESOS (PHP 4,200,000.00), with an interest rate of 12% and 5% Late Payment Interest payable in six (6) monthly instalments was granted in favor of the defendants under such terms and conditions. The machine copies of the Memorandum of Agreement is hereto attached and made integral parts hereof, respectively as **Annex "C"**.

8. To guarantee faithful performance of the obligation, Defendant RCTB's under the Memorandum of Agreement, issued post-dated checks. Two (2) of those checks when presented for payment bounced due to reason: Account Closed, hereto attached and made integral part hereof, respectively, as **Annexes "D" and "E"**. Below are the checks that were postdated and found to be ACCOUNT CLOSED:

Bank Name: UNIONBANK Date: 06/23/
2021 Check No.: 2002617788 Amount:
P 50,400.00 Remarks: AC Annex: D;
Bank Name: UNIONBANK Date: 07/23/
2021 Check No.: 2002617787 Amount:
P50,400.00 Remarks: AC Annex: E.

12. Defendants defaulted in the payment of their monthly instalments, in violation of the terms and conditions of the Memorandum of Agreement stated in no "6 Guarantee (a) SEEDIN receive the monthly payments directly from RCTB. The monthly payments will be six (6) postdated checks, failure RCTB in its monthly installment shall be immediately subject to SEEDIN's written notice and remedies on lapse payments". For this reason, Plaintiff demanded defendants the payment of the whole outstanding balance which as of June 9, 2022 to Four Million Seven Hundred Twelve Thousand Four Hundred Pesos [PHP 4,712,400.00]

inclusive of interest and penalties. A copy of the Statement of Account is hereto attached as **Annex "F"** and integral part hereof;

13. On April 22, 2022, the Plaintiff through private courier served a copy of the Final Demand letter. Attached hereto is the copy of the Demand letter April 21, 2022, the LBC receipt and transaction details marked as **Annex "G"**, **"H"**, **"I"** respectively;

14. Defendants ignored the verbal and written demands to pay. There is evident bad faith on the part of defendants in not honoring their obligations and when they issued set of bounced checks, during the loan transaction;

15. To prove that the Defendants defaulted their obligation from the Plaintiff, attached hereto as **Annex "J"** is the Judicial Affidavit of Edison E. Tsai and made integral part hereof.

First Cause of Action

16. Plaintiff hereby incorporates and reproduces by way of reference all the material allegations in the preceding paragraphs of this Complaint.

17. As a result of the fraud perpetrated by all the Defendants in the performance of their obligation, such as the issuance of worthless checks, and failure to heed to despite numerous demands to pay, Plaintiff suffered actual damages in the total amount **Four Million Seven Hundred Twelve Thousand Four Hundred Pesos [PHP 4,712,400.00]** inclusive of penalties on default. Plaintiff is entitled to 6% legal interest per annum from the time of demand.

Second Cause of Action

18. Plaintiff hereby incorporates and reproduces by way of reference all the material allegations in the preceding paragraphs of this Complaint.

What Defendants have done to Plaintiff is certainly inimical to the concept of performance of an obligation. The issuance of worthless check to guarantee the outstanding obligation is definitely a malicious actuation of evading payment of a just and valid obligation. By way of correction to the public, Defendants deserve to be held liable for exemplary damages in the total amount of ONE HUNDRED THOUSAND PESOS (Php 100,000.00). Plaintiff is constrained to engage the services of counsel to protect its interests, Defendants should be held liable in moral damages in the amount of One Hundred Thousand Pesos (Php 100,000.00) as Attorney's Fees plus THREE HUNDRED THOUSAND FIVE HUNDRED PESOS (Php 2,000.00) for every representation rendered by counsel of Plaintiff.

Third Cause of Action

20. Plaintiff hereby incorporates and reproduces by way of reference all the material allegations in the preceding paragraphs of this Complaint.

21. The Plaintiff Corporation has built a good name for itself as a financing corporation. The fraudulent acts of Defendants besmirched the good reputation of the Plaintiff Corporation and likewise imposed undue and unfair difficulties on Plaintiff Corporation. Thus, Defendants should be held liable in moral damages in the amount of One Hundred Thousand Pesos (Php 100,000.00). Moreover, considering that Plaintiff engaged the services of counsel to protect its interests, Defendants should be held liable in the amount of at least One Hundred Thousand Pesos (Php 100,000.00) as attorney's fees plus Php 2,000.00 for every appearance by counsel.

APPLICATION FOR ISSUANCE OF
WRIT OF PRELIMINARY
ATTACHMENT

22. Plaintiff hereby incorporates and reproduces by way of reference all the material allegations in the preceding paragraphs of this Complaint.

23. The issuance of worthless checks in payment of obligations are clear indications of fraudulent intent to evade payment of outstanding obligation. All Defendants share the responsibility of the fraudulent intent.

24. During the loan application and restructuring, the Defendants falsely represented that they have the ability and commitment to pay for the loan thru postdated checks.

25. In contracting a loan with the Plaintiff, the Defendants' representation and assurances that they will fund the checks persuaded the Plaintiff to approve Defendants' loan application.

26. Plaintiff did not know that Defendants were falsely assuring that they will fund the checks so that the loan application would be approved. The fraud

of Defendants in contracting a debt and performance of obligation became clear and obvious when the checks were dishonored for the reason: ACCOUNT CLOSED.

27. Plaintiff would not have transacted with the Defendants if not for Defendants' deceitful and fraudulent representation that they have the ability and commitment to fund the checks they issued, and that Plaintiff can rely on the checks they issued.

28. The issuance of worthless checks in payment of the above-mentioned obligations are clear indications of Defendants' fraudulent intent to evade the payment of their outstanding obligation..

29. Defendant's acts are clearly covered by Section 1 (a) and (d) of Rule 57 of the Rules of Court which provides: At the commencement of the action or at time before entry of judgment, a plaintiff or any proper party may have the property attached as security for the satisfaction of any judgment that may be in the following cases:

"Section 1. Grounds upon which attachment may issue.

(a) In an action for the recovery of a specified amount of money damages, other than moral or exemplary, on a cause of action arising from contract, quasi-contract, delict or quasi-delict and law, against

a party who is about to depart from the Philippines with intent to defraud his creditors.

(d) In an action against a party has been guilty of fraud in contracting debt or incurring the obligation upon which the action is brought, or in the performance thereof."

(Underscoring ours)

30. Defendants does not have sufficient security for the claim sought for by the Plaintiff against them and the issuance of writ of preliminary attachment shall prevent any judgment rendered in this case from becoming ineffectual.

31. The properties or amounts of money to be subject of the Writ of Preliminary Attachment will correspond to the amount of claims and entitlements of Plaintiff in the instant case.

32. Plaintiff's claims against Defendants are genuine and thus, sufficient causes of action exist against the latter.

33. Plaintiff is ready, willing and able to post a bond executed in favor of Defendants in such amount to be fixed by the Honorable Court, conditioned that Plaintiff shall pay all the damages which Defendants may sustain by reason of the attachment, if the Honorable Court shall finally adjudge that Plaintiff is not entitled thereto.

34. In support of Plaintiff's prayer for preliminary attachment, attached hereto and made an integral part hereof as **Annex "K" and "L"**, respectively, in support of Plaintiff's prayer for the issuance of a Writ of Preliminary Attachment, as herein prayed for, are the machine copy of Edison E. Tsai Verification and Certification of Non-forum Shopping and the Affidavit of Merit.

WITNESSES TO BE PRESENTED
AND SUMMARY OF THEIR
TESTIMONY

1. Edison E. Tsai to prove the allegations in his Judicial Affidavit and in the Complaint (Annex J of the complaint).

2. 2 Reserve witnesses

PIECES OF EVIDENCE TO BE
PRESENTED

All annexes attached to this complaint (Annex A to L) shall be presented as pieces of evidence for the complainant to prove the cause of action and material allegations as well as all allied and incidental matters herein. Likewise, documents not to the complaint but part of the Affidavits shall be presented as pieces of evidence.

PRAYER

WHEREFORE, premises considered, the Plaintiff respectfully prays the Honorable Court that after the filing of the Complaint and in due course, pending the final resolution of the action, a Writ of Preliminary Attachment be immediately issued against the properties of Defendants R.C. TOLOSA BUILDERS and Robema Cenita Tolosa as security for the satisfaction of any judgment that may be obtained in this case. Plaintiff also respectfully prays that Defendants be ordered to pay the Plaintiff as follows:

a. Damage in the amount of **Four Million Seven Hundred Twelve Thousand Four Hundred Pesos [PHP 4,712,400.00]** that pertains to the outstanding obligation, inclusive of interest and penalties;

b. Lawful charges plus legal interest of 6% per annum from demand until the same is paid in full;

c. ONE HUNDRED THOUSAND PESOS (Php 100,000.00) as exemplary damages;

d. ONE HUNDREDTHOUSAND PESOS (Php 100,000.00) as moral damages;


e. ONE HUNDRED THOUSAND PESOS (Php100,000.00) as attorney's fees plus TWO THOUSAND PESOS [Php 2,000.00] for every representation rendered by herein counsel;

f. Cost of suit.

Such other reliefs, just and equitable under the premises are likewise prayed for.

RESPECTFULLY SUBMITTED.
Pasig City, Metro Manila: **AUG 01 2022.**

By:


RAL ATTY. CARMÍ DIGNO
17c-2, Strata 100, Emerald Ave.
Ortigas Center, Pasig City
Email Address:

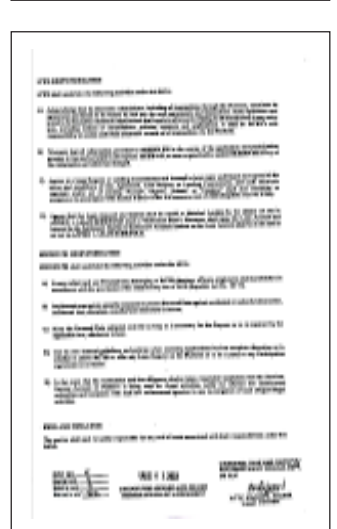
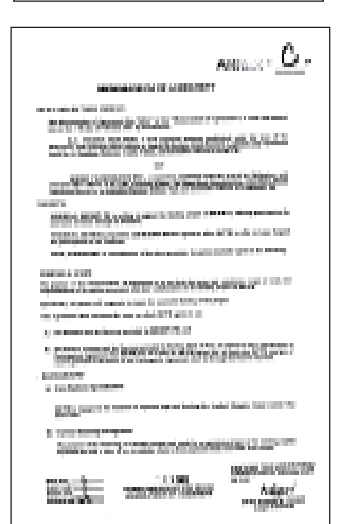
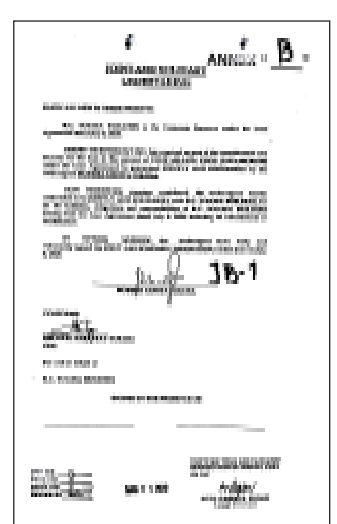
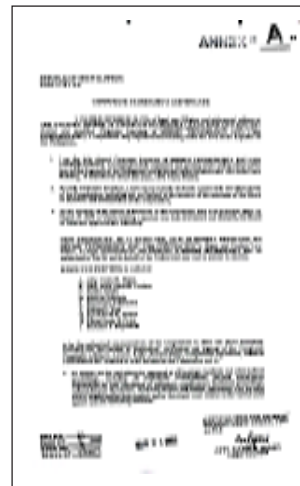
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IBP No.: 171951-01/04/2022/
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P.T.R. No. 8098068-01/04/2022/
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Attorney's Roll No. 69565
MCLE Compliance No. VII-0000112
Until 04/14/2025


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MCLE Governing Board
Order No.1s.2008
Mobile No: 0917-830-6761



to me with the Memorandum of Agreement you mentioned.

A. That is the same Memorandum of Agreement I previously mentioned, Attorney.

Q. So, the last page of this document then is the signature appearing on the upper right portion, the two lines above signature A, right?

A. That is the signature of Rufino Garcia Lopez.

Q. Why do you know that this is the signature of the person you mentioned?

A. It is because I am familiar with their signatures based on comparison of the signatures appearing on the other document that they submitted to us.

AMMENDATION: Now, please, may I request that Memorandum of Agreement be marked in evidence as Exhibit "C", and the signature Rufino Garcia Lopez, known as the Person in Exhibit "C", respectively.

Q. The Defendants would proffer checks to the Plaintiff for payment of their obligation, what happened to those checks?

A. Two (2) of those checks when shown were dishonored for the reason Account Closed.

Q. If this check was shown to you, will you be able to identify the same?

A. Yes, Attorney.

Q. If I am showing to you the Two (2) checks, please go over these check and tell us, what relation does the bank checks has with respect to the Two (2) checks you mentioned.

A. These is the same check that I mentioned.

Attorney:

Q. What happened to the check?

A. When drawn to the bank, it was dishonored due to Account Closed.

MANIFESTATION: Your Honor may I request that the Checkbook with check no. 30000/1787 dated June 23, 2021 be marked in evidence as Exhibit 3-C and the front portion thereof as Exhibit 3-D, the signature of Roberto Centa Tabas be marked in evidence as Exhibit 3-E, the cancellation Account Closed on the check be marked in evidence as Exhibit 3-F.

MANIFESTATION: Your Honor, may I request that the Checkbook with check no. 30000/1787 dated June 23, 2021 be marked in evidence as Exhibit 3-C and the front portion thereof as Exhibit 3-D, the signature of Roberto Centa Tabas be marked in evidence as Exhibit 3-E, the cancellation Account Closed on the check be marked in evidence as Exhibit 3-F.

31. Q. What is now the total obligation of Defendant?

A. The total obligation of the defendant Four Million Seven Hundred Twelve Thousand Four Hundred Fifty-Five (\$4,712,400.00).

Q. What proof do you have that the Defendants have an outstanding obligation with Plaintiff besides from the Memorandum of Agreement?

A. The Statement of Account dated June 9, 2022.

32. Q. Is that Statement of Account shown to you will you be able to identify the same?

A. Yes, Attorney.

34. Q. If I'm showing you this Statement of Account can you tell this Honorable Court the relation of this document to the one you mentioned earlier.

A. This is the Statement of Account I previously mentioned Affidavit.

MANIFESTATION: Your Honor, may I request that the Statement of Account dated June 9, 2022 be marked in

evidence as our Exhibit T and the amount depicted the total outstanding obligation of the Defendant to the Plaintiff be bracketed and marked in evidence as our Exhibit T-1.

33. Q: After learning that Defendants defaulted in the payment of their monthly amortization, what happened next if any?

A: We refer the matter to our legal counsel and our lawyer sent the Defendants the Demand Letter and demanded them to settle their overdue account.

34. Q: If this Demand Letter will be shown to you would you be able to identify the same?

A: Yes, Attorney.

37. Q: I am showing to you a Demand letter dated April 21, 2022, tell us what is the relation of this document to the one you mentioned?

A: This is the same Demand Letter I mentioned, Attorney.

38. Q: In what manner were these Demand Letter sent to Defendants?

A: This was sent through a private courier.

39. Q: What proof can you show that the Demand Letter was sent through a private courier?

A: I have the LBC Express Inc. Official Receipt, LBC Subscription Details, Attorney.

40. Q: If those documents were shown to you will you be able to identify the same.

A: Yes, Attorney.

41. Q: In showing you the LBC transaction details and the LBC receipt, can you tell me the relation of these documents to the one you mentioned earlier?

A: These are the same documents that I previously mentioned Attorney.

Manifestation: Your Honor, may I request that the Demand Letter dated April 21, 2002 with address Unit D 29 Fairlane, Shrewsbury 2, Gresham City, LLC Official Record, LLC transaction Details, be marked in evidence on Exhibit "C", the signature of Mr. T. Earl be

Q: Did the Defendants heed your demand to pay?

A: No, Attorney. The Defendants did not settle the obligation demanded.

Q: What further steps did Plaintiff undertake, if any?

A: We filed this case for Collection of Sum of Money and Damages with prayer for Preliminary Attachment.

Q: In connection with the application for the issuance of writ of Preliminary Attachment, do you remember having executed an Affidavit of Merit, Verification and Certification on Non-Fornum Shopping?

A: Yes, Attorney.

Q: I have here an Affidavit of Merit, and Verification and Certification on Non-Fornum Shopping executed by Edna Tsai to explain the rights and merits of the Plaintiff in the application for writ of Preliminary Attachment. My signature appears there. Do you remember my Affidavit of Merit, and Verification and Certification on Non-Fornum Shopping, Attorney?

MANIFESTATION: We request that the Verification and Certification on Exhibit "C", the signature of Edna T. Tsai be

GUADIZ III, CESO V, Chairperson, the
 VEMBER 21, 2023.