



POSITIVE • FAIR • FREE

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TUESDAY, JUNE 23, 2020

P15.00 IN TACLOBAN

*DOH worker among latest victims*

# EV's COVID-19 cases now at 396

RONALD O. REYES/JOEY A. GABIETA

**TACLOBAN CITY-** An employee of the regional office of the Department of Health(DOH) was among the latest persons to get infected of the coronavirus disease 2019 (COVID-19).

This was confirmed by the regional director of the DOH-8, Dr. Minerva Molon, in a statement.

“(The) Department of Health-Eastern Visayas has recorded a case of COVID-19 of our employees. But the public should not be bothered (as) we took immediate action regarding this. We have finished the contact tracing and swabbing of our confirmed case who is now in a health facility,” she said.

Molon, however, did not mention any details regarding the exact nature of work of the said employee who was infected of the vi-

rus.

As this developed, the health regional director reminded the public to strictly observe all the health protocols as a way to avoid getting COVID-19.

“To reduce our risk of having COVID-19 and to end the spread of this disease, I remind everyone to be careful. Let’s follow the minimum health standards and ‘New Normal’ like washing hands using soap and water for 20 seconds, wearing of face mask, physical or social distancing...” Molon said.

see EV's /page 7 ...



**DONATIONS.** City Mayor Alfred Romualdez personally received the donations extended by the Tzu Chi Charity Foundation, Federation of Filipino Chinese Chambers of Commerce, Tacloban Filipino Chinese Amity Club ngan Tacloban Filipino Chinese Chamber of Commerce consisting of personal protective equipment to be distributed to the city government’s frontliners. Tacloban City currently has about 37 COVID-19 cases. (ALFRED ROMUALDEZ FACEBOOK ACCOUNT)

## DENR lawyers strongly condemn the murder of a forester; seek NBI help

**BASEY, Samar-** The DENR Lawyers Guild, Incorporated (DLGI) issued a manifesto strongly condemning the murder of forester Fernando “Andoy” Polenio who was gunned down last month.

Polenio, who was environment management specialist II of the Community and Environment and Natural Resources Office (CENRO) - Palo, Leyte was shot and killed on May 28 at the DENR Ecolodge, Mahagnao Volcano Natural Park, Barangay Mahagnao, Burauen, Leyte where he was assigned.

His alleged perpetrator

remains unknown and is still at-large.

In the manifesto signed by the officers of the DLGI, the murder of Polenio was condemned as an attack to environmental warriors of the DENR who are dedicated in performing their job to protect the environment and enforcing environment laws against illegal loggers in their area of jurisdiction.

The lawyers cited an article published on September 24, 2019 by the International Union for Conservation of nature which mentioned that the Philippines is the world’s deadliest country for environmental and hu-

man rights defenders.

The said article noted that since 2016, over 100 people were killed for protecting their environment against illegal logging, mining and industrial agriculture and offenders are rarely found or prosecuted.

“As an organization of lawyers advocating environmental justice, the DLGI will never allow that Forester Polenio’s death will just be another faceless number in an article saying how many environmental defenders were killed without the perpetrators being found and prosecuted” declared the DLGI.

It called on the Philippine National Police (PNP) and the National Bureau of Investigation (NBI) for assistance in seeking justice for the murder of Polenio.

In an exclusive interview with Atty. Camilo Garcia, DLGI president, he called on the public who have knowledge of the incident to report and assist the authorities in order to bring the perpetrators to justice.

He lamented the seemingly slow progress of the investigation as there has been no update until today from the concerned authorities.

see DENR /page 7 ...

**Over P22 million worth of flood control projects expected to help ease flood problem in a Leyte town**



**CARIGARA, Leyte** – The Department of Public Works and Highways (DPWH) in Leyte’s second engineering district finished the construction of two flood control projects in this town worth P22.53 million which aims to help ease flooding in the areas during rainy season.

“The construction of

see Over P22/page 2 ...



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WE DELIVER!



## Board member asks for the return of doctors to help boost personnel at the ODH

TACLOBAN CITY – A member of the Leyte provincial board is seeking for the reinstatement of three doctors who were earlier removed from their assignments at the Ormoc District Hospital (ODH).

ODH is based in Ormoc City which is currently facing a surge of coronavirus disease 2019(COVID-19) cases.

Board member Carmen Jean Rama, of the 4th district which includes Ormoc City, said that it is now imperative that these doctors be reinstated back at the ODH, which also serves the rest of the district, to help augment its current health workers.

Last March, through the order of Leyte Governor Leopoldo Dominico Petilla, the three doctors and some personnel of the pulmonary department of the ODH were transferred to Palompon District Hospital in Palompon, and at the Tabango District Hospital in Tabango.

The transfer was made by the governor after the city government imposed travel restriction for patients coming from outside Ormoc, one of the measures it imposed

against possible spread of COVID-19.

But the city government relaxed this policy after the entire region was placed under Modified General Community Quarantine by the National Inter-Agency Task Force.

However, Vice Governor Carlo Loreto advice Rama to write a letter of her appeal addressed to Gov. Petilla.

“None of us were in the position to answer the question. That is why we should ask the question to the governor or to the provincial administrator,” Loreto said.

As of Monday, Ormoc City has 50 COVID-19 cases mostly

Involving locally stranded individuals who returned to the city after being stranded in other areas like Cebu and Metro Manila.

(ROEL T. AMAZONA)

## Mayor Romualdez provides hotel as isolation facility for 18 health workers infected with COVID-19

TACLOBAN CITY- Mayor Alfred Romualdez of this city has provided a hotel as an isolation facility for 18 health workers from Eastern Visayas Regional Medical Center (EVRMC) who were tested positive for coronavirus disease 2019 (COVID-19) on June 16, 2020.

“Ang habol ko dito is Tacloban and our immediate concerns here in the City,” said Romualdez during his recently concluded meeting with the Tacloban City’s Task Force for COVID-19.

“Kargo natin yan kasi residents yan ng Tacloban. Protect Taclobanons and Tacloban itself from the spread. Use all the resources of the government. Prioritize



MAYOR ALFRED ROMUALDEZ

health workers who tested positive. Test families today,” the mayor added.

In a statement, the city government said it has maintained another hotel as a quarantine facility

for its medical frontliners from the City Health Office, City Disaster Risk Reduction and Management Office, and Tacloban City Hospital.

It has also rented another separate hotel and utilized two other evacuation centers as quarantine facilities for returning locally stranded individuals with no capacity for home quarantine, according to the City Information Office.

“Tacloban City LGU has been maintaining four COVID-19 quarantine and isolation facilities since April and May of 2020 and one this June 2020 as a result of regular meetings with Mayor Alfred Romualdez and the COVID-19 Task Force on protecting the health and welfare of Tacloban and Taclobanons,” the city government said.

Currently, the city has 37 COVID-19 cases.

(RONALD O. REYES)

## American national nabbed for ‘marijuana’ in Eastern Samar

TACLOBAN CITY- Police arrested a 60-year-old American national for alleged possession of marijuana in Maydolong, Eastern Samar on June 18.

The suspect was identified as Wayne David Alazraqui, married, retired seafarer and a resident of the town.

Joint operatives from Philippine Drug Enforcement Agency (PDEA)-8, Maydolong Municipal Police Station, and Eastern Samar Provincial Police Office arrested the suspect following a search warrant dated June 17, 2020 for violation of Republic Act (RA) 9165 or Comprehensive Dangerous Drugs Act of 2002.

The search warrant was issued by Judge Nathaniel Baldono, of Regional Trial Court (RTC)-Branch 2 in Borongan City, Eastern Samar, police said.

Confiscated from the suspect’s possession and control were seven pieces

transparent plastic sachet with suspected dried marijuana leaves and one cellphone.

The inventory was also witnessed by a barangay official, local media, and a Department of Justice (DOJ) representative.

Arrested person together with the confiscated items were brought to PDEA in Eastern Samar for documentation and proper disposition.

(RONALD O. REYES)

## Rapist of a six-year old girl arrested in Samar

TACLOBAN CITY- Police arrested a 39-year-old farmer who was suspected for sexually abusing a six-year-old child in Basey, Samar.

The suspect, Edgardo Abiertas, with live-in partner, and a resident Barangay Roxas of said town, was arrested in a hot pursuit operation led by Basey Municipal Police Station under the supervision of Major

Zaldy Cagampang, officer in charge, on June 16 at the said barangay.

Initial investigation disclosed that the victim was sexually molested six times within this year inside the suspect’s house wherein the recent incident happened at 12 noon on the day he was arrested.

“The victim stated that after the incident, the suspect told her not to tell her parents about what happened,” police said in a report.

However, the parents discovered the alleged crime and reported it to the policemen which led to the arrest of the suspect.

“Let us be mindful of the welfare and whereabouts of our children. Children are one of the vulnerable sectors of our society that needs special attention,” said police regional director Brigadier General Bernabe Balba, following the arrest of the suspect.

Abiertas will be charged with multiple statutory rape. (RONALD O. REYES)



**Over P22...**  
...from Page 1

P5.807 million flood control structures in Barangay East Visoria is already completed, while the P16.728 million Manloy river flood control in Brgy. Manloy has 89% reported work accomplishment,” District Engineer Gerald Pacanan said.

The flood-control project in Brgy. East Visoria involves the construction of 208 linear meters while the Man-

loy river flood-control has 355 linear meters of stone masonry works.

These projects will create a physical barrier to contain floodwater and protect the floodplains from being flooded which affect lives and properties.

For this year, the district office has seven construction and maintenance of flood mitigation structures and drainage systems projects amounting to P182.672 million.

(LIZBETH ANN A. ABELLA)

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# DENR Lawyers Guild, DENR Region VIII condemn killing of CENRO Palo employee

The Department of Environment and Natural Resources Lawyers Guild, Inc. (DLGI) strongly condemns the killing of DENR Region VIII employee Fernando “Andoy” G. Polenio, adding that they vow to closely monitor the case until justice for his untimely death is served.

Forester Polenio, an Environmental Management Specialist II of CENRO Palo and designated as Assistant Protected Area Superintendent (PASu) was gunned down by an unidentified assailant on May 28, 2020 in his place of assignment, DENR Ecologde, Mahagnao Volcano Natural Park, Barangay Mahagnao, Burauen, Leyte.

In its public statement, the DLGI stressed that in the performance of his duty, Forester Polenio had shown great dedication in protecting the environment, enforcing environmental laws and asserting environmental rights. The Guild also states that Forester Polenio has played an important role in apprehending environmental of-

fenders, especially loggers, in his area of jurisdiction.

The DLGI stated that they will not allow the case of Forester Polenio, an environmental hero to be just part of the statistics showing a faceless number of unresolved cases involving environmental defenders. They call upon the National Bureau of Investigation (NBI), the Philippine National Police (PNP), all individuals, groups, and the local government units who have knowledge on the incident to report to authorities, in aid of investigation, that would bring the perpetrators to justice.

With the killing of Forester Polenio, the DENR Lawyers Guild urges environmental warriors to never cease the fight to protect and preserve the environment. “May the heroism of Forester Polenio further strengthen our resolve in attaining environmental justice”, the Guild says in its statement.

Meanwhile, DENR VIII Regional Executive Director Tirso P. Parian, Jr. also expressed his grief and

strongly condemned the killing of Forester Polenio.

“His death, whatever the motive was, is highly reprehensible and deserves our condemnation”, Director Parian said.

Immediately after the incident, Director Parian ordered a team from the DENR to conduct a comprehensive investigation on the killing of Forester Polenio. He also requested the Department of Interior and Local Government (DILG) in the region to assist in ensuring a swift and credible conclusion of the investigation by the authorities.

Despite the COVID-19 pandemic, Director Parian assured everyone that the office is doing everything in its power to attain justice for the death of Forester Polenio.

“Let me assure you that the management is seriously looking into the incident and is committed in crafting mechanisms to ensure that all DENR employees can work in a safe and secured environment and that no similar incident will happen again,” Director Parian said. (PR)



Leyte Governor Leopoldo Dominico “Mic” L. Petilla received 250 pieces of personal protective equipment from the Rotary club of Kandaya Tacloban on June 7. With him were Caroline Andrade ,Cathy Añover and members of the group. The turnover of the PPEs was held at the Leyte Academic Center gym conference room, Pawing, Palo, Leyte. (Gina P. Gerez)

## Northern Samar PPO turns over loose firearms and ammunition

CAMP CARLOS DELGADO, CATARMAN, Northern Samar—A hundred Confiscated, Captured, Surrendered, Deposited, Abandoned, and Forfeited (CCSDF) firearms and ammunition were turned over by Northern Samar Police Provincial Office to PNP Regional Civil Security Unit 8 (RCSU8) on June 16, 2020.

Following the gener-

al procedures in the reporting and custody of CCSDF firearms and ammunition and thru the headship of NSPPO Provincial Director PCol. Reynaldo B. Dela Cruz with the presence of PMajor Bjorn U. Revecho, OIC, Regional Civil Security Unit 8, and other NSPPO personnel, a total of fourteen (14) abandoned and eighty-six (86) loose firearms were

turned over by this office to PNP Civil Security Unit 8 represented by PMAJ Revecho.

Further, said firearms and ammunition were collected from the court used as object evidence in cases that have been fully adjudicated, from security agencies that were temporarily closed, confiscated during police operations, abandoned, and those that were classified as loose firearms that were surrendered to Northern Samar PPO.

# Monitoring of private firms in EV launched by DOLE, DTI

TACLOBAN CITY—In compliance with the interim guidelines on workplace prevention and control of COVID-19, the Department of Labor and Employment (DOLE-8) and the Department of Trade and Industry (DTI-8) has successfully launched the monitoring of private establishments in Eastern Visayas last Friday, 19 June 2020 at the Robinsons North, Abucay, this city.

The monitoring team deployed for the launching was led by no less than DOLE Regional Director Yahya A. Centi and DTI Regional Director Celerina T. Bato.

In an opening meeting with the management staff of the said mall, Director Centi cited the importance of the monitoring to ensure that DOH-aligned health and safety protocols are strictly implemented in



HEALTH PROTOCOLS. The Department of Labor and Employment and Department of Trade and Industry visited one of the shopping malls in Tacloban City to see if they strictly observes the health protocols as set by the government during this pandemic cause by COVID-19.

all establishments which are now back to business.

“We are firm in saying that these guidelines are crucial not just for the em-

ployers and workers but for everyone who will be entering and doing business in the mall. We can never be complacent when it comes

to adhering to these standards”, said Director Centi.

Director Centi likewise thanked the mall’s management as well as stall own-

ers for the cooperation and urged them to always be on guard against COVID-19. He said this is the time that their support and compliance will be needed.

“At the same time we would like to thank the employers and the management of the mall for being so accommodating. You know, we are to help one another as we face this health crisis. We are here to help you comply; DOLE and DTI will be here to assist you in adhering to these workplace standards”, Centi added.

After the brief meeting, the joint monitoring team proceeded to some establishments inside the mall for the verification of implemented protocols. Said monitoring was just the first and other teams will soon be deployed to check establishments now operating in Eastern Visayas. (NORMA RAE S. COSTIMIANO)

NSPPO encourages the public to turn over to PNP any loose firearms and ammunition under their possession for proper disposal. This is to avoid any criminal liability.

Should you have any inquiry, please contact us through the following social media accounts: Facebook Accounts: Provincial Community Affairs Development Unit; Hotline Number: 09065993368 or email us at our Gmail Account: nsppopcrb@gmail.com; Facebook Page: Northern Samar Pulis; Webpage at nsppo.pro8.pnp.gov.ph for more details. (PR)





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**Dalmacio C. Grafil**  
*Publisher*

**Joey A. Gabieta**  
*Editor*

**Aileen M. Grafil**  
*Advertising Manager*

**Alma M. Grafil**  
*Business Manager*

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#### CONTACT

Tel. Nos. (053) 321-4833/(053) 888-0037

#### WEBSITE

www.leytesamardailynews.com

#### EMAIL ADDRESS

lsdaily2@yahoo.com

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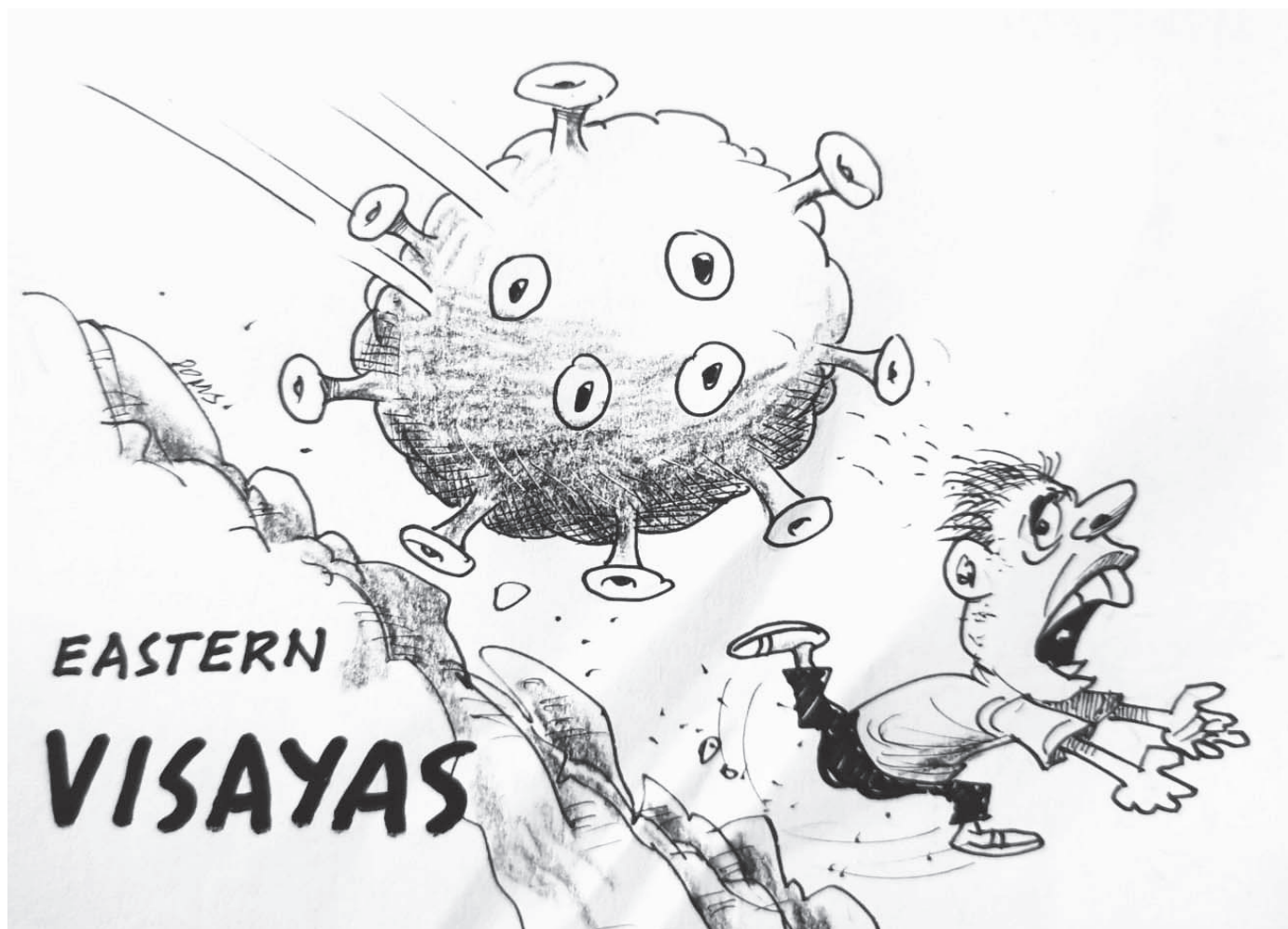
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## Local transmission

**I**t seems that the feared local transmission of COVID- 19 in Eastern Visayas is now taking place in different areas, as evidenced by reported cases of turning-positive individuals with no travel history anywhere in the country in the past weeks or months.

This is the consequence of having had positive cases bringing in with them the dreaded virus which they contracted from elsewhere, particularly in Manila where they mostly came from as a result of Balik Probinsiya program by the national government. Upon arrival here, these positive individuals joined their respective communities, thereby spreading the virus among their relatives, friends, and acquaintances.

Even along the way, in their trips back home via buses or airplanes, these persons may have already spread the virus the fact that, based on reliable reports, some passengers tested neg-

ative upon departure, but upon arrival, they tested positive. This could only mean that they must have contracted the virus on their way here, in an air-conditioned accommodation in which transmission is accordingly more likely.

Should it be true, and it likely is, this local transmission could be the next trend among people who keep on getting in touch with others whose whereabouts and past contacts cannot be determined. These are in places where many people visit now like churches, markets, malls, terminals, offices, and many others. Yes, there are safety protocols urged upon the public, but in one way or another, these are being violated by certain individuals.

It is no surprise then that the number of turning-positive individuals keeps on increasing. This is not anymore caused by positive persons arriving in our communities; this is explained by the rampant spread of the virus in our localities. Each of us then must guard ourselves against this pandemic more so that it's now spreading in our midst.



**Things To Mind**

**DOMS PAGLIWAN**

## God's priorities

God, indeed, never makes mistakes, especially with His priorities. We may not understand this with our finite minds, but that's what God does—pursue

His priorities. In the end, His ways always turn out perfectly. The omniscient God can never be mistaken.

For instance, when Christ came the first time,

He never yielded to the itching of His Jewish followers to set up a kingdom right there and then. They thought it was a perfect timing for Him to establish His earthly kingdom so that the Roman Empire, which had been subjecting them to harsh control, will come to an end. But no, His priority was to die on the cross of Calvary, to the confusion and shock of His followers who knew full well He could have saved himself against their enemies.

Why did Christ prioritize His death on the cross instead of setting up a kingdom and defeating the Roman Empire? We

can only comprehend it now, but had we lived with those first-century Christians, we would have been similarly confused. His death, as we see it now, and which those ancient believers could not fathom, was necessary to fulfill the Old Testament prophecies. He was yielding himself as a "sacrificial lamb" whose blood must be shed for the remission of sins. It was to die in place of sinners, so that when they accept his substitutionary death by faith and accept Him as savior, they would be saved—saved from sin's penalty,

see God's /page 10...





## Observer

ALVIN GZ. ARPON

### Still on COVID-19

Corona virus – 2019 crisis is still the top issue affecting our lives, not only here in our country but other parts of the world. In fact USA has the largest number of Americans who are vic-

tims of this killer virus.

To me it is not new normal living. Its abnormal living. Wearing face masks when you go out, social distancing or not to go close to any person, public transport to only accommodate



## What's New Mr. Q?

TENTE U. QUINTERO

### Court Convicts Rappler CEO

*Malacañang reminds critics: Ex-President Noynoy Aquino passed the cyberlibel act; not President Duterte*  
UNTV News June 2020

High profile Rappler Chief Executive Officer Maria Ressa and former Rappler researcher-writer Reynaldo Santos, Jr. were convicted for violation of Cybercrime Prevention Act by a Manila Trial Court and sentenced them to at least six (6) years in prison.

Businessman Wilfredo Keng is the complainant who filed charges against the Rappler Chief Executive Officer (CEO) Maria Ressa and Researcher-Writer Reynaldo Jr. for Cyberlibel.

It will be recalled, the case stemmed from the businessman's complaint over a Rappler story that supposedly linked Mr. Keng to human trafficking as well as drug smuggling eight years ago in May 2012.

Malacañang Spokesperson Atty. Harry Roque declared during his press conference the other day that the accused Maria Ressa and Reynaldo Santos, Jr. never offered any evidence to counter those presented by Keng's lawyer, Atty. Melissas Andaya.

On the other hand, Lawyer Andaya confirmed that Maria Ressa and co-accused Santos did not show any evidence, linking Keng to the drugs and murder allegations mentioned in the defamatory online article.

After the reading of Ressa's and Santos' conviction, Keng's legal counsel, Atty. Andaya said that justice has just been served and the reputation of Keng has been vindicated.

Lawyer Andaya said "this case should serve as a lesson that no one is above the law. Everyone should be more judicious and circumspect before making accusations, especially when the reputation of a private individual is involved," said Andaya.

Earlier, Atty. Roque said that if Ressa and Santos file their respective appeals at a higher court, they could post bail and be given fifteen (15) days until July 1, 2020 to appeal the verdict.

On the other hand, Malacañang defended the administration of President Rodrigo Duterte against critics who were

half of its capacity, work forces in both public and private offices have only a skeletal force, indeed its abnormal times.

So media still employs the word new normal. Well, media thinks positive, though I am not convinced. I felt depressed until...

Msgr. Ben Catilogo, parish priest of our church at V&G in his homily last Sunday he encouraged parishioners not to be afraid of the crisis. He delivered his homily convincingly, like always. My depression faded away. Indeed we cannot do anything about the crisis but face it with a straight face. And pray... thank you Msgr. Ben!!

shouting during a rally that Duterte was curtailing press freedom with the conviction of Rappler CEO Maria Ressa.

Presidential Spokesperson Secretary Harry Roque said the President has never charged any journalist in court and that the existing Cybercrime Prevention Act that convicted Maria Ressa was enacted not under President Duterte's term, but under the term of former President Benigno Aquino III.

He further explained that was not the administration of President Rodrigo Duterte that pushed for the Cyberlibel Act but it was the administration of President Noynoy Aquino," Roque noted.

Despite criticisms, the Palace said it is acknowledging the court's decision on Maria Ressa's case and so it urges the public to do the same.

Atty. Roque then said, Ressa and her co-accused, former researcher-writer Reynaldo Santos Jr., may still appeal the case in the higher courts.

The National Union of Journalists of the Philippines (NUJP) condemned the court ruling calling the arraignment a 'dark day' not only for independent Philippine media but for all Filipinos," the group said.

"The verdict basically kills freedom of speech and of the press," it added.

Ressa, on the other hand, has declared that the libel charge is a ploy to intimidate government critics, but Atty. Andaya stressed that the case was not about press freedom, it was about accountability for having maligned the reputation of a successful businessman.



## Commentary

FR. ROY CIMAGALA

### The link between God and neighbor

WE have to realize this reality more deeply. We often take it for granted. While we may appear to be close to God because we pray, we profess our faith in him publicly, etc., it may turn out to be only a sham, because how we treat our neighbor, who actually can be anybody and everybody, belies our supposed closeness to God.

This is because how we treat others can actually show how we treat God. If we are indifferent to the others, we can actually say that we are also indifferent to God, even if our appearance may seem otherwise. If we hate someone, we can

also say that we are hating God.

Why? Because if we truly are believers and lovers of God, then there's no other way but also for us to truly be lovers of everyone else, no matter, how the other is. God loves everyone, even if not everyone may love him in return.

Let's remember that our love for God cannot be separated from our love for others. Christ spelled out this point clearly when he clarified what the greatest commandment was. He immediately added that while the greatest commandment is to love God with all our strength, the second great-

est commandment is to love our neighbor. (cfr. Mt 22,36-40)

Loving God and loving our neighbor are inseparable. If we love God, then we have to love our neighbor. And this love for neighbor was further clarified by Christ when he gave us the new commandment which is to love our neighbor as he himself has loved us. (cfr. Jn 13,34)

We know that the love of God for us as shown and lived in full by Christ is universal and inclusive. It excludes no one. It is even offered to those who do not love God. This is the kind of love that we have to live and give to everyone, just as God in Christ gave it on the cross and continues to give to everyone until forever.

This universal love for our neighbor should be shown from our heart of hearts through our attitude towards everyone, through our intentions, words and deeds towards others, through our willingness to bear the burdens of the others, etc.

Thus, we can say that how we are with the others would also show how we are with God. How we

see The link /page 7...



## Foulshot

AL ELLEMA

### Pusher

The exodus of people from the national capital region to their respective provinces is propelled by a strong force from the powerful senator who is a favorite presidential pet. It was an idea out of his mind that was immediately pushed through with ease as it was backed with power, money and influence. There was urgency in the proposal and funds had to be provided quickly. In a blink, the program was already being carried out and local chief executives were threatened if uncooperating.

The easing of the lock on communities and homes resulted in people breaking loose from their detention. People eagerly waited for the change in the quarantine protocols as talks from the grapevine leaked and spread by word of mouth

even as government had yet to prepare the ports that people from the national capital region would be passing through in their journey home. Hurriedly, local chief executives were ordered to ready their locality for the arrival or those

returnees.

The proposal was apparently a haphazard move that was not given enough study as the proponent and the implementors were too in a hurry to see it through. It was an offshoot of the eased community quarantine that was declared by the president following the recommendation of an inter-agency task force overseeing policymaking and implementation of covid19 pandemic activities.

It was purportedly aimed at economic recovery through augmentation of labor in the provinces. The idea was to bring workers who are locked in

see Pusher/page 10 ...



Pray the Holy Rosary daily for world peace and conversion of sinners (The family that prays together stays together)

### Prayer for the Nation and for Those who Serve in Public Office

God, our Father, you guide everything in wisdom and love. Accept the prayers we offer for our nation, by the wisdom of our leaders and integrity of our citizens, may harmony and justice be secured and may there be lasting prosperity and peace.

Almighty and eternal God, You know the longings of our hearts and You protect our rights in your goodness, watch over those in authority, so that people everywhere may enjoy freedom, security and peace.

We ask this through our Lord Jesus Christ, your Son, who lives and reigns with you and the Holy Spirit, one God, forever and ever, Amen. (Courtesy of Daughters of St. Paul)



Republic of the Philippines  
PROVINCE OF NORTHERN SAMAR  
Catarman  
-oOo-  
Sangguniang Panlalawigan

EXCERPT FROM THE JOURNA OF THE REGULAR SESSION OF THE SANG-GUNIANG PANLALAWIGAN OF THE PROVINCE OF NORTHERN SAMAR HELD ON NOVEMBER 22, 2019, AT 2:16 IN THE AFTERNOON AT ITS SES-SION HALL, CAPITOL, CATARMAN, NORTHERN SAMAR

ORDINANCE NO. 19  
Series of 2019

AN ORDINANCE INSTITUTIONALIZING THE PIONEERING PROVINCE-LED FAMILY AND COMMUNITY MEDICINE RESIDENCY TRAINING PROGRAM (FM RTP) TOWARDS ENHANCED QUALITY SERVICE DELIVERY

Authored by:  
Honorable MARIA ANA G. AVALON

Co-Authors  
Honorable ALBERT A. LUCERO  
Honorable GINAL O. SILVANO  
Honorable PASCASIO JOSHUA MARIA H. VICARIO III  
Honorable MARITES J. GILLAMAC  
Honorable HAZEL A. DELA ROSA  
Honorable FLORENCIO A. BATULA  
Honorable NEIL S. HERNANDEZ  
Honorable GOLDA S. BALLESTA  
Honorable CHRISTIAN EMMANUEL W. UY  
Honorable ELCID G. ABALON  
Honorable LIZA C. ESIDERA

WHEREAS, it is recognized that health is integral to the socio-economic development of a community and as written in our Philippine Constitution of 1987 is the state’s responsibility to protect and promote the right to health of all people;

WHEREAS, by virtue of the Local Government Code of 1991 (Republic Act 7160), local government officials now exercise general supervision and control of the health programs, services and activities devolved by the Department of Health, providing them the authority to develop and implement health programs most-suitable to their locality and context;

WHEREAS, local health systems, often led by physicians, perform according to the quality of the competency, commitment and care of its people;

WHEREAS, the Province of Northern Samar, recognizing the commitment and dedication of physicians who work and stay in the province to provide direct service delivery to Nortehanons is committed to investing in its people;

WHEREAS, Provincial and Municipal government of Northern Samar are provided the opportunity to partner and cooperate with one another incribed in Art. X, Sec. 14 of the Constitution, which states, “Local government may group themselves, consolidate or coordinate their efforts, services and resources for purposes commonly beneficial to them in accordance with the law”;

WHEREAS, the Provincial and Municipal governments of Northern Samar have signed a Memorandum of Agreement on 14th of December 2017 (copy is hereto attached) stating their commitment to collaborate for the improvement of quality service delivery through the upgrading the competencies of human resources for health within the province;

WHEREAS, the Provincial Health Office of Northern Samar is recognized by both the provincial and municipal government as the implementing office for the Family and Community Medicine Residency Training Program will institutionalize a Core Team for efficient program implementation;

WHEREAS, the Department of Health (DOH) is committed to supporting continuing development of health professionals, most especially in those in rural and geographically isolated and disadvantage areas (GIDA) and recognizes the protential role of Family Medicine Practitioners as gatekeepers of the primar health system;

WHEREAS, the Department of Health (DOH), through Department Order No. 2013-0171 entitled “Policy and Guidelines on Establishing/Expanding Family Medicine Residency Training Program in DOH Hospitals” is committed to establishing partnershuo with Local Government Units (LGU) to train and support rural health physicians serving poor and marginalized populations;

WHEREAS, The Philippine Academy of Family Physicians, in accordance with its mission, has implemented two tracks for training namely the Hospital-based (or Traditional) track ideal for medical officers based in government run hospitals and the Practice-based (or Innovative) track ideal for Municipal Health Officers;

WHEREAS, the quality of care provided by physicians improves with continuous training and development and that in-province programs will increase the local presence of physicians and improve recruitment of new applicants to the province;

NOW, THEREFORE, on motion of Honorable Maria Ana G. Avalon, duly seconded -

BE IT ORDAINED by the Sangguniang Panlalawigan of Northern Samar in its regular session duly assembled that;

Section 1. TITLE. This ordinance shall be known as the **ORDINANCE ON INSTITUTIONALIZING THE PROVINCE-LED FAMILY AND COMMUNITY MEDICINE RESIDENCY TRAINING PROGRAM TOWARDS ENHANCED QUALITY SERVICE DELIVERY.**

Sec. 2. DECLARATION OF POLICY:

a. The Provincial Government shall pioneer the implementation of a province-led Family and Community Medicine Residency Training Program (FM RTP), in accordance with the responsibility provided by the Local Government Code RA 7160 and in accordance with the quality standards set by the Philippine Academy of Family Physicians (PAFP) with the goal of improving quality health care service delivery in the entire province.

Sec. 3. SCOPE AND COVERAGE. This ordinance shall cover the following:

a. All government physicians (plantilla, casual attested or contractual position) employed and with good standing working in the province (either municipal or provincial level) are qualified to enroll in the program and shall remain employed throughout the duration of the program.

b. The training program, in accordance with the standards and guidelines of the Philippine Academy of Family Physicians (PAFP) can be completed in 3-4 years for each trainee. Once a year, the province may accept new trainees to support continuing professional development within the province.

Sec. 4. DEFINITION OF TERMS

a. Family and Community Medicine Residency Core Team - The implementing training arm under the Provincial Health Office (PHO) that will steer the administrative operations and training implementation of the residency program. This team includes the Program Director, the Chief Operations Officer, the Training Chairperson and the Training Officer/s.

b. Family and Community Medicine Residency Training Program (FM RTP) - A specialty program offered for physicians who seek further professional development focused on Family and Community Medicine Practice, with particular consideration for strengthening primary care health delivery. This program adheres to the standards set by the Philippine Academy of Family Physicians (PAFP) and undergoes accreditation evaluation according to the rules of the PAFP;

c. Family and Community Medicine Resident or Trainee - These are government employed physicians who commit to undergoing the training program accredited by the PAFP. Residents are expected to complete the training program, in accordance with the standards and guidelines of the PAFP;

d. Family and Community Medicine Trainers - These are identified faculty members of the residency training program and can include specialists of various fields such as Family medicine, pediatrics, internal medicine, surgery, obstetrics and gynecology, health care management and public health; faculty members/trainers are expected to delivery training content in adherence to the standards set by PAFP; Hospital-based track - This program, adherent to the standards set by the PAFP, has trainees based/working in government-run district and provincial hospitals;

e. Hospital-Based Track - This Program, adherent, to the standards set by the PAFP, has trainees based/working in government-run district and provincial hospitals;

f. Learning Portfolio - A record or documentation of all the learning activities and experiences of the trainee meant to be an instructional and evaluation tool for assessing the trainees’ performance and journey throughout the training program.

g. Philippine Academy of Family Physicians (PAFP) - A specialty society recognized by the Philippine Medical Association (PMA) dedicated to providing holistic, accessible, continuous, comprehensive, family centered, coordinated, compassionate and culturally effective health care. They lead the accreditation of all Family Medicine Residency Training Programs in the country;

h. Practice-based track - This program, adherent to the standards set by the PAFO, has trainees based/working at in rural health units, at the municipal level;

i. Provincial Health Office (PHO) - The Provincial Health Office has the conduct to provide and ensure the delivery of health services within the province of Northern Samar. The PHO leads the implementation of this FM RTP, in line with its obligation to ensure the availability of skilled and knowledgeable human resources for health that can deliver appropriate health services for the people.

j. Service Delivery Network - In order to ensure the availability of quality health care across the life continuum, the various parts of the health system ought to be connected and work in synergy. In the province of Northern Samar, the local service delivery network includes health institutions that provide health services which include barangay health stations, rural healt units, district hospitals and the provincial hospital. Parallel systems that support services being offered in these health facilities include the local government units, the Provincial Health Office and the Provincial Department of Health Office. SDNs also include private health institutions and individuals but the scope of the government’s mandate is limited to the public sector. A functional service delivery network includes a health referral system that will allow patients to effectively navigate the health system and access the health care that’s most appropriate for them.

k. Training Hospital - The Northern Samar Provincial Hospital (NSPH), the highest - level government run hospital in the province is considered the program’s training hospital. The NSPH is expected to provide specialists from the four main programs: pediatrics, internal medicine, obstetrics & gynecology and surgery as trainers and/or faculty members for trainees of both the hospital-based and practice-based tracks. An Executive Order shall be issued to define the responsibilities of NSPH in relation to this training program.

Sec. 5. GENERAL PRINCIPLES. By virtue of the Local Government Code of 1991 (Republic Act 7160), local government officials now exercise general supervision and control of the health programs, servies and activities devolved by the Department of Health, providing them the autonomy to develop and implement health programs most suitable to their locality and context;

a. Quality of care - Guided by principles of health equity and service, the health system mandated to provide health services that appropriate, acceptable, adequate and affordable to individuals and their families. It spans promotive, preventative, curative and rehabilitative health services for the people. Aligned also to the principles adhered to the PAFP, quality of care includes the delivery of comprehensive, person-centered and family focused healthcare;

b. Lifelong learning - A disposition of all who seek to improve and grow professionally. This is particularly important among human resources for health because of the need to update themselves of the developments in science and health care services in order to deliver quality care for the people.

c. Collaboration - The goal of creating a functional service delivery network rests on a spirit of openness and collaboration between municipal and provincial governments as well as other key partners and stakehold-

ers. Collaboration includes sharing of resources, supporting one another and integrated planning and implementation with the goal of achieving a communal goal.

d. Health for all - Guided by the principles of the Declaration of Alma Ata, we believe that health is a state of complete physical, mental and social well being, and are merely the absence of disease. It is a fundamental human right and its attainment and realization is a shared goal for all human beings.

Sec. 6. CREATION OF THE FAMILY AND COMMUNITY MEDICINE RESIDENCY TRAINING PROGRAM (FM RTP). This program is the province’s response to the call to train and develop its health human resource for the improvement of service delivery for its constituents. The program will be implemented by the Family and Community Medicine Residency Core Team managed by the Provincial Health Office, in adherence to government rules and regulations as well as training standards set by the PAFP.

a. Program Vision: The Northern Samar Practice-Based Family and Community Medicine Training Program aims to be the pioneer training program for medical officers implemented by a local government unit, focused on the developing the competencies needed by a family physician and strengthening their capacities to adequately fulfill their duties as MHOs and District/Provincial Hospital Medical Officers.

b. Program Mission:

- To provide teaching-learning and training opportunities that will develop the competencies needed to be an effective family physician.
- To produce medical health officers who are duly recognized family medicine practitioners.
- To provide capacity-building opportunities that will strengthen the skills of a medical health officer.
- To create a positive change in the health outcomes of Northern Samar by strengthening preventive care approaches in primary care.

c. General Goals and Objectives: To establish a standardized approach and quality of care among primary care physicians in Northern Samar, as guided by the Practice-based Family and Community Medicine Residency Training for government primary care physicians.

d. Program aims:

- To develop clinical competencies in Family Medicine for optimal primary care of patients using clinical practice guidelines and Family Medicine concepts - to develop competencies needed in developing and implementing high-quality research projects focused on addressing the region’s health system needs;
- To strengthen skills in the optimal management of resources of one’s practice setting;

- To strengthen skills in social mobilization in order to help communities under one’s care be empowered in health managment and in addressing the social determinants that influence their respective health situations;
- To facilitate the implementation of DOH programs in one’s area of practive.

c. Accreditation: The program will undergo regular evaluations and accreditation from the PAFP, in accordance with their established guidelines and standards. Learning activities and other components of the program are included in the program’s training manual, also submitted to PAFP. The PAFP is the only body authorized to accredit the Family and Community Medicine Residency Training Program.

Sec. 7. ENSURING SUSTAINABLE PROGRAM OPERATIONS

a. Program Management. The Provincial Health Office will lead program operations throughout the duration of the training program. Operations should adhere in government rules and regulations as well as training standards set by the PAFP.

b. Funding: The initial amount of Three Million Pesos (Php3,000,000.00) shall be allocated for the Family Medicine Residency Training Program which amounts shall be taken from the savings of 2019 General Fund Budget for the year 2020. The Provincial Governormay utilize the appropriation intended for Special Program Allocation (SPA) to cover the authorized expenditures for the Program. The amount necessary to carry out the provisions of this Ordinance in the ensuing years shall be included in the Annual Budget of the succeeding years.

Financial support from Municipal Governments: The provincial government and municipal governments, through the League of Municipalities, have signed an agreement to collaborate for the sustainable operations of this program. The Memorandum of Agreement signed between the provincial and municipal governments last 14 December 2017 will be the basis for ensuring inflow of financial support from all 24 municipal governments.

Other sources of funding may include the training from PhilHealth reimbursement, individual hospital contributions and other affiliation fees.

c. Status of trainees: Since all trainees are currently hired by the provincial or municipal governments, the program shall not provide any additional salary as part of the training program. Support from the provincial and municipal governments will be allocated for program operations and implementation. Throughout the duration of the program, trainees are expected to retain their employment status. Trainees may be asked to provide return of service (1:1) in exchange for the training, which they will not have to pay for.

Sec. 8. ESTABLISHING THE ROLES OF INSTITUTIONS INVOLVED

a. Provincial Health Office - The PHO is the lead implementing agency for this training programs, in line with its mandate to provide adequate skilled human resources for health to provide services in Northern Samar. All technical and administratie matters shall be within the responsibility of the PHO.

b. Philippine Academy of Family Physicians (PAFP) - The PAFP is responsible for evaluating and accrediting the program, in accordance with its standards and guidelines. Technical support, if necessary, may be provided by the PAFP, to ensure that the program is able to deliver.

c. Provincial Government - The provincial govenment commits to supporting the program by allocating funds annually as part of the PHO’s Provincial Investment Plan for Health. Other financial support and administrative support will also be provided insofar as it supports effective



program implementation.

d. Provincial Human Resource Department - This department will recognize the training program as a pioneering effort of the province to capacitate and develop its provincial health personnel. Support needed for strengthening human resource development of health professionals in the province is within the mandate of this office.

e. League of Municipalities - The individual municipalities of Northern Samar through the League of Municipalities (LMP) will support the program by providing financial assistance as well as permission for their Municipal Health Officers (MHO’s) to participate in program activities. Municipalities will also allow other physicians of the province to rotate in their respective health units, as part of the training program implementation.

f. Northern Samar Provincial Hospital - As the primary training hospital, the NSPH will deliver the hospital-based track and will ensure the seamless integration of the practice-based track trainees into their training operations. The NSPH will provide exposure and training to the four major training arms namely pediatrics, internal medicine, surgery and obstetrics & gynecology, insofar as it aligned to the training curriculum defined by the PAFP.

g. District Hospitals - In addition to the NSPH, district hospitals in the province may also house FM RTP trainees whose training will adhere to the practice-based track, in accordance with the training standards and guidelines of the PAFP. The training should complement, not interfere, with the roes of and responsibilities of physicians working in district hospitals.

h. Rural Health Units (RHU) - RHUs will serve as the main base of practice and training of Municipal Health Officers (MHO) who choose to be part of the program. The training should complement, not interfere, with the roles of and responsibilities of physicians working as municipal health officers in rural health units.

i. Residency Officers - Trainees of the residency program can organize themselves into officer roles and committees, assigning responsibilities to support program operations. Roles may change annually, depending on their status in the training program. This includes but is not limited to the following positions and roles;

1. Chief Resident - Shall be selected and agreed upon by the Residency Training Core Team, upon the recommendation of the trainees. The Chief Resident will act as primary liaison between the Core Team and the pool of trainees, ensuring that training objectives are met and that administrative functions are adequately complied with. The Chief Resident ensures the completion and submission of the annaul report of the year’s activities of the training program to the Training Officer and Chairperson.

2. Treasurer - The treasurer will keep track of all finances relevant to activities of the training program, providing a mid-year and end-of-year report submitted to the Chief Resident.

3. Batch/track representatives - Each track (practice-based and hospital-based) should have representatives that will lead the coordination for their fellow trainees. Depending on the number of trainees for each track, the trainees may choose a representative for each year level, if deemed helpful in the smooth training program operations.

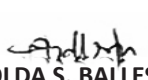
j. Residency Alumni - At the end of the training program, the graduates, now eligible to apply for Diplomatic status from the PAFP, may organize themselves as alumni in the province. As alumni, they can volunteer their time and expertise as faculty and mentors of younger trainees as well as to organize events in support of the fulfillment of the program’s core objectives. This is meant to sustain the vision of strengthening the capacities of family physicians in the Province of Northern Samar.

**Sec. 9. SEPARABILITY CLAUSE.** If any provision hereof is decalred null and void those not affected shall remain in full force and effect.

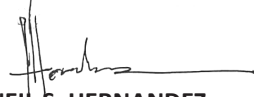
**Sec. 10. EFFECTIVITY.** This ordinance shall take effect three (3) weeks after its posting in the bulletin board and other conspicuous places in the provincial capitol, municipal and barangay halls in the province, and/or three (3) consecutive day publications in a newspaper of general circulation in the Province of Northern Samar.


ENACTED by the Sangguniang Panlalawigan of the Province of Northern Samar on the 22nd day of November, 2019, Catarman, Northern Samar

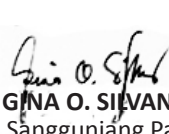
  
**MARIA ANA G. AVALON**  
Member, Sangguniang Panlalawigan


  
**GOLDA S. BALLESTA**  
Member, Sangguniang Panlalawigan

  
**MARITES J. GILLAMAC**  
Member, Sangguniang Panlalawigan

  
**NEIL S. HERNANDEZ**  
Member, Sangguniang Panlalawigan


  
**ALBERT A. LUCERO**  
Member, Sangguniang Panlalawigan

  
**GINA O. SILVANO**  
Member, Sangguniang Panlalawigan

  
**PASCASIO JOSHUA MARIA H. VICARIO III**  
Member, Sangguniang Panlalawigan

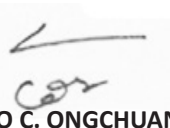
  
**ELCID G. ABALON**  
SK Federation President  
Member, Sangguniang Panlalawigan

**LIZA C. ESIDERA**  
President, Liga ng mga Barangay  
Member, Sangguniang Panlalawigan

  
**FLORENCIO A. BATULA**  
Member, Sangguniang Panlalawigan  
Temporary Presiding Officer

  
**ADONIS L. REBADULLA**  
Secretary to the Sangguniang Panlalawigan

Approved:

  
**EDWIN MARINO C. ONGCHUAN**  
Governor  
**JAN 22, 2020**

LSDE: June 9, 16 & 23, 2020

## DENR... ...from Page 1

It was learned by Leyte Samar Daily Express from Atty. Meljun Diasanta, chief of the Legal Division of DENR Regional Office 8, that the NBI will be conducting a parallel investigation on the murder of Polenio.

The DLGI is an organization of all lawyers of the entire DENR and its attached agencies.

The shooting of Polenio took place while he was having a conversation with his co-worker Jonel Gula at the kitchen of the ecolodge.

Gula narrated that while he was talking to the victim, he heard a gun burst and was shocked to see Polenio fell to the ground already bleeding.

The gun burst was also heard by another co-worker Karl Vince Jaime who

## EV’s... ...from Page 1

As of June 22, Eastern Visayas has now 396 COVID-19 cases, the DOH-8 said.

Among the provinces, Leyte continue to increase its number of cases with 265, the latest was a 29-year old woman who arrived Leyte-Leyte on June

was in the other room. They immediately went to the Burauen Police Station about 12 midnight to seek help and report the incident.

The victim sustained a lone gunshot wound on the right part of his face which led to his instant death.

(AL ELLEMA)

### DEED OF SELF-ADJUDICATION OF ESTATE WITH SALE

NOTICE is hereby given that TERESITA DEAN, heir of the late SANTIAGO CABER executed an Affidavit of Adjudication over a parcel of land located at Brgy. San Policarpo, Calbayog City denominated as Cad Lot No. 6465 under TD No. 9901017-00034 containing an area of 19,993 square meters. A Deed of Sale was executed in favor of FREDERICK ANTHONY G. RESENTE as vendee of the of the above-described property. Per Doc No. 4575, Page No. 15, Book No. 357, Series of 2020. Notary Public Atty. Ma. Rowena L. Urut. *LSDE: June 23, 30 & July 7, 2020*

### AMENDED DEED OF EXTRAJUDICIAL SETTLEMENT OF REAL ESTATE WITH WAIVER AND QUITCLAIM

NOTICE is hereby given that SPS. AGAPITO MENDOZA and EMPERATRIZ MENDOZA extrajudicially amended, settled, partitioned and adjudicated over 2 parcels of real properties all located at Brgy. Olot, Tolosa, Leyte described as: 1) A parcel of agricultural land designated as Cad Lot No. 379 covered by TD No. 00100 containing an area of 1.186796 hectares, more or less; 2) A parcel of agricultural land designated as Lot No. 1217 covered by TD No. 0121 containing an area of 0.4208 hectares and heirs hereby WAIVED all shares, interest and participation over the above described 2 parcels of land in favor of their brother, ROLANDO S. MENDOZA, JR. Per Doc No. 392, Page No. 80, Book No. 15, Series of 2019. Notary Public Atty. Isagani S. Espada. *LSDE: June 23, 30, July 7, 2020*

### DEED OF EXTRAJUDICIAL SETTLEMENT WITH SALE

NOTICE is hereby given that heirs of the late PABLO AGURA extrajudicially settled, partitioned and adjudicated over parcel of land located at Brgy. Cagsalaosao, Calbayog District, Calbayog City, Samar designated as Lot No. 5910 covered by TD No. 99-01022-00061 containing an area of 9,625 square meters. A Deed of Sale was executed in favor of LITO J. CAPEDING as vendee of the above-described property. Per Doc No. 2494, Page No. 99, Book No. 352, Series of 2020. Notary Public Atty. Ma. Rowena L. Urut. *LSDE: June 23, 30 & July 7, 2020*

16.

The woman, who came from Quezon City along with seven others using a private van, are now confined at the isolation facility of the Leyte town.

Meantime, the province of Samar has 80 COVID-19 cases; Southern Leyte,36; Biliran,7; Northern Samar,7; and Eastern Samar, 1.

## The link... ...from Page 5

look at them, how we deal with them, etc., would also show how we look and deal with God.

St. John said it very succinctly that “we cannot love God, whom we have not seen, if we do not love oth-

ers, whom we have seen.” (1 Jn 4,20) Christ himself reiterated this point when he said, “whatever you did for one of the least of these brothers of mine, you did for me.” (Mt 25,40)

We all need to examine how our attitude is toward everyone, because that would really show in

### AFFIDAVIT OF ADJUDICATION BY SOLE HEIR OF ESTATE

NOTICE is hereby given that NESTOR C. PORTILLO SR., the only surviving heir of Sps. Sotero S. Portillo and Leonila C. Portillo who died on October 17, 1989 at Alangalang, Leyte and December 15, 2005 at Quezon City, Metro Manila executed an Affidavit of Adjudication over two (2) parcels of land which are particularly described as follows: **1)** A parcel of land designated as Lot No. 1000-H-3-A, PSD-08-039477-D, a portion of Lot No. 1000-H-3, LRC, PSD-0286250, located at Brgy. Sagkahan, City of Tacloban, Leyte, Transfer Certificate of Title No. 122-2020000241, containing an area of 236 square meters, more or less, registered in the name of Sotero S. Portillo, married to Leonila C. Portillo; **2)** A parcel of land designated as Lot No. 1000-H-3-B, PSD-08-039477-D, a portion of Lot No. 1000-H-3, LRC, PSD-0286250, located at Brgy. Sagkahan, City of Tacloban, Leyte, Transfer Certificate of Title No. 122-2020000242, containing an area of 179 square meters, more or less, registered in the name of Sotero S. Portillo, married to Leonila C. Portillo; per Doc. No. 361, Page No. 74, Book No. IX, Series of 2020 of Notary Public Atty. Aljim Denver M. Arcueno. *LSDE: June 9, 16 & 23, 2020*

### DEED OF EXTRAJUDICIAL SETTLEMENT OF ESTATE WITH CONFIRMATION OF SALE OF A PARCEL OF LAND

NOTICE is hereby given that heirs of the late GIL L. VIOJAN extrajudicially settled, partitioned and adjudicated over 1/2 conjugal share over a certain parcel of land situated at Brgy. Rizal, Calbayog City, Samar designated as Lot NO. 3533. Cad-422, Case 9 containing an area of 30,135 square meters, more or less covered by TCT No. 6517 and TD No. 99-01033-00359 and heirs hereby CONFIRM that the whole of the above parcel of land was sold to ANTONIO YRIGON ORTIZ married to NOEMI FRANCISCO ORTIZ. Per Doc No. 427, Page No. 87, Book No. XLI. Notary Public Atty. Aileen Reyes Maglana. *LSDE: June 23, 30 & July 7, 2020*

### DEED OF EXTRAJUDICIAL DECLARATION OF HEIRS

NOTICE is hereby given that ERNESTO M. CHUA, SOFIA LORRAINNE SUM-ALLO CHUA and LORENZ KRISTOFFER SUMALLO CHUA, heirs of the late LORNA SUMALLO CHUA executed an Affidavit of Declaration of Heirs over a 1/5 share over a property designated as Lot 3-A-1, Psd-08-002322 situated at Brgy. San Policarpo, Calbayog City, covered by TCT No. 120-2019000281. Per Doc No. 480, Page No. 97, Book No. XCI, Series of 2019. Notary Public Atty. Aileen Reyes Maglana. *LSDE: June 16, 23 & 30, 2020*

concrete ways how our attitude is toward God. Do we still have negative thoughts against someone? Do we still hold grudges against someone, finding it difficult to forgive? Etc.

Let’s remember what Christ said in this regard. “If you forgive men their trespasses, your heavenly Father will also forgive you. But if you do not forgive men their trespasses, neither will your Father forgive yours.” (Mt 6,14-15)

### AFFIDAVIT OF SELF-ADJUDICATION BY SURVIVING HEIR WITH SALE

NOTICE is hereby given that ANA BELEN G. MAGA and MARIA ISABEL G. MAGA, heirs of the late CIRILO MAGA executed an Affidavit of Self-Adjudication over conjugal property situated at Brgy. Ipil I, Palompon, Leyte designated as Lot 913-L2, Lot 913-J-I approved subdivision plan, Csd-08-006909-D with an area of 300 square meters covered by Tax Declaration No. 08-31006-00129 R13. A Deed of Sale was executed in favor of SPS. JOSEPH M. ANTONIO and CHERLYN I. ANTONIO as vendee of a portion of Lot 913-J-I, Csd-08-006909-D measuring an area of 150 sq.m., more or less from the above-described property. Per Doc No. 525, Page No. 106, Book No. 31, Series of 2017. Notary Public Atty. Dante Luz N. Viacrucis. *LSDE: June 23, 30 & July 7, 2020*

### EXTRAJUDICIAL SETTLEMENT OF ESTATE WITH DEED OF ABSOLUTE SALE

NOTICE is hereby given that heirs of the late LILIA TAN RIEL extrajudicially settled, partitioned and adjudicated over a parcel of land designated as Lot 1948-D of the subdivision plan LRC, Psd-08-000857 situated at Barrio San Jose, Tacloban City containing an area of 298 square meters, more or less. A Deed of Absolute Sale was executed in favor of ELEUTERIO C. NARIDO, married to ALMA LIESLE B. NARIDO as vendee of the above-described property. Per Doc No. 126, Page No. 26, Book No. V. Series of 2020. Notary Public Atty. Kenneth M. Golong. *LSDE: June 16, 23 & 30, 2020*

### AFFIDAVIT OF REVOCATION OF POWER OR AUTHORITY TO TRANSACT BUSINESS WITH THIRD PERSONS

NOTICE is hereby given that ESTELA L. MUNGCAL executed an Affidavit of Revocation of Power or Authority to transact Business with third person against FE DAJES of Tacloban City as my true and lawful representative for the sale of my property that I inherited from my deceased mother located in Tacloban City consisting of 26,000 square meters, more or less. I hereby execute this Affidavit of CANCELLATION or REVOCATION of the power or authority I have given or allegedly given to one Fe Dajes in relation to any transaction involving the parcel of land I owned in Tacloban City. Per Doc No. 025, Page No. 06, Book No. LIII, Series of 2020. Notary Public Bienvinido B. Bacani. *LSDE: June 16, 23 & 30, 2020*

### DEED OF EXTRAJUDICIAL SETTLEMENT OF THE ESTATE WITH ABSOLUTE SALE

NOTICE is hereby given that heirs of the late JUDITH PALOMO extrajudicially settled, adjudicated and partitioned over a parcel of land designated as Lot No. 8. Block No. 22 of the consolidation-subdivision plan, Pcs-08-000311, being a portion of the consolidated Lots 5979-A and 5979-B, Psd-08-000857 situated at Barrio Tigbao, now Nula-Tula, Tacloban City containing an area of 180sq.m., more or less. A Deed of Absolute Sale was executed in favor of BOBBY BALLON LIM as vendee of the above-described property. Per Doc No. 387, Page No. 97, Book No. V, Series of 2019. Notary Public Atty. Giovanna C. Taboada. *LSDE: June 16, 23 & 30, 2020*



Republic of the Philippines  
SUPREME COURT  
REGIONAL TRIAL COURT  
BRANCH 43  
8th Judicial Region  
Bulwagan Ng Katarungan  
Magsaysay Blvd., Tacloban City  
HEIRS OF BENITO SOLAR, namely: Francisca Solar-Brazil, Francisco Solar, Vicente Solar, Soledad Solar-Sulla, Nelda Solar-Celino and HEIRS OF ANTONIO CADIENTE, namely: ROMEO ALONZO CADIENTE, FELIX CADIENTE LORICA and JOSE ARNEL LANRITO CADIENTE, as represented by their Attorney-In-Fact and co-plaintiff, FRANCISCA SOLAR-BRAZIL, Plaintiffs, -versus-  
DANILO CAONES, CAYO S. MOLABOLA, AQUILINA R. BADIABLE, MARLINA L. CALDOZA, PETRONILO R. MACAYAN, and the HEIRS OF FRANCISCO REBOSO MACAYAN, namely: Teresa M. Cebrero, Sabelita M. Sulla, Francisco P. Macayan, Jr., Antonio P. Macayan, Norberto P. Macayan, Hipolito P. Macayan, Josefina P. Macayan, Jesus P. Macayan, Bendio P. Macayan, and Remedios Macayan-Gebe, and all other persons claiming rights through them, Dependants,  
CIVIL CASE NO. R-TAC-18-00758-CV FOR: CANCELLATION OF ORIGINAL CERTIFICATE OF TITLE NO. OC-21567 and RECONVEYANCE OF OWNERSHIP AND POSSESSION OF REAL PROPERTY (Lot No. 3901 and its Subdivision)  
X-----X  
SUMMONS  
TO: TERESA M. CEBRERO JOSEFINA P. MACAYAN Brgy. Santol, Alang-Alang, Leyte  
GREETINGS :  
You are hereby required, within **FIFTEEN (15) DAYS** after service of this summons upon you, to file with this Court and serve on the Plaintiff your **ANSWER** to the **AMENDED COMPLIANT**, copy of which is attached, together with annexes. 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 may be granted the relief applied for in the complaint.  
WITNESS THE HON. EVELYN P. RIÑOS-LESIGUES, Presiding Judge of this Court this 6th day of September, 2019 at Tacloban City.  
(Sgd.) CLEOFÉ L. ABREZNOSA  
Branch Clerk of Court  
x-----x

Republic of the Philippines  
SUPREME COURT  
REGIONAL TRIAL COURT  
BRANCH 43  
8th Judicial Region  
Bulwagan Ng Katarungan  
Magsaysay Blvd., Tacloban City  
HEIRS OF BENITO SOLAR, namely: Francisco Solar-Brazil, Francisco Solar, Vicente Solar, Soledad Solar-Sulla, Nelda Solar-Celino; and Heirs of Antonio Cadiente, namely: ROMEO ALONZO CADIENTE, FELIX CADIENTE LORICA and JOSE ARNEL LANRITO CADIENTE, as representative by their Attorney-In-Fact and co-plaintiff, FRANCISCA SOLAR-BRAZIL, Plaintiffs, -versus-  
DANILO CAONES, CAYO S. MOLABOLA, AQUILINA R. BADIABLE, MARLINA L. MACAYAN and the HEIRS OF FRANCISCO REBOSO MACAYAN namely: Teresa M. Cebrero, Sabelita M. Sulla, Francisco P. Macayan, Jr., Antonio P. Macayan, Norberto P. Macayan, Hipolito P. Macayan, Josefina P. Macayan, Jesus P. Macayan, Bendio P. Macayan, and Remedios Macayan-Gebe, and all other persons claiming rights through them, Defendants,  
CIVIL CASE NO. R-TAC-18-01032-CV FOR: CANCELLATION OF ORIGINAL CERTIFICATE OF TITLE NO. OC-21567 and RECONVEYANCE OF OWNERSHIP AND POSSESSION OF REAL PROPERTY (Lot No. 3901 and its Subdivision)  
x-----x  
RESOLUTION  
“As the Court emphasized:  
In determining whether allegations of a complaint are sufficient to support a cause of action, it must be borne in mind that the complaint does not have to establish or allege facts proving the existence of a cause of action at the outset; this will have to be done at the trial on the merits of the case. To sustain a motion to dismiss for lack of cause of action, the complaint must show that the claim for relief does not exist, rather than claim has been defectively stated, or is ambiguous indefinite or uncertain.  
Equally important, a defendant moving to dismiss a complaint on the ground of lack of cause of action is regarded as having hypothetically admitted all the averments thereof.  
The general rule is that the facts asserted in the complaint must be taken into account without modification although with reasonable inferences therefrom.” (A.C. Enterprises, Inc. V. Frabelle Properties Corp., G.R. No. 166744, November 02, 2006)  
“Section 3, Rule 9 of the Rules of Court provides:  
Section 3. Default; declaration of. - If the defending party fails to answer within the time allowed therefor, the court shall, upon motion of the claiming party with notice to the defending party, and proof of such failure, declare the defending party in default. Thereupon, the court shall proceed to render judgment granting the claimant such relief as his pleading may warrant, unless

the court in its discretion requires the claimant to submit evidence. Such reception of evidence may be delegated to the clerk of court.” And  
“The rule on default requires the filing of a motion and notice of such motion to the defending party. It is not enough that the defendant fails to answer the complaint within the reglementary period. The trial court cannot motu proprio declare a defendant in default as the rules leave it up to the claiming party to protect his or its interests. The trial court should not under any circumstances act as counsel of the claiming party.” (Sablas vs. Sablas, GR No. 144568, July 3, 2007)  
“There is no arguing that all complaints of whatever nature can only be determined if the parties are heard. There is, however, a standing rule set in place for a declaration of default, in cases where there is no justification for the belated action, and there is showing that the defendant intended to delay the case. In this case, the party lackadaisically squandered its opportunity to file a responsive pleading and, worse, made deceptive moves in an obvious attempt to redeem itself.” (PNB vs Deang Mktg. Corp and Merlita Deang, GR No. 177931, December 8, 2008)  
“Section 14, Rule 14 (on Summons) of the Rules of Court provides:  
SEC. 14. Service upon defendant whose identity or whereabouts are unknown. In any action where the defendant is designated as an unknown owner, or the like, or whenever his whereabouts are unknown and cannot be ascertained by diligent inquiry, service may, by leave of court, be effected upon him by publication in a newspaper of general circulation and in such places and for such times as the court may order. (Underscoring supplied)  
Since petitioner could not be personally served with summons despite diligent efforts to locate his whereabouts, respondent sought and was granted leave of court to effect service of summons upon him by publication in a newspaper of general circulation. Thus, petitioner was properly served with summons by publication.” (Santos, Jr. vs. PNO Exploration Corporation, G.R. No. 170943, September 23, 2008)  
On January 7, 2019, Defendant Cayo Molabola through counsel Atty. Adryan S. Mauro filed an Answer with Motion to Dismiss.  
The Motion is anchored on the ground that Defendant Cayo Molabola is only named in the caption and that other than the allegation of his address there is nothing in the Complaint which would show that he has performed any act inimical to the interest of the Plaintiffs. Hence, lack of cause of action as far as Defendant Molabola is concerned.  
On January 21, 2019, Plaintiffs through counsel Atty. Ronelito O. Ticoy filed a Reply (In re: Answer with Motion to Dismiss filed by Defendant Cayo Molabola).  
Plaintiffs contended that it has been decades since the Defendant Cayo Molabola had been occupying the portion of the property of herein Plaintiffs which would have been enough period to cover the payment for the loan amount of Ten Thousand Pesos (P10,000.00) and its interest. Thereafter, Plaintiffs, finally demanded for the Defendant Cayo to vacate the same property, or to pay rent, the latter refused.  
On May 2, 2019, Plaintiffs through counsel file a Motion for Leave of Court for the Service of Summons by Publication.  
The Motion narrates that the record reveals that despite numerous attempts and diligent efforts, defendants JOSEFINA P. MACAYAN and TERESA M. CEBRERO were still not served with Summons as they cannot be found at their last known address at Brgy. Santol, Alang-alang, Leyte.  
On May 2, 2019, Plain-

tiffs through counsel filed a Motion to Declare Defendants in Default.  
The Motion is anchored on the ground that while it can be gleaned from the Sheriff’s Return of Service that Defendants Danilo Caones, Aquilina R. Bardiabale and Petronilo Macayan received copies of the Summons and Complaints and its Annexes on November 23, 2018 and Defendant Marlina L. Caldoza personally received the same on November 28, 2018, the said Defendants did not file their respective Answers up to this date.  
On June 7, 2019 hearing, the Motion were submitted for the Resolution of the Court.  
The Court deems it best to discuss each of the Motions submitted for its disposition.  
I  
MOTION TO DISMISS  
“Failure to state a cause of action and lack of cause of action are distinct grounds to dismiss a particular action. The former refers to the insufficiency of the allegations in the pleading, while the latter to the insufficiency of the factual basis for the action. Dismissal for failure to state a cause of action may be raised at the earliest stages of the proceedings through a motion to dismiss under Rule 16 of the Rules of Court, while dismissal for lack of cause of action may be raised any time after the questions of fact have been resolved on the basis of stipulations, admissions or evidence presented by the plaintiff.” (Santos vs. Santos-Gran, G.R. No. 197380 October 8, 2014)  
Clearly, the provision aforequoted explains the propriety of dismissal for failure to state a cause action on one hand and for lack of cause of action on the other hand.  
In the case at bar, Defendant’s ground for the dismissal of the action hinges on Plaintiff’s lack of cause action against his person.  
The Court begs to disagree.  
In fact, herein Defendant Cayo Molabola was named in the Complaint, paragraph 10, states:  
“10. Defendant Sabelita Sula, Cayo Molabola, Teresa M. Cebrero, Francisco Macayan, Jr., Antonio Macayan, Norberto P. Macayan, Hipolito P. Macayan, Josefina Macayan, Jesus P. Macayan, Bendio P. Macayan and Remedios M. Gebe, are all Filipinos, of legal age and residents of Brgy. Santol, Alang-alang, Leyte.” [emphasis supplied]  
Paragraph 21 and 26 of the Complaint allege:  
“21. The Plaintiffs lately discovered that herein defendants had encroached into some of the portions of their real property. The Defendants claimed that they were the registered owners of the subject real property based on a copy of an alleged Original Certificate of Title No. OC-21567;”  
And,  
25. Defendants’ insistence on their claim of ownership over the subject property casts a cloud of doubt on plaintiffs’ rightful ownership and possession of the same;”  
Thus, with the inclusion of Defendant Cayo Molabola’s name as one of the Defendants in the Complaint presupposes that Plaintiffs have a valid cause of action against the person of Defendant Cayo Molabola on the acts subject of this Complaint.  
Attention is however invited to the judicious language of the High Court on the bounds of a Motion to Dismiss pinned on lack of action, explicitly premised in the following context:  
“As the Court emphasized:  
In determining whether allegations of a complaint are sufficient to support a cause of action, it must be borne in mind that the complaint does not have to establish or allege facts proving the existence of a cause of action at the outset; this will have to be done at the trial on the merits of the case. To sustain a motion to dismiss for lack of cause of action, the complaint must show that the claim for relief does not exist, rather than

claim has been defectively stated, or is ambiguous indefinite or uncertain.  
Equally important, a defendant moving to dismiss a complaint on the ground of lack of cause of action is regarded as having hypothetically admitted all the averments thereof.  
The general rule is that the facts asserted in the complaint must be taken into account without modification although with reasonable inferences therefrom.” (A.C. Enterprises, Inc. V Frabelle Properties Corp., G.R. NO. 166744, November 02, 2006)  
Verily, in the instant case, nothing on the face of the Complaint is apparently defective nor is there patent ambiguity on any of the allegations therein to warrant the dismissal of this case at this stage.  
Time and again the Court stands undaunted that it is on the sufficiency of the allegations and not on the veracity of the matters therein that establishes a sufficient and valid cause of cause of action.  
Fairly, to the mind of the Court, Defendant’s proposition for dismissal of the case for lack of action at the early stage of the proceedings with the stipulated ground is prematurely filed.  
The matter raised in the instant Motion to Dismiss can better be threshed out in a full blown hearing.  
Hence, the Motion to Dismiss is heretofore DENIED for lack of merit.  
II  
MOTION FOR LEAVE OF COURT FOR THE SERVICE OF SUMMONS BY PUBLICATION  
The pertinent portion of the Sheriff’s Return dated November 27, 2018, states:  
“The following Defendants were not served with Summons and attachments: JOSEFINA P. MACAYAN-the Defendant cannot be found in the given address. Per Information of her siblings, the Defendant is permanently residing in the United States of America; TERESA M. CEBRERO - the Defendant cannot be found in the given address. Per information of her siblings, the Defendant is permanently residing in Manila.”  
It must be stressed that the Rules provides remedies whenever a defendant cannot be personally served with summons. Substituted service or summons by publication is made available thereto, provided that in summons by publication, leave of court must first be secured, as specifically provided under Section 14, Rule 14, quoted as follows:  
“SEC. 14. Service upon defendant whose identity or whereabouts are unknown. In any action where the defendant is designated as an unknown owner, or the like, or whenever his whereabouts are unknown and cannot be ascertained by diligent inquiry, service may, by leave of court, be effected upon him by publication in a newspaper of general circulation and in such places and for such times as the court may order, (Underscoring supplied)  
Much that the Court notes sufficient compliance of the requirement in Section 17, Rule 14 of the Rules of Court, which provides:  
“Section 17. Leave of court. - Any application to the court under this Rule for leave to effect service in any manner for which leave of court is necessary shall be made by motion in writing, supported by affidavit of the plaintiff or some person on his behalf, setting forth the grounds for the application.”  
Since petitioner could not be personally served with summons despite diligent efforts to locate his whereabouts, respondent sought and was granted leave of court to effect service of summons upon him by publication in a newspaper of general circulation. Thus, petitioner was properly served with summons by publication.” (Santos, Jr. vs. PNO Exploration Corporation, G.R. No. 170943, September 23, 2008)  
The factual antecedents and the sufficiency of the re-

turn of service certified by the Court’s Sheriffs in exerting diligent efforts to locate the Defendants JOSEFINA MACAYAN and TERESA CEBRERO and thereby serve the Summons together with a copy of the Complaint and its attached documents to their respective last known address and considering further that the relief sought by herein Plaintiffs interposing the same predicament in effecting personal service of Summons to the same Defendants, the Court finds Section 14, Rule 14 of the Rules of Court favorably availing in this instance.  
Hence, the Motion for Leave of Court for the Service of Summons by Publication is hereby GRANTED.  
Thus, let Summons be published once a week for three (3) consecutive weeks in a national newspaper of general circulation in the country and in the Province of Leyte. Likewise, let a copy of the summons and this Order be furnished to the Defendants by registered mail to their respective last known address, all at the expense of Plaintiffs.  
III  
MOTION TO DECLARE DEFENDANTS IN DEFAULT  
In prelude, the issue in the instant Motion in this case is addressed squarely by the explicit wordings of Section 3. Rule 9 of the Rules of Court, which provides:  
“Section 3. Default; declaration of. - If the defending party fails to answer within the time allowed therefor, the court shall, upon motion of the claiming party with notice to the defending party, and proof of such failure, declare the defending party in default. Thereupon, the court shall proceed to render judgment granting the claimant such relief as his pleading may warrant, unless the court in its discretion requires the claimant to submit evidence. Such reception of evidence may be delegated to the clerk of court.”  
Evidently, the provision of the law directs the Courts on the requisites for a defendant to be declared in default.  
Notwithstanding the time honored principle in law that judgments of default are frowned upon by Courts, it is but fair to allow declaration of default if there is patent and willful disregard of the procedural rules.  
Thus, shedding light to this premise is the Court’s ruling in the case of Sablas vs. Sablas (GR No. GR No. 144568, July 3, 2007), where is judiciously explained.  
“The Court is duty-bound to observe its rules and procedures and uphold the noble purpose behind their issuance. Rules are laid down for the benefit of all and should not be made defendant upon a suitors sweet time and own bidding.”  
Gleaned from an assiduous perusal of the records of this case particularly in the Sheriff’s Return dated November 27, 2018, Summons was served by Danilo B. Obediencia, Sheriff of this Court on November 23, 2018 to Defendants Danilo Caones, Aquilina R. Bardiabale and Petronilo Macayan. While the Summon and copy of the Complaint were served upon Marlina Caldoza on November 28, 2018.  
Notably, despite the lapse of a considerable length of time, the named Four (4) Defendants failed to file their respective Answers to the Complaint.  
Guided by the precepts on the reglementary period enshrined in the Rules within which Respondent must file an Answer, the Fifteen (15) day period within which herein Defendants Danilo Caones, Aquilina R. Bardiabale and Petronilo Macayan must have filed their respective Answers expires on December 8, 2018, reckoned from November 23, 2018. While Defendant Marlina L. Caldoza who received the Summons and a copy of the Complaint on November 28, 2018 must have filed her Answer within Fifteen (15) days thereafter.  
Dismally, however, De-

fendants Danilo Caones, Aquilina R. Bardiabale and Petronilo Macayan failed to file their respective Answers up to this date without any justifiable cause. The same remiss is attributed to Defendant Marlina L. Caldoza.  
On this instance, the Court finds meritorious ground to consider Danilo Caones, Aquilina R. Bardiabale, Petronilo Macayan and Marlina Caldoza in default.  
As the rule is not satisfied by a motu proprio action by the Court, hence, the propriety of the filing of the instant Motion is an undertaking sanctioned by the Rule as advanced in the following ruling:  
“The rule on default requires the filing of a motion and notice of such motion to the defending party. It is not enough that the defendant fails to answer the complaint within the reglementary period. The trial court cannot motu proprio declare a defendant in default as the rules leave it up to the claiming party to protect his or its interests. The trial court should not under any circumstances act as counsel of the claiming party.” (Sablas vs. Sablas, GR No. 144568, July 3, 2007)  
Emphasis, is however drawn that a Defendant who may be declared in default lose only the right to present evidence but not the right to appeal and all other rights. Such as the ruling hereunder quoted:  
“A judgment of default against a defendant who failed to attend pre-trial, or even any defendant who failed to file an answer, implies a waiver only of their right to be heard and to present evidence to support of their allegations but not all their other rights.” (Paredes, et. al., vs. Verano et. al., GR No. 164375, October 12, 2006)  
In fine, after a thorough analysis and assiduous perusal of the documents appended to the record of this case, the Court finds that while Defendants Danilo Caones, Aquilina R. Bardiabale and Petronilo Macayan all personally received a copy of the Summons, Complaint and its Annexes on November 23, 2018, Marlina Caldoza on November 28, 2018, despite having received the same, they failed to file an Answer nor an extension to file the same.  
“There is no arguing that all complaints of whatever nature can only be determined if the parties are heard. There is, however, a standing rule set in place for a declaration of default, in cases where there is no justification for the belated action, and there is showing that the defendant intended to delay the case. In this case, the party lackadaisically squandered its opportunity to file a responsive pleading, and, worse, made deceptive moves in an obvious attempt to redeem itself.” (PNB vs. Deang Mktg. Corp and Merlita Deang, GR No. 177931, December 8, 2008).  
WHEREFORE, premises considered, the Motion to Declare Defendants DANILO CAONES, AQUILINA BARDIABLE, PETRONILO MACAYAN and MARLINA CALDOZA in Default is GRANTED.  
To reiterate the Defendant Cayo Molabola’s Motion to Dismiss is hereby DENIED for lack of merit while the Motion Motion for Leave of Court for the Service of Summons by Publication is hereto GRANTED.  
SO ORDERED.  
IN CHAMBERS, this 6th day of September, 2019, Regional Trial Court, Branch 43, Bulwagan ng Katarungan, Magsaysay Boulevard, Tacloban City.  
(Sgd.) EVELYN P. RIÑOS-LESIGUES  
Presiding Judge  
x-----x  
Republic of the Philippines  
SUPREME COURT  
REGIONAL TRIAL COURT  
BRANCH 43  
8th Judicial Region



Bulwagan ng Katarungan  
Magsaysay Boulevard,  
Tacloban City  
HEIRS OF BENITO SOLAR, namely: Francisca Solar-Brazil, Francisco Solar, Vicente Solar, Soledad Solar-Sulla, Nelda Solar-Celino; and Heirs of Antonio Cadiente, namely: ROMEO ALONZO CADIENTE, FELIX CADIENTE LORICA AND JOSE ARNEL LANRITO CADIENTE, as represented by their Attorney-In-Fact and co-plaintiff, FRANCISCA SOLAR-BRAZIL, *Plaintiffs,*  
-versus-  
DANILO CAONES, CAYO S. MOLABOLA, AQUILINA R. BADIABLE, MARLINA L. CALDOZA, PETRONILO R. MACAYAN and the HEIRS OF FRANCISCO REBOSO MACAYAN namely: Teresa M. Cebrero, Sabelita M. Sulla, Francisco P. Macayan, Jr., Antonio P. Macayan, Norberto P. Macayan, Hipolito P. Macayan, Josefina P. Macayan, Jesus P. Macayan, Bendio P. Macayan, and Remedios Macayan-Gebe, and all other persons claiming rights through them, *Defendants*  
CIVIL CASE NO. R-TAC-18-01032-CV FOR: CANCELLATION OF ORIGINAL CERTIFICATE OF TITLE NO. OC-21567 and CONVEYANCE OF OWNERSHIP AND POSSESSION OF REAL PROPERTY (Lot No. 3901 and its Subdivision)  
X-----X

**ORDER**  
In today's hearing, Plaintiff's representative Francisca Solar Brazil appeared in Court assisted by her counsel Atty. Ronelito O. Ticoy. Defendants' representative Sabelita M. Sulla likewise appeared assisted by her counsel Atty. Granney R. Varona collaborating counsel of Atty. Asterio Villero. Defendant Cayo Molabola is also present and so with his counsel Atty. Adryan S. Mauror.

All Counsels manifested in Court that they are now submitting the Motions for the resolution of the Court sans further oral arguments. Thus, the Motions are now submitted for the resolution of the Court.  
Let copies of this Order be furnished immediately to the Counsels concerned.  
SO ORDERED.  
GIVEN IN OPEN COURT this 7th day of June, 2019, Regional Trial Court, Branch 43, Bulwagan ng Katarungan, Magsaysay Boulevard, Tacloban City.  
**(Sgd.) EVELYN P. RINOS-LESIGUES**  
Presiding Judge  
Copy furnished:  
ATTY. ADRYAN S. MAU-RO  
ATTY. RONELITO O. TICOY  
ATTY. GRANNEY R. VARONA  
X-----X  
Republic of the Philippines  
SUPREME COURT  
REGIONAL TRIAL COURT

**BRANCH 43**  
8th Judicial Region  
Bulwagan ng Katarungan  
Magsaysay Boulevard,  
Tacloban City  
**HEIRS OF BENITO SOLAR**, namely: Francisca Solar-Brazil, Francisco Solar, Vicente Solar, Soledad Solar-Sulla, Nelda Solar-Celino; and **HEIRS OF ANTONIO CADIENTE**, namely: ROMEO ALONZO CADIENTE, FELIX CADIENTE LORICA AND JOSE ARNEL LANRITO CADIENTE, as represented by their Attorney-In-Fact and co-plaintiff, **FRANCISCA SOLAR-BRAZIL**, *Plaintiffs,*  
-versus-  
**DANILO CAONES, CAYO S. MOLABOLA, AQUILINA R. BADIABLE, MARLINA L. CALDOZA, PETRONILO R. MACAYAN and the HEIRS OF FRANCISCO REBOSO MACAYAN** namely: Teresa M. Cebrero, Sabelita M. Sulla, Francisco P. Macayan, Jr., Antonio P. Macayan, Norberto P. Macayan, Hipolito P. Macayan, Josefina P. Macayan, Jesus P. Macayan, Bendio P. Macayan, and Remedios Macayan-Gebe, and all other persons claiming rights through them, *Defendants*  
**Civil Case No.: R-TAC-18-00758-CV**  
**For:** Cancellation of Original Certificate of Title No.: OC-21567 and Reconveyance of Ownership And Possession of Real Property (Lot No. 3901 and its Subdivisions)  
X-----X

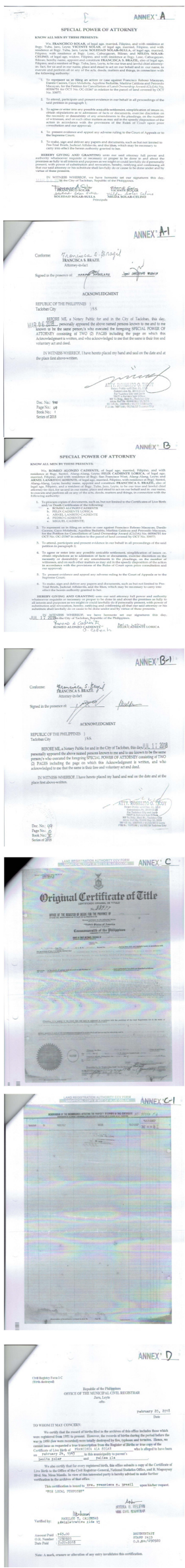
**AMENDED COMPLAINT**  
COME NOW, Plaintiffs, thru undersigned counsel unto this Honorable Court, most respectfully aver that:  
1. Plaintiffs Francisco Solar, Vicente Solar and Francisco Solar-Brazil, are all Filipinos of legal age, married and residents of Brgy. Tuba, Jaro, Leyte;  
2. Plaintiffs Soledad Solar-Sulla and Nelda Solar-Sullar are both Filipinos, of legal age, married and residents of Brgy. Looc, Cabucgayan, Biliran;  
3. Plaintiff Romeo Alonzo Cadiente is of legal age, married, Filipino, and with residence at Brgy. Santol, Alang-Alang, Leyte;  
4. Plaintiff Felix Cadiente Lorica is of legal age, married, Filipino, and with residence at Brgy. San Francisco, West, Alang-Alang, Leyte;  
5. Plaintiff Jose Arnel Lanrito Cadiente is of legal age, married, Filipino, with residence at Brgy. Santol, Alang-Alang, Leyte;  
6. Plaintiff Francisca Solar-Brazil is of legal age, Filipino, widowed, and a resident of Brgy. Tuba, Jaro, Leyte. She likewise represents the other plaintiffs by way of **Special Power of Attorney**;  
7. They may be served with summons and other legal processes at their respective address or at the address of the undersigned counsel at: **TDCT & Partner Law Offices**  
M.B. Yu Bldg. Real St., Tacloban City, Leyte  
8. Defendants Danilo Caones and Aquilina Badiable are both Filipinos, of legal age, and residents of Hiagsam, Jaro, Leyte;  
9. ***Defendants Petronilo Macayan and Marlina L.***

***Caldoza are both Filipinos, of legal age and residents of Hibucawan, Jaro, Leyte;***  
10. Defendant Sabelita Sulla, Cayo Molabola, Teresa M. Cebrero, Francisco Macayan, Jr., Antonio P. Macayan, Norberto P. Macayan, Hipolito P. Macayan, Josefina Macayan, Jesus P. Macayan, Bendio P. Macayan and Remedios M. Gebe, are all Filipinos, of legal age and residents of Brgy. Santol, Alangalang, Leyte;  
11. The defendants may be served with summons and other legal processes at their respective address;  
**THE FACTS OF THE CASE & PLAINTIFFS' CAUSES OF ACTION**  
12. Plaintiffs Francisca Solar-Brazil, Francisco Solar, Vicente Solar, Soledad Solar-Sulla, Nelda Solar-Celino are the heirs of the late Spouses Benito Solar and Felisa Ala Solar who died intestate and without debts at Jaro, Leyte on August 30, 1986 and on May 10, 1976, respectively. Upon the death of the decedents, they owned a portion of a parcel of land covered by the Original Certificate of Title No. 33977, which is more particularly described as follows: **Original Certificate of Title No. 33977**  
“A parcel of land (Lot No. 3901 of the cadastral survey of Alangalang, Leyte, with the improvements thereon. Situated in the Barrio of Santol, Municipality of Alangalang, Leyte. Bounded on the NE by Lot Nos. 3902, 3900, 3899, 3893 and 3908; on the SE by Lot Nos. 3898, 3908, the Hibocawan River and Lot No. 3917; on the SW. by Lot Nos. 3917 and 3907; on the W. by Lot No. 3900; and on the NW., by Lot No. 3903....containing an area of ONE HUNDRED FIFTY-TWO THOUSAND EIGHT HUNDRED AND THIRTY-THREE (152,833) SQUARE METERS, more or less, registered in the name of Esteban Cadiente, married to Tranquilina Macayan; Remegia Cadiente, single; Paulina Cadiente, the wife of Inocentes Liporada; Pascuala Cadiente, the wife of Jose Macayan; Miguel Cadiente, married to Victoria Caaya; Gregorio Cadiente, married to Petra Tampol”.  
13. The plaintiffs mentioned in the immediately preceding paragraph are the lawful heirs of the late Benito Solar as evidenced by their Certificate of Births which are hereto attached as **ANNEXES D through H**. The plaintiffs Francisco Solar, Vicente Solar, Soledad Solar-Sulla, Nelda Solar-Celino executed as Special Power of Attorney authorizing their sibling and co-heir, FRANCISCA SOLAR-BRAZIL to represent them in the filing of this case;  
14. Plaintiffs Romeo Alonzo Cadiente, Felix Cadiente Lorica and Jose Arnel Lanrito Cadiente are the most proximate surviving relatives of registered owners of Lot No. 3901 which is the real property covered by Original Certificate of Title No. 33977;  
15. Romeo Alonzo Cadiente is the son of Pedro Cadiente who was the son of Miguel Cadiente, the latter being one of the registered owners of Lot No. 3901 described under Original Certificate of Title No. 33977;  
16. Felix Cadiente Lorica is the son of Paciencia Cadiente, granddaughter of Miguel Cadiente;  
17. Jose Arnel Lanrito Cadiente is the son of Salvador Cadiente, son of Salvador Pacle Cadiente, son of Melesio Cadiente, the latter being the son of Esteban Cadiente who was one of the registered owners of Lot No. 3901 described under Original Certificate of Title No. 33977;  
18. The aforementioned Lot No. 3901 is covered by two tax declarations, namely: Tax Declaration No.: 08-02-050-00020 and Tax Declaration No.: 08-02-050-00078  
19. The plaintiffs discovered that herein defendants had encroached into some of the portions of their real property. The defendants claimed that they were the registered owners of the subject real property based on a copy of an alleged Original Certificate of Title No.: OC-21567;  
20. Sometime on the year 1961, the late Benito Solar acquired a portion of the aforementioned property from the Cadientes evidenced by the *Affidavit of Transfer of Real Property*. Thereafter, he has declared that portion in his name for purposes of taxation, among others as proved by Tax Declaration No.: 08-02-050-00078;  
21. The plaintiffs lately discovered that herein defendants had encroached into some of the portions of their real property. The defendants claimed that they were the registered owners of the subject real property based on a copy of an alleged Original Certificate of Title No.: OC-21567;  
22. FRANCISCO REBOSO MACAYAN, ancestor of the lot under the fictitious Original Certificate of Title No.: OC-21567, is now dead and was succeeded by his children, namely: Teresa M. Cebrero, Sabelita M. Sulla, Francisco P. Macayan, Jr., Antonio P. Macayan, Norberto P. Macayan, Hipolito P. Macayan, Josefina P. Macayan, Jesus P. Macayan, Bendio P. Macayan, and Remedios Macayan-Gebe;  
23. The alleged successors of Francisco Reboso Macayan had unlawfully sold portions of Lot 3901 and invited other persons to build houses and live thereon as well despite having a fraudulent and unlawful title to the same;  
24. The later and subsequent issuance of Original Certificate of Title No.: OC-21567 is fraudulent and irregular as Original Certificate of Title No. 33977 still exists and had not been cancelled;  
25. Defendant's insistence on their claim of ownership over the subject property casts a cloud of doubt on plaintiffs rightful ownership and possession of the same;  
26. The plaintiffs have brought the matter to the proper Lupong Tagapamayapa with the hope of having it amicably settled, but to no avail; a *Certification to File Action* was thus issued to this effect, copy of which is hereto attached as **ANNEX- “L”**;  
27. By way of defendants' act of unlawfully claim of ownership and acts of encroaching upon and possessing the subject property, the plaintiffs were forced to litigate and engage the services of the undersigned counsel for the filing of the instant case for an acceptance fee of PHP30,000.00 and PHP3,000.00 per appearance;  
28. Plaintiffs had been suffering from serious anxiety and mental anguish by reason of the baseless claims of the defendants on the subject property and for which suffering, plaintiffs deserve compensation by way of moral damages which if quantified would amount to PHP30,000.00;  
29. Plaintiffs were also compelled to pay the amount of Docket, Mediation and other Filing Fees, and are expecting to spend to amount of PHP25,000.00 as incidental and litigation expenses;  
30. To forestall the defendants from further disturbing the plaintiffs in their peaceful ownership, use and possession of the subject property, they should be assessed to compensate the plaintiffs the sum of PHP10,000.00 in exemplary damages.  
**PRAYER**  
**WHEREFORE, FOREGOING PREMISES CONSIDERED**, it is most respectfully prayed for that upon due notice and hearing, that judgment be rendered, to wit:  
1. Upholding the validity of **Original Certificate of Title No. 33977**, covering Lot No. 3901 for all intents and purposes;  
2. Declaring herein plaintiffs as the lawful and absolute successors-in-interest of Lot No. 3901 situated in the

2.5472 hectares;  
19. At the time of filing of this complaint, the assessed value of the real property covered by the same Tax Declaration are as follows:  
a. Tax Declaration No.: 08-02-050-00020 - PHP141,460.00; and b. Tax Declaration No.: 08-02-050-00078 - PHP35,370.00  
20. Sometime on the year 1961, the late Benito Solar acquired a portion of the aforementioned property from the Cadientes evidenced by the *Affidavit of Transfer of Real Property*. Thereafter, he has declared that portion in his name for purposes of taxation, among others as proved by Tax Declaration No.: 08-02-050-00078;  
21. The plaintiffs lately discovered that herein defendants had encroached into some of the portions of their real property. The defendants claimed that they were the registered owners of the subject real property based on a copy of an alleged Original Certificate of Title No.: OC-21567;  
22. FRANCISCO REBOSO MACAYAN, ancestor of the lot under the fictitious Original Certificate of Title No.: OC-21567, is now dead and was succeeded by his children, namely: Teresa M. Cebrero, Sabelita M. Sulla, Francisco P. Macayan, Jr., Antonio P. Macayan, Norberto P. Macayan, Hipolito P. Macayan, Josefina P. Macayan, Jesus P. Macayan, Bendio P. Macayan, and Remedios Macayan-Gebe;  
23. The alleged successors of Francisco Reboso Macayan had unlawfully sold portions of Lot 3901 and invited other persons to build houses and live thereon as well despite having a fraudulent and unlawful title to the same;  
24. The later and subsequent issuance of Original Certificate of Title No.: OC-21567 is fraudulent and irregular as Original Certificate of Title No. 33977 still exists and had not been cancelled;  
25. Defendant's insistence on their claim of ownership over the subject property casts a cloud of doubt on plaintiffs rightful ownership and possession of the same;  
26. The plaintiffs have brought the matter to the proper Lupong Tagapamayapa with the hope of having it amicably settled, but to no avail; a *Certification to File Action* was thus issued to this effect, copy of which is hereto attached as **ANNEX- “L”**;  
27. By way of defendants' act of unlawfully claim of ownership and acts of encroaching upon and possessing the subject property, the plaintiffs were forced to litigate and engage the services of the undersigned counsel for the filing of the instant case for an acceptance fee of PHP30,000.00 and PHP3,000.00 per appearance;  
28. Plaintiffs had been suffering from serious anxiety and mental anguish by reason of the baseless claims of the defendants on the subject property and for which suffering, plaintiffs deserve compensation by way of moral damages which if quantified would amount to PHP30,000.00;  
29. Plaintiffs were also compelled to pay the amount of Docket, Mediation and other Filing Fees, and are expecting to spend to amount of PHP25,000.00 as incidental and litigation expenses;  
30. To forestall the defendants from further disturbing the plaintiffs in their peaceful ownership, use and possession of the subject property, they should be assessed to compensate the plaintiffs the sum of PHP10,000.00 in exemplary damages.  
**PRAYER**  
**WHEREFORE, FOREGOING PREMISES CONSIDERED**, it is most respectfully prayed for that upon due notice and hearing, that judgment be rendered, to wit:  
1. Upholding the validity of **Original Certificate of Title No. 33977**, covering Lot No. 3901 for all intents and purposes;  
2. Declaring herein plaintiffs as the lawful and absolute successors-in-interest of Lot No. 3901 situated in the

Barrio of Santol, Municipality of Alangalang, Leyte and covered by **Original Certificate of Title No. 33977**, for all intents and purposes, to the exclusion of the defendants and all other persons acting through their behest or deriving rights through them;  
3. Cancelling and nullifying **Original Certificate of Title No.: OC-21567** covering Lot No. 3901, the same title having been obtained by the defendants illegally unregularly and fraudulently;  
4. Ordering the defendants to refrain from entering the premises of Lot No. 3901, surrender the possession, beneficial use and other rights incidental to ownership in favor of the plaintiffs and from further making the misrepresentation to the public that they are the lawful owners thereof;  
5. Ordering the annulment of any and all disposition of portions of the same lot to other persons at the behest and misrepresentations of any and all defendants; and  
6. Ordering the defendants to solidarily reimburse the plaintiffs the following:  
a. Lawyer's Fee - PHP30,000.00;  
b. Lawyer's Appearance Fee- PHP3,000.00/per appearance;  
c. Incidental and Litigation Expenses - PHP25,000.00;  
d. Moral Damages - PHP30,000.00;  
e. Exemplary Damages-PHP10,000.00  
Other reliefs just and equitable under the circumstances are likewise prayed for. September 5, 2018; Tacloban City, Leyte.  
**TDCT & PARTNERS LAW OFFICES**  
M/B Yu Bldg., Real St., Tacloban City 6500  
Counsel for the Plaintiffs  
By:  
(Sgd.) ATTY. RONELITO O. TICOY  
Attys. Roll No. 51444/ May 10, 2006  
IBP OR No. 1067445/01/03/18/Leyte Chapter PTR No. 7697166/01/03/18/ Tacloban City  
MCLE Compliance No. V-0004454, 11-12-2014  
Phone No.: 09173219713  
X-----X  
**VERIFICATION AND CERTIFICATION OF NON-FORUM SHOPPING**  
**I, FRANCISCA SOLAR BRAZIL**, of legal age, after having been duly sworn in accordance with law, depose and state that:  
1. I am one of the plaintiffs and the duly authorized representative of my co-plaintiffs in the above-stated case;  
2. I caused the preparation of the foregoing AMENDED COMPLAINT in my behalf and that of my co-plaintiffs pursuant to the authority that they have vested in me;  
3. I have read the contents thereof and the facts stated therein are true and correct of my personal knowledge and/or on the basis of copies of documents and records in my possession;  
4. I have not commenced any other action or proceeding involving the same issues in the Supreme Court, the Court of Appeals, or any other tribunal or agency;  
5. To the best of my knowledge and belief, no such action or proceeding is pending in the Supreme Court, the Court of Appeals, or any other tribunal or agency. If I should thereafter learn that a similar action or proceeding has been filed or is pending before the Supreme Court, the Court of Appeals, or any other tribunal or agency, I undertake to report that fact within five (5) days therefrom to this Honorable Court.  
IN WITNESS WHEREOF, I have hereunto affixed my signature this day, SEP 05, 2018, in Tacloban City, Philippines.  
**(Sgd.) FRANCISCA SOLAR BRAZIL**  
Affiant  
OSCA ID NO. 0068  
SUBSCRIBED AND

SWORN TO Before me this day, SEP 05, 2018, in the City of Tacloban, Leyte, Philippines, affiant being personally known to me. Witness my hand and seal in the date and place above-mentioned.  
**(Sgd.) ATTY. ARRA CHARMAINE L. DEL CASTILLO**  
Notary Public until December 31, 2019  
Commission No. 2018-07-81  
for Tacloban City and Leyte  
Attys. Roll No. 70789/ June 4, 2018  
IBP OR No. 043073/May 28, 2018/Leyte  
PTR No. 7781701/June 11, 2018/Tacloban City  
(See Annexes):





**Pusher...**  
...from Page 5

the national capital region to become an economic workforce in their localities. The program was aimed at economic recovery after severe losses for the prolonged locking of people. It was not a program to promote public safety and public health.

People were then pre-conditioned that the corona virus disease is not a risk anymore as the communities had gradually moved to normalcy. The declaration was made without subjecting the people to the promised mass testing that would ensure their safety. The field outside homes remains unclear of the covid19 virus but people were sent out to meet each other and exchange health conditions and hazards.

**God's...**  
...from Page 4

from hell fire, from eternal damnation.

Which leads us to another God-urged priority for us, which we can hardly fathom. Why would He want us to prioritize heavenly things, our personal sinner-savior relationship with Christ, and things like these, over and above our preoccupations with worldly things? Again, we may not get it fully now because we are still in this world. But the moment we die and eventually land in the after-life, we will then realize that our worldly pursuits were in vain, because what counts most is our eternal destiny, and what we will reap in eternity after our earthly sojourn. If we ignore God and His Word and the free gift of salvation in Christ Jesus, then we will suffer rejection in His kingdom as well and will be cast into hell fire instead. But if we heed His Word and obey it, most especially in the area of salvation by ac-

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Sometime in the near past, government implemented a Balik Probinsiya program that was aimed at decongesting the highly dense metro Manila. People in the slums and those dubbed as informal settlers were sent back to their respective provinces. That program only succeeded in providing free rides to people from the metropolis to the provinces. Without sustainable economic activities that would support their basic needs, the returnees easily went back to the metropolis where daily bread could easily be found on the streets and slums.

This time, people were forced to go back to the provinces amidst the pandemic due to the irresistible strong force of pushers.

comments to [alellema@yahoo.com](mailto:alellema@yahoo.com)

cepting Christ and His finished atonement by faith, then we will have a place in heaven.

What about this priority by God in allowing sin to enter into this world through Adam and Eve instead of blocking its entry here, does it not confuse you? Probably it does, as most people are asking why God had allowed sin in. What a shocking priority from our human point of view! But again, it's just now that such priority has become discernable. God loved us so much, but this we cannot understand. To demonstrate this love, He allowed sin to contaminate the world so He can offer His son as a sacrifice for sin, that whosoever will believe in Him (Christ) should not perish (go to hell) but have everlasting life (in heaven). That's love in action.

You see, God's thoughts are not our thoughts; nor are His ways our ways. His priorities that we do not comprehend at first are always perfect. Let's trust Him then for directions in our lives, which we can read from His Words, the Bible.



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# DOH, Tingog turn over 8 new ambulances in Eastern Visayas

TACLOBAN CITY- The Department of Health (DOH) and Tingog party-list turned over on Tuesday, June 9, eight new land ambulances for local government units in Eastern Visayas.

The ambulances were released as assistance for the Motor Transport Vehicle-Land Ambulance Project 2019 to several local government units in Eastern Samar, Samar, Southern Leyte, and Leyte provinces under the DOH-Eastern Visayas Health Facility Enhancement Program (HFEP), through the effort of Tingog party-list Representative Yedda Marie Romualdez.

Philip Jude Acidre, chief political officer of Tingog party-list, said Romualdez was instrumental in the realization of the new ambulances after coordinating with DOH-Eastern Visayas and several district congressmen including Leyte First District Rep. and House Majority Floor Leader Ferdinand Martin Romualdez.

According to him, when the 2020 National Expenditure Program was submitted to Congress, they noted that none of the proposed infrastructure and ambulance projects under the HFEP submitted by



DOH-Eastern Visayas was included.

"(Thus) we asked the DOH officials present during the budget hearings to include funding for these proposed projects. Eventually, DOH listened, and thankfully we were able to convince them," Acidre said.

He disclosed that the passage of the 2020 General Appropriations Act included the allocation for 34 land ambulances and funding for several hospital infrastructure projects in Leyte and Northern Samar provinces, including more P70 million for the Eastern Visayas Regional Medical Center (EVRMC) in Tacloban City.

"This is exactly how true regional representation should work. While we give

our best in extending everyday social services such as medical assistance programs, crisis intervention, livelihood projects and relief in times of disasters, greater attention should be given in ensuring that impactful projects in education and healthcare are prioritized," he said.

"Although because of budget realignment due to the coronavirus disease 2019 (COVID-19) response, the implementation of several of these infrastructure projects would be delayed. Tingog party-list nonetheless is happy to report that of the more than a hundred infrastructure projects that it was able to push for in its first year in office, a significant majority of these were allocated to hospitals and state colleges and universi-

ties. This is a testament to our commitment to work for true regional development," added Acidre.

Meanwhile, Acidre disclosed about another milestone for Tingog party-list and for Eastern Visayas as two of its priority bills authored by the Romualdez couple were already approved on second reading.

These are House Bill 1154 which proposes for an increase of bed capacity of the Eastern Visayas Regional Medical Center (EVRMC) in Tacloban City from 500 to 1,500 and House Bill 1152 which calls for the renaming of the Schistosomiasis Hospital into Governor Benjamin T. Romualdez General Hospital with a bed capacity of 100.

(RONALD O.REYES)



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