



Republic of the Philippines  
Supreme Court  
Manila

THIRD DIVISION

NOTICE

Sirs/Mesdames:

*Please take notice that the Court, Third Division, issued a Resolution dated February 5, 2020, which reads as follows:*

**“G.R. No. 230726 (PEOPLE OF THE PHILIPPINES, *plaintiff-appellee* v. AMADO MAGTAAS, *accused-appellant*.)** — The Court of Appeals elevated the records of this case to this Court on April 12, 2017<sup>1</sup> pursuant to its October 14, 2016 Resolution,<sup>2</sup> which gave due course to the Notice of Appeal<sup>3</sup> filed by accused-appellant Amado Magtaas.

In its June 5, 2017 Resolution,<sup>4</sup> this Court noted the records of this case forwarded by the Court of Appeals and required the parties to file their respective supplemental briefs.

In its September 27, 2017 Resolution,<sup>5</sup> this Court noted the Manifestation filed by the Office of the Solicitor General<sup>6</sup> stating that it will no longer file a supplemental brief, and accused-appellant’s Supplemental Brief.<sup>7</sup>

After an evaluation of the records of this case, this Court resolves to **DISMISS** the Appeal of accused-appellant for his failure to sufficiently show reversible error in the assailed Court of Appeals’ March 17, 2016 Decision<sup>8</sup> warranting the exercise of this Court’s appellate jurisdiction.

**WHEREFORE**, the findings of fact and conclusions of law of the Court of Appeals in CA-G.R. CR-HC No. 05688 are **AFFIRMED with MODIFICATIONS**.

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<sup>1</sup> *Rollo*, p. 1.

<sup>2</sup> *Id.* at 22.

<sup>3</sup> *Id.* at 19–21.

<sup>4</sup> *Id.* at 24–25.

<sup>5</sup> *Id.* at 45–46.

<sup>6</sup> *Id.* at 27–32.

<sup>7</sup> *Id.* at 35–44.

<sup>8</sup> *Id.* at 2–18. The Decision was penned by Associate Justice Edwin D. Sorongon, and concurred in by Associate Justices Ricardo R. Rosario and Marie Christine Azcarraga-Jacob of the Sixteenth Division, Court of Appeals, Manila.

Accused-appellant Amado Magtaas is found **GUILTY** beyond reasonable doubt of three (3) counts of qualified rape, punished under Article 266-B of the Revised Penal Code, and is sentenced to suffer the penalty of *reclusion perpetua*, without eligibility for parole, for each count. He is ordered to pay the victim civil indemnity, moral damages, and exemplary damages, in the amount of One Hundred Thousand Pesos (₱100,000.00) each, for each count.<sup>9</sup>

All damages awarded shall be subject to the rate of six percent (6%) per annum from the finality of this Resolution until its full satisfaction.<sup>10</sup>

**SO ORDERED.”**

Very truly yours,

*Misael Domingo C. Battung III*  
**MISAELO DOMINGO C. BATTUNG III**  
*Division Clerk of Court*  
*gms 2/5/20*

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The Presiding Judge  
REGIONAL TRIAL COURT  
Branch 63, Calaug, Quezon  
(Crim. Case No. 4251-C to 4253-C)

CSSupt. Gerardo F. Padilla  
Superintendent  
New Bilibid Prison North  
BUREAU OF CORRECTIONS  
1770 Muntinlupa City

Mr. Amado Magtaas  
c/o The Superintendent  
New Bilibid Prison North  
BUREAU OF CORRECTIONS  
1770 Muntinlupa City

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<sup>9</sup> *People v. Jugueta*, G.R. No. 202124, April 5, 2016 [Per J. Peralta, En Banc].

<sup>10</sup> *Nacar v. Gallery Frames*, 716 Phil. 267 (2013) [Per J. Peralta, En Banc].