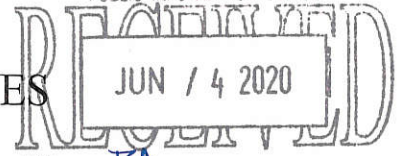




SUPREME COURT OF THE PHILIPPINES  
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BY: TCA  
TIME: 8:09

REPUBLIC OF THE PHILIPPINES  
SUPREME COURT  
Manila

SECOND DIVISION

NOTICE

Sirs/Mesdames:

Please take notice that the Court, Second Division, issued a Resolution dated **12 February 2020** which reads as follows:

“**G.R. No. 235781** (*People of the Philippines v. Marcial Magdasoc y Nario*). – This is an appeal<sup>1</sup> under Section 13(c), Rule 124 of the Rules of Court, as amended, seeking to reverse and set aside the Decision<sup>2</sup> dated August 17, 2017 issued by the Court of Appeals (CA) in CA-G.R. CR-HC No. 08082, convicting accused-appellant Marcial Magdasoc y Nario of the crime of Murder.

After an exhaustive review of the allegations, issues, and arguments presented by the parties, the Court resolves to **DISMISS** the appeal for failure to sufficiently prove that the CA committed a reversible error in its disputed decision, as to warrant the exercise by this Court of its discretionary appellate jurisdiction.

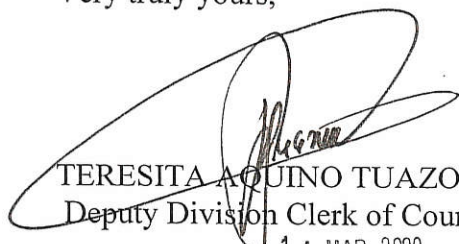
**WHEREFORE**, premises considered, the Court **ADOPTS** and **AFFIRMS** the findings of fact and conclusions of law in the Decision dated August 17, 2017 of the Court of Appeals in CA-G.R. CR-HC No. 08082. Accordingly, accused-appellant Marcial Magdasoc y Nario is found **GUILTY** beyond reasonable doubt of the crime of Murder. He is **SENTENCED** to suffer the penalty of *reclusion perpetua* and is further **ORDERED** to pay the heirs of the late Christopher Naag ₱75,000.00 as civil indemnity, ₱75,000.00 as moral damages, ₱75,000.00 as exemplary damages, and ₱50,000.00 as temperate damages, plus interest of six percent (6%) *per annum* on each monetary award reckoned from the date of the finality of this Resolution until full payment.

<sup>1</sup> CA rollo, pp. 118-120.

<sup>2</sup> Penned by Associate Justice Leoncia Real-Dimagiba, with Associate Justices Apolinario D. Bruselas, Jr. and Henri Jean Paul B. Inting (now a Member of this Court); *id.* at 98-113.

**SO ORDERED.”** (Inting, J., no part as he concurred in the assailed Court of Appeals decision; Caguioa, J., designated additional Member per Raffle dated November 20, 2019.)

Very truly yours,

  
TERESITA AQUINO TUAZON  
Deputy Division Clerk of Court *Utah 3/10*  
11 MAR 2020

OFFICE OF THE SOLICITOR GENERAL (reg)  
134 Amorsolo Street  
1229 Legaspi Village  
Makati City

PUBLIC ATTORNEY'S OFFICE (reg)  
Special & Appealed Cases Service  
Department of Justice  
5<sup>th</sup> Floor, PAO-DOJ Agencies Building  
NIA Road corner East Avenue  
Diliman, 1104 Quezon City

MARCIAL MAGDASOC y NARIO (reg)  
Accused-Appellant  
c/o The Director  
Bureau of Corrections  
1770 Muntinlupa City

THE DIRECTOR (reg)  
Bureau of Corrections  
1770 Muntinlupa City

HON. PRESIDING JUDGE (reg)  
Regional Trial Court, Branch 1  
Legazpi City, Albay  
(Crim. Case No. 13153)

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Supreme Court, Manila

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Ermita, 1000 Manila  
CA-G.R. CR-H.C. No. 08082

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GR235781. 2/12/2020(158)URES