

**REPUBLIC OF THE PHILIPPINES
COURT OF TAX APPEALS
QUEZON CITY**

THIRD DIVISION

**LEPANTO CONSOLIDATED
MINING CORPORATION,**

Petitioner,

CTA CASE NO. 8889

Members:

-versus-

**BAUTISTA, Chairperson;
FABON-VICTORINO, and
RINGPIS-LIBAN, JJ.**

**COMMISSIONER OF INTERNAL
REVENUE,**

Respondent.

**Promulgated:
FEB 04 2015**

Attn 3:00 p.m.

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RESOLUTION

On January 29, 2015, counsel for petitioner, Atty. Asisclo A. Castañeda, III and counsel for respondent, Attys. Sylvia R. Alma Jose and Rowell B. Vicente, appeared for the Pre-trial Conference.

When asked why there was no Pre-trial Brief filed for petitioner, counsel for petitioner explained that he found out only about the Notice of Pre-trial Conference on January 28, 2015 since it appeared that their office had a problem with the routing of documents and apologized for the oversight. Record shows that the Notice of Pre-trial Conference was received by the office of petitioner on November 5, 2014.

For petitioner's failure to file the Pre-trial Brief despite notice and upon motion of counsel for respondent, this case was dismissed.

SO ORDERED.


LOVELL R. BAUTISTA
Associate Justice

(On Leave)
ESPERANZA R. FABON-VICTORINO
Associate Justice


MA. BELEN M. RINGPIS-LIBAN
Associate Justice