

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

SECOND DIVISION

LISP-II LOCATORS' ASSOCIATION,
INCORPORATED

Petitioner,

- versus -

COMMISSIONER OF INTERNAL REVENUE,
Respondent.

C.T.A. CASE NO. 7906

Members:

CASTAÑEDA, JR., Chairperson;
UY, and
ENRIQUEZ, JJ.

Promulgated:

NOV 20 2009

X -----X
4:05 p.m.

RESOLUTION

When this case was called for the initial presentation of the evidence for the petitioner, only counsel for respondent, Atty. Janet L. Martinez, appeared.

Record shows that this is the second time that petitioner failed to appear for the initial presentation of evidence for the petitioner. Record further shows that petitioner also failed to comply with the Resolution dated October 14, 2009, ordering petitioner to cause the appearance of its new counsel, despite notice. Upon these grounds, counsel for respondent moved that the case be dismissed for failure to prosecute. Finding merit in the motion, the same is hereby GRANTED.

WHEREFORE, the case in caption is hereby DISMISSED for failure to prosecute (Section 3, Rule 17 of the 1997 Rules of Civil Procedure, as amended).

SO ORDERED.

(On Leave)
JUANITO C. CASTAÑEDA, JR.
Associate Justice


ERLINDA P. UY
Associate Justice


OLGA PALANCA ENRIQUEZ
Associate Justice