

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

EN BANC

PRUDENTIAL BANK,
Petitioner,

C.T.A. EB No. 317
(C.T.A. CASE No. 7380)

-versus-

**COMMISSIONER OF INTERNAL
REVENUE,**
Respondent.

Present:
Acosta, P.J.
Castañeda, Jr.,
Bautista,
Uy,
Casanova, and
Palanca-Enriquez, JJ.

Promulgated:

FEB 13 2008

WPA Palanca-Enriquez
3:25 pm.

X-----

X-----

RESOLUTION

CASTAÑEDA, JR., J.:

This resolves petitioner's "Motion to Withdraw the Petition" filed on December 3, 2007.

Petitioner Prudential Bank filed its "Petition for Review" on October 18, 2007 (within the approved extension to file the petition) with the Court *En Banc* appealing the Decision and the Resolution dated July 4, 2007 and September 11, 2007, respectively, rendered by the First Division in C.T.A. Case No. 7380.

In compliance with our resolution dated December 18, 2007, We noted that on January 22, 2008, respondent filed his Comment. On *je*

1/2

February 7, 2008 (one day late), petitioner submitted to this Court the Certificate of Availment issued on November 21, 2007 as well as the certified true copies of the documents attached to the motion.

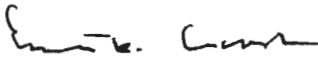
Finding the motion to be well taken, the same is hereby GRANTED.

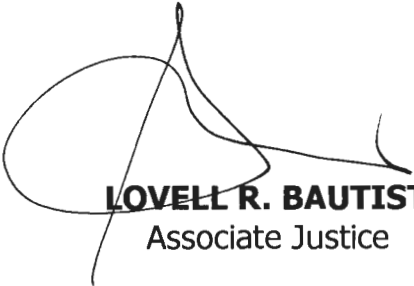
WHEREFORE, petitioner's petition is hereby deemed **WITHDRAWN**, and the case in caption is hereby considered **CLOSED** and **TERMINATED**.

SO ORDERED.


JUANITO C. CASTAÑEDA, JR.
Associate Justice

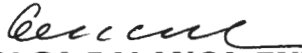
WE CONCUR:


ERNESTO D. ACOSTA
Presiding Justice


LOVELL R. BAUTISTA
Associate Justice


ERLINDA P. UY
Associate Justice


CAESAR A. CASANOVA
Associate Justice


OLGA PALANCA-ENRIQUEZ
Associate Justice

113