

REPUBLIC OF THE PHILIPPINES
Court of Tax Appeals
QUEZON CITY

EN BANC

EVA AIRWAYS CORPORATION,
Petitioner,

C.T.A. E.B. NO. 158
(C.T.A. CASE NO. 6708)

Present:

-versus-

ACOSTA, Presiding Justice
CASTAÑEDA, JR.,
BAUTISTA,
UY,
CASANOVA, and
PALANCA-ENRIQUEZ, JJ.

COMMISSIONER OF INTERNAL
REVENUE,
Respondent.

Promulgated:

~~MAY 2~~⁴ 2007 

X ----- X

RESOLUTION

PALANCA-ENRIQUEZ, J.:

For resolution is petitioner's "Motion To Dismiss" filed on May 16, 2007 praying that the case be dismissed on the ground that petitioner applied for abatement with the BIR and paid the total amount of P45,199,111.34, representing full settlement of its tax liability, subject of the present case. Attached to the motion are certified true copies of the Termination Letters issued by BIR Commissioner Jose Mario C. Buñag on January 17, 2007. 

Considering that the BIR Commissioner has approved the application for abatement of the petitioner in his Termination Letters dated January 17, 2007, the present motion is hereby treated as a Motion To Withdraw Petition, which is hereby **GRANTED**.

WHEREFORE, the present petition is deemed withdrawn. This case is hereby considered **CLOSED** and **TERMINATED**.

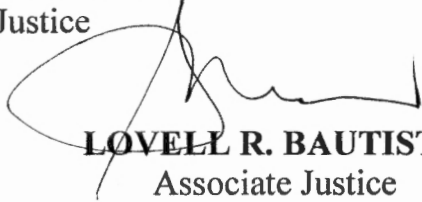
SO ORDERED.


OLGA PALANCA-ENRIQUEZ
Associate Justice

WE CONCUR:


ERNESTO D. ACOSTA
Presiding Justice

(Inhibited)
JUANITO C. CASTAÑEDA, JR.
Associate Justice


LOVELL R. BAUTISTA
Associate Justice


ERLINDA P. UY
Associate Justice


CAESAR A. CASANOVA
Associate Justice