

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

FIRST DIVISION

ORCA ENERGY, INC.,

Petitioner,

C.T.A. CASE NO. 7600

- versus -

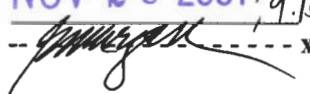
Members:

**Acosta, Chairperson,
Bautista, and
Casanova, JJ.**

**COMMISSIONER OF INTERNAL
REVENUE,**

Respondent.

Promulgated:

NOV 28 2007, 9:15 AM


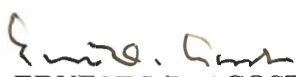
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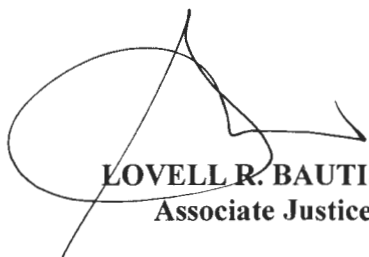
RESOLUTION

Confirming the order in open court on November 20, 2007, upon oral manifestation of petitioner's counsel that the amount of Three Million Seven Hundred Forty-Seven Thousand Six Hundred Eighty-Two (P3,747,682.00) Pesos, representing petitioner's excess creditable withholding taxes for the taxable year 2004 and sought to be refunded in the instant Petition for Review, was actually carried over to the succeeding taxable year 2005, the "Motion For Leave To Withdraw Petition for Review" filed on November 9, 2007 is hereby **GRANTED**.

ACCORDINGLY, the instant Petition for Review is hereby **WITHDRAWN** and this case is deemed **CLOSED** and **TERMINATED**.

SO ORDERED.


ERNESTO D. ACOSTA
Presiding Justice


LOVELL R. BAUTISTA
Associate Justice


CAESAR A. CASANOVA
Associate Justice