

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

SECOND DIVISION

TOMEN TELECOM PHILIPPINES, INC.,

Petitioner,

C.T.A. CASE NO. 7433

- versus -

COMMISSIONER OF INTERNAL REVENUE,
Respondent.

Members:

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

Promulgated:

NOV 30 2006

X -----X

RESOLUTION

For failure of the counsel for petitioner to appear at today's hearing for the initial presentation of petitioner's evidence as well as his failure to appear at the Commissioner's hearing scheduled on November 6, 2006 for the pre-marking of petitioner's Exhibits and for his failure to comply with the Resolution of this Court, given in open court on August 31, 2006, to submit the required Joint Stipulation of Facts & Issues within fifteen (15) days from August 31, 2006, the above-captioned case is hereby DISMISSED for failure to prosecute (Section 3, Rule 17 of the 1997 Rules of Civil Procedure, as amended)

SO ORDERED.

Juanito C. Castañeda, Jr.
JUANITO C. CASTAÑEDA, JR.
Associate Justice

(on leave)
ERLINDA P. UY
Associate Justice

Olga Palanca-Enriquez
OLGA PALANCA-ENRIQUEZ
Associate Justice