

REPUBLIC OF THE PHILIPPINES
Court of Tax Appeals
QUEZON CITY

Third Division

AVELLANA & ASSOCIATES
INCORPORATED,

CTA CASE NO. 8316

Petitioner,

-versus-

Members:

*Bautista, Chairperson
Palanca-Enriquez, and
Cotangco-Manalastas, JJ.*

COMMISSIONER OF INTERNAL
REVENUE,

Promulgated:

Respondent.

SEP 17 2012

JP Fernandez 3:07 p.m.

X-----X

RESOLUTION

On July 25, 2012, petitioner filed a "Motion to Withdraw (The Petition for Review Dated 15 July 2011)," stating that it is currently discussing with the Bureau of Internal Revenue a possible amicable settlement of the dispute in this particular case.

On July 31, 2012, the Court issued a Resolution ordering respondent to comment on the "Motion to Withdraw (The Petition for Review Dated 15 July 2011)." However, on August 15, 2012, the Records Division issued a Records Verification stating that respondent failed to file her comment.

During the hearing held on August 23, 2012, the Court granted petitioner ten (10) days or until September 2, 2012 within which to file the appropriate pleading with regards to the withdrawal of the Petition for Review.

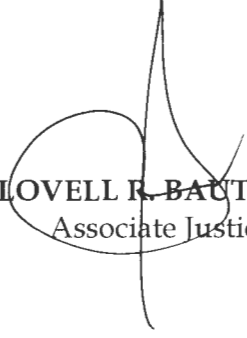
On September 6, 2012, petitioner filed its "Manifestation with Motion to Submit for Resolution (The Motion to Withdraw Petition Dated 20 July 2012)."

In view of the foregoing, the "Motion to Withdraw (The Petition for Review Dated 15 July 2011)" shall be resolved.

There being no objections from respondent, the Court sees no reason not to grant the "Motion to Withdraw (The Petition for Review Dated 15 July 2011)," as this will allow the parties to amicably settle the current dispute.

WHEREFORE, petitioner's "Motion to Withdraw (The Petition for Review Dated 15 July 2011)" is hereby **GRANTED**. The Petition for Review is hereby deemed **WITHDRAWN**. The case is now considered **CLOSED** and **TERMINATED**.

SO ORDERED.



LOVELL R. BAUTISTA
Associate Justice



OLGA PALANCA-ENRIQUEZ
Associate Justice



AMELIA R. COTANGCO-MANALASTAS
Associate Justice