

REPUBLIC OF THE PHILIPPINES
COURT OF TAX APPEALS
QUEZON CITY

PHILIPPINE AMERICAN
INVESTMENT CORPORATION,
Petitioner,

- versus -

C.T.A. CASE NO. 3008

COMMISSIONER OF INTERNAL
REVENUE,
Respondent.

X - - - - - X

R E S O L U T I O N

Acting on the "Manifestation And
Motion" filed by counsel for petitioner on
June 15, 1982, alleging:

"1. That one of the items being
contested in the above-entitled case
is the assessment for 35% withholding
tax against petitioner in the total
amount of ₱349,495.56 for the years
1973 and 1974;

"2. That on June 9, 1982, on the
strength of the letter-memorandum dated
February 8, 1982 of the undersigned
counsel together with documentary proofs
in support of the arguments embodied in
said memorandum, respondent Commissioner
of Internal Revenue rendered a decision
to the effect that the assessment for
deficiency withholding taxes against
petitioner for the years 1973 and 1974
in the sums of ₱189,766.12 and ₱159,729.44,
respectively, or a total of ₱349,495.56,
is withdrawn and cancelled. (Copy of
said decision dated June 9, 1982 is here-
to attached as Annex "A");

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"3. That another item in the instant case (Par. IV of Petition for Review) involves petitioner's liability for deficiency income tax of ₱2,754.25 and signified its willingness to pay said amount;

"4. That, pursuant to the computation of the Bureau of Internal Revenue, the total amount of ₱3,845.12 was paid by petitioner representing the deficiency income tax of ₱2,754.25, 5% surcharge and interest, as evidenced by Revenue Tax Receipt No. A-94833492 and Confirmation Receipt No. A-10009578 both dated June 9, 1982. (Xerox copies of said receipts are herewith enclosed as Annex "B");

"5. That in its Resolution dated March 26, 1982, this Honorable Court ordered the withdrawal and cancellation of the assessment for personal holding company tax for 1974 in the sum of ₱1,240,112.98 for reasons stated in the "Manifestation and Motion" filed by petitioner on December 14, 1981, which is one of the items being contested in the instant case.

AS PRAYED FOR, and without objection on the part of respondent, the said motion and manifestation is hereby GRANTED.

Let the petition for review be considered withdrawn and this case deemed closed and terminated.

SO ORDERED.

Quezon City, June 18, 1982.


ALEX Z. REYES
Associate Judge


AMANTE FILLER
Presiding Judge

Associate Judge CONSTANCE C. ROAQUIN is
on leave.

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