

REPUBLIC OF THE PHILIPPINES
COURT OF TAX APPEALS
QUEZON CITY

FIRST DIVISION

PEOPLE OF THE PHILIPPINES,
Plaintiff,

- versus -

MARIVIC BRIONES
DAVID BANGA
(Rm. 201 El Hogar Bldg.
Juan Luna Street, Binondo,
Manila)

and

BENJAMIN VALIC
(Room 416 F. Regina Building
Escolta, Manila)

(ALL AT LARGE)

Accused.

x- - - - - x

C.T.A. CRIM. CASE NO. Q-160
(I.S. No. 2004-806)
For: Violation of Section 3602
of the Tariff and Customs
Code, in relation to Article 172
of the Revised Penal Code

Members:
ACOSTA, Chairperson
UY, and
FABON-VICTORINO, JJ

Promulgated:

MAR 12 2010 3:41 pm

RESOLUTION

On December 04, 2009, the Court directed the State Prosecutor to amend the Information dated November 8, 2007, to reflect the correct name of the subject entity and to submit the originals or certified true copies of all the supporting documents especially the written approval or recommendation of the Commissioner of Customs to file the instant criminal case, for purposes of determining the existence of probable cause.

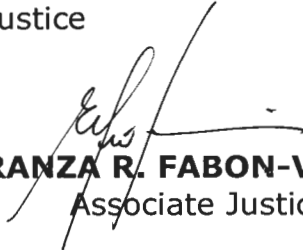
To date and despite the additional period granted, the State Prosecutor failed to fully comply with the Court's directive obviously indicating lack of interest to prosecute the case for a crime committed on July 10, 2001, or almost nine years ago.

WHEREFORE, this case is hereby DISMISSED for utter lack of interest to prosecute.

SO ORDERED.


ERNESTO D. ACOSTA
Presiding Justice


ERLINDA P. UY
Associate Justice


ESPERANZA R. FABON-VICTORINO
Associate Justice

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