REPUBLIC OF THE PHILIPPINES
COURT OF TAX APPEALS
QUEZON CITY

MAKATI DEVELOPMENT CORPORATION,
Petitioner,

- versus -

C.T.A. CASE NO. 3773

COMMISSIONER OF INTERNAL REVENUE,
Respondent.
x - - - - - - - - - - - - - - - - x

# R E S O L U T I O N

After careful consideration of the "Manifestation And Motion" filed by petitioner on December 9, 1988 praying that the resolution of this Court dated November 16, 1988 be set aside on the ground that the claim for refund involved herein has been applied against the income tax liability of petitioner for the succeeding taxable years, which resulted in the extinguishment of the claim for refund, and there being no objection on the part of respondent;

The Court resolves, as prayed for, to grant said motion.

Let the Resolution of this Court dated November 16, 1988 be set aside. Accordingly, the petition for review is considered withdrawn and the case deemed closed and terminated.

SO ORDERED.

Quezon City, Metro Manila, January 18, 1989.

AMANTE FILLER
Presiding Judge

ALEX Z. REYES
Associate Judge

CONSTANTE C. ROAQUIN
Associate Judge