

REPUBLIC OF THE PHILIPPINES
COURT OF TAX APPEALS
QUEZON CITY

CAMPOS RUEDA CORPORATION,
Petitioner,

- versus -

C.T.A. CASES NOS. 2828
& 2830

COMMISSIONER OF CUSTOMS,
Respondent.

X - - - - - X

6/11/81

R E S O L U T I O N

Treated in this resolution is the motion of respondent to dismiss the instant petitions for review for lack of interest to prosecute on the part of petitioner for failure to appear during the hearing of these cases on May 21, 1981.

Petitioner, in an unverified motion for postponement, asked that the hearing of the above-entitled cases set for May 21, 1981, be transferred to another date stating that he was committed to appear in the Court of First Instance of Manila on the same date for the hearing of Criminal Case Nos. 56712 to 56715 wherein the accused is supposedly facing criminal charges of murder and frustrated murder and alleging too that the hearing therein is intransferable in nature.

We cannot give merit to petitioner's aforesaid motion. Petitioner was sternly warned by the Court in its previous order dated April 23, 1981, granting petitioner's motion to postpone, that no further

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postponement will be allowed. The practice of some lawyers in filing unverified motions for postponement before the scheduled hearing of their cases and presuming that the same will be granted in their absence, evinces disrespect to the court, detracts from the decorum and dignity of the judicial proceeding, and is tantamount to trifling with the court, specially when they have already been sufficiently warned that no further postponement will be allowed. This practice should not be tolerated.

WHEREFORE, the motion of respondent to dismiss the above-entitled cases for lack of interest to prosecute is hereby GRANTED.

SO ORDERED.

Quezon City, June 11, 1981.

Amante Villar
AMANTE VILLAR
Presiding Judge

Alfred S. Reyes
ALFRED S. REYES
Associate Judge

Did not take part of
CONSTANTE C. ROAQUIN
Associate Judge