

REPUBLIC OF THE PHILIPPINES
COURT OF TAX APPEALS
Quezon City

Second Division

PEOPLE OF THE PHILIPPINES,
Plaintiff,

CTA CRIM CASE NO. O-1063

For: Violation of Section 255 in
relation to Sections 253(d)
and 256 of the NIRC of
1997, as amended

- versus -

Members:

RINGPIS-LIBAN, Chairperson
MODESTO-SAN PEDRO, and
FERRER-FLORES, JJ.

VIVID CONSTRUCTION, INC.,
RAYMUND D. FUTAD, and
ALEXANDER A. ANGOLUAN,
Accused.

Promulgated:

SEP 05 2023

x-----X
8:40 a.m.

RESOLUTION

On May 29, 2023, Plaintiff filed an Information against Vivid Construction, Inc., its President, Raymund D. Futad, and its Treasurer, Alexander A. Angoluan for violation of Section 255, in relation to Sections 253(d) and 256 of the NIRC of 1997, as amended, for income tax, expanded withholding tax and withholding tax on compensation for taxable year 2015.

However, the Court found that the Referral Letter and Joint Complaint-Affidavit appended to the Information are mere photocopies.

Thus, a Resolution was issued on June 22, 2023 ordering Plaintiff to submit within five (5) days from notice, the original or certified true copies of the (1) undated Referral Letter issued by Regional Director Atty. Jethro M. Sabariaga and (2) Joint Complaint-Affidavit signed by Wenceslao Concepcion, Jr. and Amerodin D. Hamdag, Jr. on August 31, 2022. Pending compliance, the judicial determination of probable cause was held in abeyance.

On August 15, 2023, the Judicial Records Division issued a Records Verification Report stating that Plaintiff failed to comply with the Resolution dated June 22, 2023.

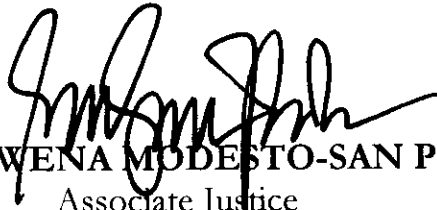
WHEREFORE, the instant case is **DISMISSED** without prejudice for the failure by Plaintiff to comply with the Resolution dated June 22, 2023.

SO ORDERED.



MA. BELEN M. RINGPIS-LIBAN

Associate Justice



MARIA ROWENA MODESTO-SAN PEDRO

Associate Justice

(On Leave)

CORAZON G. FERRER-FLORES

Associate Justice