

REPUBLIC OF THE PHILIPPINES
Court of Tax Appeals
QUEZON CITY

Second Division

**BEELINE HELICOPTERS,
INC.,**

CTA CASE NO. 10649

Petitioner,

-versus-

Members:

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

**COMMISSIONER OF
INTERNAL REVENUE,
MARIDUR V. ROSARIO,
REGIONAL DIRECTOR OF
REVENUE REGION NO. 8A
(MAKATI CITY) and ARNEL
SD. GUBALLA, DEPUTY
COMMISSIONER OF
INTERNAL REVENUE,**

Promulgated:

Respondents. NOV 27 2024

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x

RESOLUTION

For the Court's resolution is petitioner's *Motion to Withdraw Petition*, filed on July 17, 2024, without any comment from respondents.¹

Petitioner manifests that, following its current board of directors, it seeks to compromise the subject assessment rather than pursue its judicial appeal. As such, it now wishes to withdraw the current petition.

As per *Commissioner of Internal Revenue v. Nippon Express (Phils.) Corporation*,² an appeal before this Court may be withdrawn (1) at any time before the case is submitted for resolution; or (2) even after such submission and the filing of the appellee's brief or equivalent pleading, with the discretion of the Court.

Considering that this case has not yet been submitted for decision, and given the withdrawal is sought for meritorious reasons, the Court deems it appropriate to grant the withdrawal.

¹ See Records Verification, dated October 9, 2024, *Rollo*, unpaginated.

² G.R. No. 212920, September 16, 2015.

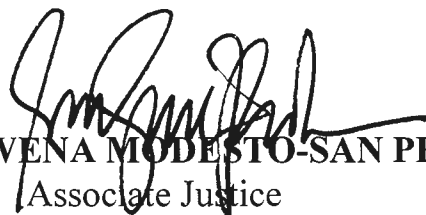
That said, the withdrawal of an appeal results in the assailed decision becoming final and executory.³ Consequently, the various issuances petitioner previously sought to annul shall become final and executory, any compromise reached by the parties notwithstanding.

ACCORDINGLY, petitioner's *Motion to Withdraw Petition*, filed on July 17, 2024, is hereby **GRANTED**. The instant Petition for Review is deemed **WITHDRAWN**, and this case is now **CLOSED** and **TERMINATED**.

SO ORDERED.



MA. BELEN M. RINGPIS-LIBAN
Associate Justice



MARIA ROWENA MODESTO-SAN PEDRO
Associate Justice

ON LEAVE
CORAZON G. FERRER-FLORES
Associate Justice

³ *Central Luzon Drug v. Commissioner of Internal Revenue*, G.R. No. 181371, March 2, 2011.