

REPUBLIC OF THE PHILIPPINES
COURT OF TAX APPEALS
QUEZON CITY

THIRD DIVISION

FIRST GEN GEOTHERMAL
POWER CORP.,

Petitioner,

- versus -

HON, KIM S. JACINTO-
HENARES – IN HER CAPACITY
AS THE COMMISSIONER OF
INTERNAL REVENUE,

Respondent.

C.T.A. CASE NO. 8773

Members:

BAUTISTA, *Chairperson*
FABON-VICTORINO, *and*
RINGPIS-LIBAN, JJ.

Promulgated:

JUL 10 2014
[Signature] 3:59 p.m.

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RESOLUTION

This resolves:

1. Petitioner's *Manifestation with Motion to Withdraw Petition* filed on June 16, 2014;
2. Respondent's *Comment and Motion* filed by registered mail on June 19, 2014; and
3. Respondent's *Manifestation and Submission* filed on June 23, 2014.

In its *Manifestation with Motion to Withdraw Petition*, petitioner moves to allow the withdrawal of the instant Petition for Review having paid and settled through Electronic Filing and Payment System¹ (EFPS) the deficiency documentary tax assessment subject of the instant case on June 4, 2014.

¹ Annex "A", *Manifestation with Motion to Withdraw Petition*.

In her *Comment and Motion* thereto, respondent interposes no objection to petitioner's *Motion to withdraw Petition*. However, she requests that the filing of her *Memorandum to petitioner's Motion for Suspension of Collection of Taxes and/or Issuance of Temporary Restraining Order* per Resolution dated June 5, 2014, be held in abeyance pending the resolution of petitioner's *Motion to Withdraw Petition*.

Finding merit and there being no objection registered by respondent, petitioner's *Motion to Withdraw Petition*, is hereby **GRANTED**.

On the other hand, the *Manifestation and Submission* filed by respondent on June 23, 2014, submitting additional four (4) copies of her *Comment and Motion* in compliance with the Revised Rules of the Court of Tax Appeals, is hereby **NOTED**.

WHEREFORE, the *Petition for Review* is deemed **WITHDRAWN**. Accordingly, the instant case is deemed **CLOSED** and **TERMINATED**.

SO ORDERED.



LOVELL R. BAUTISTA
Associate Justice



ESPERANZA R. FABON-VICTORINO
Associate Justice



MA. BELEN M. RINGPIS-LIBAN
Associate Justice