

**REPUBLIC OF THE PHILIPPINES
COURT OF TAX APPEALS
QUEZON CITY**

SECOND DIVISION

**PHILIPPINE GOLD PROCESSING AND
REFINING CORPORATION,**

Petitioner,

- versus -

C.T.A. CASE NO. 8168

COMMISSIONER OF INTERNAL REVENUE,

Respondent.

Members:

CASTAÑEDA, JR., Chairperson;
CASANOVA, and
MINDARO-GRULLA, JJ.

Promulgated:

NOV 24 2011

X -----X

2:30 p.m.

RESOLUTION

When this case was called for the hearing of petitioner's Motion to Commission ICPA, only counsel for respondent, Atty. Wilmer B. Dekit, appeared. Counsel for petitioner, Atty. Joseph Benedict G. Gesmundo, failed to appear despite due notice.

For failure of the petitioner's counsel to appear despite notice, and upon motion of respondent's counsel, the case is hereby DISMISSED for failure to prosecute.

SO ORDERED.


JUANITO C. CASTAÑEDA, JR.
Associate Justice


CAESAR A. CASANOVA
Associate Justice


CIELITO N. MINDARO-GRULLA
Associate Justice