

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

**FIRST DIVISION**

**F.F. CRUZ & CO., INC.,**

*Petitioner,*

~ versus ~

**COMMISSIONER OF INTERNAL  
REVENUE,**

*Respondent,*

**CTA CASE NO. 7909**

Members:

**ACOSTA, PJ,  
BAUTISTA, and,  
CASANOVA, JJ.**

**Promulgated:**

**JUL 29 2009**; 10:55 am

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**RESOLUTION**

On July 3, 2009, petitioner filed a "**Motion to Dismiss**" on the ground that respondent has already issued a Tax Credit Certificate over petitioner's claim for refund or issuance of a tax credit certificate of its income tax for the year 2006. The Court shall consider said Motion to be a Motion to Withdraw the Petition for Review.

Finding the motion to be well-taken, the same is hereby **GRANTED**.

**WHEREFORE**, the Petition for Review in the above-captioned case is deemed **WITHDRAWN** and the case is considered **CLOSED** and **TERMINATED**.

**SO ORDERED.**



**ERNESTO D. ACOSTA**

Presiding Justice



**LOVELL R. BAUTISTA**

Associate Justice

(Inhibited)

**CAESAR A. CASANOVA**

Associate Justice