

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

SECOND DIVISION

CA TELEMARKETING, INC.,
Petitioner,

- versus -

C.T.A. CASE No. 7826

**COMMISSIONER OF INTERNAL
REVENUE,**

Respondent.

Members:

CASTAÑEDA, JR., Chairperson;
UY, and
ENRIQUEZ, JJ.:

Promulgated:

OCT 14 2009

1:30 p.m.

X-----X

RESOLUTION

When this case was called on October 14, 2009 for the initial presentation of the evidence for the petitioner, only counsel for respondent, Atty. Amado Rey B. Pagarigan, appeared. Counsel for petitioner failed to appear despite due notice. Records show that petitioner had consecutively failed to present its evidence despite the numerous settings for its initial presentation of evidence, to wit: May 25, 2009, June 15, 2009, July 15, 2009, and in today's hearing, October 14, 2009.

WHEREFORE, for failure of petitioner to prosecute its action and upon motion of counsel for respondent, the Petition for Review in this case is hereby **DISMISSED** pursuant to Section 3, Rule 17 of the 1997 Rules of Civil Procedure and the above-captioned case is deemed **CLOSED** and **TERMINATED**.

SO ORDERED.


JUANITO C. CASTAÑEDA, JR.
Associate Justice


ERLINDA P. UY
Associate Justice


OLGA P. CANCA-ENRIQUEZ
Associate Justice