



Republic of the Philippines
Supreme Court
Manila

FIRST DIVISION

NOTICE

Sirs/Mesdames:

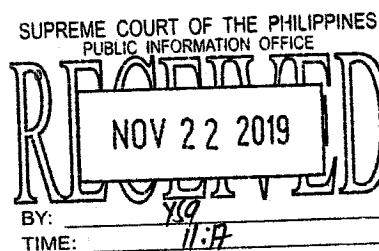
Please take notice that the Court, First Division, issued a Resolution dated **October 1, 2019** which reads as follows:

“G.R. No. 188080 (SIMPLEX INDUSTRIAL CORP., and VENSON D. PAZ, Petitioners, v. ERIC O. REBUSA, Respondent.) – After a judicious review of the records, the Court denies the petition for review for failure of the petitioners to show that the Court of Appeals (CA) committed reversible error in promulgating its June 6, 2008 decision in CA-G.R. SP No. 79416.

In his appeal, the petitioner Venson D. Paz begs this Court to reverse the March 17, 1998 decision of the Labor Arbiter declaring his solidary liability with Simplex Merchandising for illegally terminating the employment of the respondent. This We cannot do. Due to his failure to file any appeal thereon, the March 17, 1998 decision of the Labor Arbiter had already attained finality. Hence, there is nothing for this Court to review. It is settled that when a decision becomes final and executory, the court loses jurisdiction over the case and not even an appellate court would have the power to review the said judgment. Otherwise, there will be no end to litigation and will set to naught the main role of courts of justice which is to assist in the enforcement of the rule of law and the maintenance of peace and order by settling justiciable controversies with finality.¹ Fault should therefore fall upon the petitioner due to his negligence to make a timely appeal.


WHEREFORE, the Court **DENIES** the petition for review for being unmeritorious; **AFFIRMS** the June 6, 2008 decision of the Court of Appeals in CA-G.R. SP No. 79416; and **ORDERS** the petitioners **TO PAY** costs of suit. *Carandang, J., on official leave.*

¹ *Magalang v. Court of Appeals*, G.R. No. 173908, February 26, 2008, 546 SCRA 651, 657 citing *Macawiag v. Balindong*, G.R. No. 159210, September 20, 2006, 502 SCRA 454, 466.



SO ORDERED.”

Very truly yours,


LIBRADA C. BUENA
Division Clerk of Court

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Manila
(CA-G.R. SP No. 79416)

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Respondent
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