



Republic of the Philippines
Supreme Court
Manila

THIRD DIVISION

NOTICE

Sirs/Mesdames:

Please take notice that the Court, Third Division, issued a Resolution dated February 5, 2020, which reads as follows:

“G.R. No. 240698 (PEOPLE OF THE PHILIPPINES, *plaintiff-appellee* v. ROMMEL HAMADON y BANISA, *accused-appellant*). — The Court of Appeals elevated¹ the records of this case to this Court pursuant to its February 1, 2018 Resolution,² in which it gave due course to the Notice of Appeal³ filed by accused-appellant Rommel Hamadon y Banisa.

In its September 5, 2018 Resolution,⁴ this Court noted the records forwarded by the Court of Appeals and informed accused-appellant and plaintiff-appellee People of the Philippines, through the Office of the Solicitor General, that they may file their supplemental briefs.

In its January 21, 2019 Resolution,⁵ this Court noted the Manifestations filed by accused-appellant⁶ and plaintiff-appellee,⁷ stating that they would no longer file supplemental briefs.

After an evaluation of the case records, this Court resolves to dismiss the appeal of accused-appellant for his failure to sufficiently show any reversible error in the challenged November 10, 2017 Decision⁸ of the Court of Appeals, warranting the exercise of this Court’s appellate jurisdiction.

WHEREFORE, this Court **ADOPTS** the findings of fact and conclusions of law of the Regional Trial Court and the Court of Appeals.

¹ *Rollo*, p. 1.

² *Id.* at 28.

³ *Id.* at 23–25.

⁴ *Id.* at 29.

⁵ *Id.* at 44–45.

⁶ *Id.* at 34–38.

⁷ *Id.* at 39–43.

⁸ *Id.* at 2–22. The Decision was penned by Associate Justice Henri Jean Paul B. Inting (now a member of this Court) and was concurred in by Associate Justices Apolinario D. Bruselas, Jr. and Leoncia R. Dimagiba of the Twelfth Division, Court of Appeals, Manila.

The Court of Appeals' November 10, 2017 Decision in CA-G.R. CR HC No. 07679 is **AFFIRMED with MODIFICATION**. This Court finds accused-appellant Rommel Hamadon y Banisa **GUILTY** beyond reasonable doubt of the crime of rape. He is sentenced to suffer the penalty of *reclusion perpetua* without eligibility for parole in accordance with Republic Act No. 9346. Moreover, he is **ORDERED** to pay the victim AAA civil indemnity and moral damages worth ₱75,000.00 each.⁹

All damages awarded shall be subject to interest at the rate of six percent (6%) per annum from the finality of this Resolution until fully paid.¹⁰

SO ORDERED.”

Very truly yours,

Misael Domingo C. Battung III
MISAELO DOMINGO C. BATTUNG III
Division Clerk of Court

PUBLIC ATTORNEY'S OFFICE
Special & Appealed Cases Service
DOJ Agencies Building
East Avenue cor. NIA Road
Diliman, 1104 Quezon City

The Presiding Judge
REGIONAL TRIAL COURT
Branch 9, La Trinidad
2601 Benguet
(Crim. Case No. 06-CR-6540)

COURT OF APPEALS
CA G.R. CR HC No. 07679
1000 Manila

PUBLIC INFORMATION OFFICE
Supreme Court, Manila
[For uploading pursuant to A.M. 12-7-1-SC]

OFFICE OF THE SOLICITOR GENERAL
134 Amorsolo Street
Legaspi Village, 1229 Makati City

LIBRARY SERVICES
Supreme Court, Manila

CCSupt. Gerardo F. Padilla
Superintendent
New Bilibid Prison North
BUREAU OF CORRECTIONS
1770 Muntinlupa City

Judgment Division
JUDICIAL RECORDS OFFICE
Supreme Court, Manila

Mr. Rommel B. Hamadon
c/o The Superintendent
New Bilibid Prison North
BUREAU OF CORRECTIONS
1770 Muntinlupa City

240698

(239)
URES

/len

⁹ *People v. Jugueta*, 783 Phil. 806 (2016) [Per J. Peralta, En Banc].

¹⁰ *Nacar v. Gallery Frames*, 716 Phil. 267 (2013) [Per J. Peralta, En Banc].