



Republic of the Philippines

CITY OF BACOR

Province of Cavite

OFFICE OF THE SANGGUNIANG PANLUNGSOD

District I:

HON. AVELINO B. SOLIS
City Councilor

HON. EDWIN G. GAWARAN
City Councilor

HON. MIGUEL N. BAUTISTA
City Councilor

HON. ROWENA BAUTISTA- MENDIOLA
City Councilor

HON. REYNALDO M. FABIAN
City Councilor

HON. VENUS D. DE CASTRO
City Councilor

District II:

HON. REYNALDO D. PALABRICA
City Councilor

HON. HERNANDO C. GUTIERREZ
City Councilor

HON. GAUDENCIO P. NOLASCO
City Councilor

HON. BAYANI M. DE LEON
City Councilor

HON. LEANDRO A. DE LEON
City Councilor

HON. ROBERTO R. JAVIER
City Councilor

HON. MA ELIZA H. BAUTISTA
City Councilor - SKF Pres.

HON. VICTORIO L. GUERRERO, JR.
City Councilor - ABC Pres.

Attested by:

ATTY. KHALID A. ATEGA, JR.
Sangguniang Panlungsod Secretary

Certified by:

HON. CATHERINE S. EVARISTO
City Vice Mayor/Presiding Officer

Approved by:

HON. STRIKE B. REVILLA
City Mayor

CITY RESOLUTION NO. 2014-81
Series of 2014

A RESOLUTION AUTHORIZING ATTY. ROSEMARIE CARMEN V. PEREY AND THE CITY LEGAL OFFICE OF THE CITY OF BACOR TO APPLY FOR, AND CAUSE THE POSTING OF, A COUNTER-BOND FOR AND ON BEHALF OF THE PUBLIC DEFENDANTS IN CIVIL CASE NO. BCV-2013-245 ENTITLED "SPOUSES HERNANDO AND FLAVIANA DEL ROSARIO VS. MAYOR STRIKE B. REVILLA, ET AL.".

Sponsored by: Hon. Miguel Bautista, Ho. Rowena Bautista-Mendiola, Hon. Venus de Castro, Hon. Bayani de Leon, Hon. Leandro de Leon, Hon. Reynaldo Fabian, Hon. Edwin Gawaran, Hon. Victorio Guerrero, Jr., Hon. Hernando Gutierrez, Hon. Roberto Javier, Hon. Guadencio Nolasco, and Hon. Avelino Solis

WHEREAS, on 18 March 2014, the City Legal Office of the City of Bacoor received a copy of an Order dated 11 March 2014 in Civil Case No. BCV-2013-245 entitled: "Spouses Hernando and Flaviana Del Rosario vs. Mayor Strike B. Revilla, et al.," promulgated by the Presiding Judge of Branch 19 of the Regional Trial Court of the City of Bacoor, the dispositive portion of which states:

"WHEREFORE, premises considered, the prayer for the issuance of a preliminary injunction is granted. Let a writ of preliminary injunction be issued upon posting of a bond in the amount of Two Million Pesos (P2,000,000.00). Public defendants are hereby ordered to cease and desist from taking over the operation and management of the Bacoor Public Market, including the collection of rentals from the stall holders and the turn over of the operation and management thereof to the plaintiffs, until further order from this Court."

WHEREAS, in view of the manifest error committed by the Honorable Presiding Judge of Branch 19 of the RTC of Bacoor City, Cavite in issuing the afore-quoted order, the public defendants in the said case comprising of all the members of the Sangguniang Panlungsod including its Presiding Officer, the City Mayor, and the City Administrator, have collectively decided to file the necessary pleadings to cause its reversal and prevent the plaintiffs in the said case from taking over the management of the Bacoor Public



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WHEREAS, one of the legal maneuvers to be undertaken by the said public defendants is to move for the dissolution of the said writ of preliminary injunction and cause the posting of a counter-bond double the amount of the bond cited in the afore-quoted Order (or P4,000,000.00) pursuant to the provisions of Section 6 of Rule 58 of the Rules of Court.

WHEREAS, there is a need for the Sangguniang Panlungsod to authorize Atty. Rosemarie Carmen V. Perey (the City Legal Officer) and/or the City Legal Office to apply for, and cause the posting of, a counter-bond for and on behalf of the public defendants in Civil Case No. BCV-2013-245 entitled "*Spouses Hernando and Flaviana Del Rosario vs. Mayor Strike B. Revilla, et al.,*".

NOW THEREFORE, upon motion of Hon. Reynaldo D. Palabrica, unanimously seconded by the Sangguniang Panlungsod in regular session duly assembled, **BE IT RESOLVED AS IT IS HEREBY RESOLVED** to authorize Atty. Rosemarie Carmen V. Perey (the City Legal Officer) and/or the City Legal Office to apply for, and cause the posting of, a counter-bond for and on behalf of the public defendants in Civil Case No. BCV-2013-245 entitled "*Spouses Hernando and Flaviana Del Rosario vs. Mayor Strike B. Revilla, et al.,*".

RESOLVED LASTLY, to furnish Atty. Perey, the City Legal Office, and other government offices concerned with copies of this Resolution.

UNANIMOUSLY APPROVED this 24th day of March 2014 at Bacoor City, Cavite.

I hereby certify the truth, correctness, and due approval of the foregoing Resolution.

Certified by:

HON. REYNALDO D. PALABRICA
President Pro-Tempore/Acting Presiding Officer

Attested by:
ATTY. KHALID A. ATEGA JR.
Sangguniang Panlungsod Secretary

Approved by:
HON. STRIKE B. REVILLA, PhD
City Mayor

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City Vice Mayor/Presiding Officer
- Approved by:
- HON. STRIKE B. REVILLA**
City Mayor