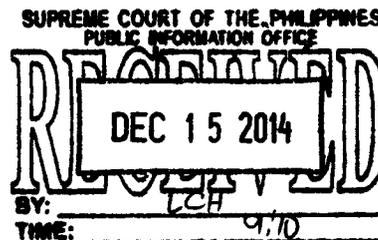




Republic of the Philippines  
Supreme Court  
Manila  
FIRST DIVISION



NOTICE

Sirs/Mesdames:

*Please take notice that the Court, First Division, issued a Resolution dated November 19, 2014 which reads as follows:*

**“G.R. No. 205958 (Michelle Ramos v. Digiwave Solutions, Inc.). –** The letter dated October 28, 2014 of Atty. Maria Ricasion B. Tugadi, Acting Director II, Legal and Research Department, National Labor Relations Commission, transmitting the entire records of the instant case consisting of one (1) volume with 212 pages is **NOTED**.

After a judicious review of the records, the Court resolves to **DENY** the petition and **AFFIRM** the September 26, 2012 Decision<sup>1</sup> and February 13, 2013 Resolution<sup>2</sup> of the Court of Appeals (CA) in CA-G.R. SP No. 124533 for failure of Michelle Ramos (petitioner) to sufficiently show that the CA committed any reversible error in finding that she was not illegally dismissed from her employment by respondent Digiwave Solutions, Inc. (Digiwave).

As correctly ruled by the CA, petitioner failed to establish through substantial evidence that Digiwave dismissed her from work. It is well-settled that in illegal dismissal cases, while the employer bears the burden of proving that the termination was for a valid or authorized cause, absent substantial evidence of the fact of the employee’s dismissal from service, there can be no question as to its legality or illegality.<sup>3</sup> Moreover, bare allegations of illegal dismissal cannot be given credence when uncorroborated by the evidence on record,<sup>4</sup> as in this case.

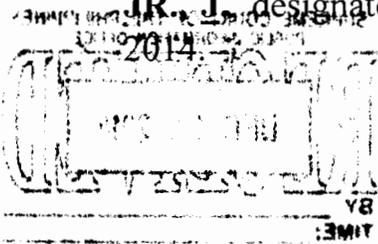
<sup>1</sup> *Rollo*, pp. 140-148. Penned by Associate Justice Mariflor P. Punzalan-Castillo with Associate Justices Amy C. Lazaro-Javier and Edwin D. Sorongon, concurring.

<sup>2</sup> *Id.* at 155-156.

<sup>3</sup> See *MZR Industries v. Colambot*, G.R. No. 179001, August 28, 2013, 704 SCRA 150, 157; citation omitted.

<sup>4</sup> *Id.*; citation omitted.

**SO ORDERED.” BERSAMIN, J.**, on official travel; **VELASCO, JR. J.**, designated acting member per S.O. No. 1870 dated November 4,



Very truly yours,

*Edgar O. Aricheta*  
**EDGAR O. ARICHETA**  
Division Clerk of Court *of the*  
**362**

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NLRC NCR Case No. 03-04596-11)

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