

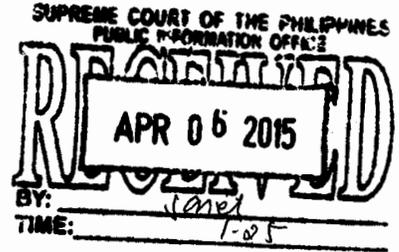
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Republic of the Philippines
Supreme Court
Manila

FIRST DIVISION

NOTICE



Sirs/Mesdames:

*Please take notice that the Court, First Division, issued a Resolution dated **March 9, 2015** which reads as follows:*

“G.R. No. 205176 (Ramon F. Perez v. People of the Philippines).
- After a judicious review of the records, the Court resolves to **DENY** the instant petition and **AFFIRM** the December 11, 2012 Decision¹ of the Court of Appeals (CA) in CA-G.R. CR No. 33491 for failure of Ramon F. Perez (petitioner) to show that the CA committed any reversible error in holding him guilty beyond reasonable doubt of the crime of Falsification of a Public Document by a private individual, as defined and penalized in Article 172, in relation to Article 171,² of the Revised Penal Code (RPC).

WHEREFORE, the Court **ADOPTS** the findings of fact and conclusions of law in the December 11, 2012 Decision³ of the CA in CA-G.R. CR No. 33491 and **AFFIRMS** said Decision finding accused-appellant Ramon F. Perez **GUILTY** beyond reasonable doubt of the crime

¹ *Rollo*, pp. 25-35. Penned by Associate Justice Rodil V. Zalameda with Presiding Justice Andres B. Reyes, Jr. and Associate Justice Ramon M. Bato, Jr., concurring.

² The pertinent portions of Articles 171 and 172 of the RPC provides:

ART. 171. *Falsification by public officer, employee; or notary or ecclesiastical minister*, - The penalty of *prision mayor* and a fine not to exceed 5,000 pesos shall be imposed upon any public officer, employee, or notary who, taking advantage of his official position, shall falsify a document by committing any of the following acts:

x x x x

2. Causing it to appear that persons have participated in any act or proceeding when they did not in fact so participate;

x x x x

ART. 172. *Falsification by private individuals and use of falsified documents*. - The penalty of *prision correccional* in its medium and maximum periods and a fine of not more than 5,000 shall be imposed upon:

1. Any private individual who shall commit any of the falsifications enumerated in the next preceding article in any public or official document or letter of exchange or any other kind of commercial document; and

2. Any person who, to the damage of a third party, or with the intent to cause such damage, shall in any private document commit any of the acts of falsification enumerated in the next preceding article.

x x x x

³ *Rollo*, pp. 25-35. Penned by Associate Justice Rodil V. Zalameda with Presiding Justice Andres B. Reyes and Associate Justice Ramon M. Bato, concurring.

of Falsification of a Public Document, as defined and penalized under Article 172, in relation to Article 171, of the RPC, sentencing him to suffer the penalty of imprisonment with an indeterminate period of one (1) year and one (1) day of *prision correccional*, as minimum, to four (4) years, nine (9) months, and ten (10) days of *prision correccional*, as maximum, and ordering him to pay the following amounts: (a) ₱30,000.00 as moral damages; (b) ₱5,000.00 as fine with subsidiary imprisonment should he fail to pay the said fine; (c) the costs of suit; and (d) legal interest at the rate of six percent (6%) *per annum* on all amounts imposed from the finality of judgment until full payment, in line with recent jurisprudence.⁴

SO ORDERED.”

Very truly yours,


LIBRAJA C. BUENA
Deputy Division Clerk of Court *at 11:26*
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Court of Appeals (x)
Manila
(CA-G.R. CR No. 33491)

The Solicitor General (x)
Makati City

The Hon. Presiding Judge
Regional Trial Court, Br. 19
4400 Naga City
(Crim. Case No. 2009-0389)

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⁴ *Nacar v. Gallery Frames*, G.R. No. 189871, August 13, 2013, 703 SCRA 439, 455-456.