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SUPREME COURT OF THE PHILIPPINES
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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. 215544 (Teresita M. Torres vs. Gilbert Panabang and People of the Philippines).- The petitioner's motion for an extension of thirty (30) days within which to file a petition for review on certiorari is **GRANTED**, counted from the expiration of the reglementary period; and the comment/opposition of respondent Gilbert O. Panabang to the petition for review on certiorari is **NOTED**.

After a judicious perusal of the records, the Court resolves to **DENY** the petition and **AFFIRM** the April 30, 2014 Decision¹ and November 19, 2014 Resolution² of the Court of Appeals (CA) in CA-G.R. SP No. 128767 for failure of Teresita M. Torres (petitioner) to show that the CA committed any reversible error in upholding her civil liability.

As correctly held by the CA, petitioner remained civilly liable to Gilbert Panabang (respondent) as an accomodation party for having issued the subject check for the purpose of paying her husband's share in the business venture that respondent had advanced, despite the fact that she did not receive any valuable consideration therefor,³ nor take part in the

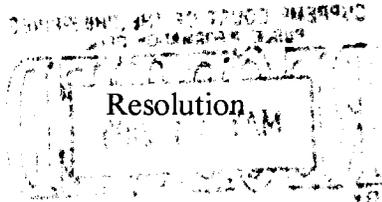
¹ *Rollo*, pp. 37-43. Penned by Associate Justice Rosmari D. Carandang with Associate Justices Marlene Gonzales-Sison and Edwin D. Sorongon, concurring.

² *Id.* at 44-45.

³ Section 29 of the Negotiable Instruments Law provides:

SEC. 29. Liability of accomodation party. - An accomodation party is one who has signed the instrument as maker, drawer, acceptor, or indorser, without receiving value therefor, and for the purpose of lending his name to some other person. Such a person

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execution of the ~~Kasunduan~~. Similarly, the order for reimbursement of fees incurred by the respondent is proper as the same is explicitly warranted under Section 9 (I), Rule 142⁴ of the Rules of Court (Rules).

Respondent Gilbert O. Panabang is hereby **DIRECTED** to **SUBMIT** within five (5) days from notice hereof, a verified declaration of the comment/opposition pursuant to A.M. Nos. 10-3-7-SC and 11-9-4-SC.

SO ORDERED.

Very truly yours,


LIBRADA C. BUENA
Deputy Division Clerk of Court

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The Presiding Judge
Regional Trial Court, Br. 148
1200 Makati City
(Crim. Case No. 12-1228)

The Presiding Judge
Metropolitan Trial Court, Br. 65
1200 Makati City
(Crim. Case No. 359258)

(SR)

is liable on the instrument to a holder for value, notwithstanding such holder at the time of taking the instrument knew him to be only an accomodation party.

4 Section 9, Rule 142 of the Rules provides:
SEC. 9. *Costs in municipal or city courts.* - In an action or proceeding pending before a municipal or city judge, the prevailing party may recover the following costs, and no other:
x x x x
(I) The lawful fees charged against him by the judge of the court in entering and docketing and trying the action or proceeding.