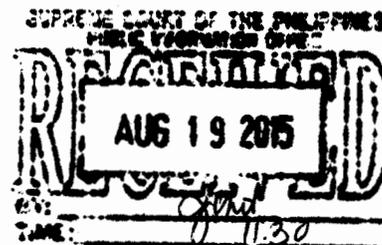




Republic of the Philippines
Supreme Court
 Manila

FIRST DIVISION

NOTICE



Sirs/Mesdames:

Please take notice that the Court, First Division, issued a Resolution dated July 29, 2015 which reads as follows:

“G.R. No. 217994 (RRCG Transport System Company, Inc. v. Land Transportation Franchising and Regulatory Board). – 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.**

After a judicious review of the records, the Court resolves to **DENY** the instant petition and **AFFIRM** the October 9, 2014 Decision¹ and April 20, 2015 Resolution² of the Court of Appeals (CA) in CA-G.R. SP No. 131777 for failure of petitioner RRCG Transport System Company, Inc. (petitioner) to show that the CA committed any reversible error in upholding the Orders dated April 25, 2013³ and July 11, 2013⁴ of respondent Land Transportation Franchising and Regulatory Board (LTFRB), preventively suspending its Certificates of Public Convenience (CPC) for a period of 30 days.

As correctly ruled by the CA, the LTFRB did not gravely abuse its discretion in *motu proprio* issuing the preventive suspension order against petitioner’s CPCs, considering that such order was issued after one of its

- over - two (2) pages

16

¹ *Rollo*, pp. 41-54. Penned by Associate Justice Pedro B. Corales with Associate Justices Sesinando E. Villon and Florito S. Macalino concurring.

² *Id.* at 56-57.

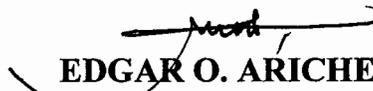
³ *Id.* at 136-139. Signed by Officer-in-Charge Board Member and Executive Director Atty. Roberto P. Cabrera III and Board Member Engr. Ronaldo F. Corpus.

⁴ *Id.* at 133-135. Signed by Chairman Atty. Winston M. Ginez, Board Member Engr. Ronaldo F. Corpus, and Executive Director Atty. Roberto P. Cabrera III.

bus units figured into a vehicular accident resulting in the death of one of its passengers and physical injuries to several others. Pursuant to Section 1,⁵ Rule 14, Part V of the LTFRB Rules of Practice and Procedure which allows the issuance of preventive suspension orders to avoid further ~~damage or inconvenience~~ to public interests including death or physical ~~injury to future~~ passengers, the LTFRB's April 25, 2013 preventive suspension order had a factual and legal basis so as to warrant its immediate implementation since it was issued to give way to the observance of particular precautionary measures, such as the verification of roadworthiness and legitimacy of petitioner's bus units, as well as the submission of petitioner's personnel to drug tests, among others.

SO ORDERED.” SERENO, C.J., on official leave; **PERALTA, J.**, acting member per S.O. No. 2103 dated July 13, 2015.

Very truly yours,


EDGAR O. ARICHETA
Division Clerk of Court *per vice*
16

ZAMORA POBLADOR
VASQUEZ & BRETANA
Counsel for Petitioner
5TH Flr., Montepino Bldg.
138 Amorsolo St., Legaspi Village
1229 Makati City

Court of Appeals (x)
Manila
(CA-G.R. SP No. 131777)

The Solicitor General (x)
Makati City

Judgment Division (x)
Supreme Court

Land Transportation Franchising
and Regulatory Board
East Ave., Diliman
1128 Quezon City
(LTFRB Case Nos. 99-1902, 99-1903,
99-1904, 2000-2676, 2002-1714,
2002-4346, 2002-4348, 2002-6530,
& 2004-1589)

Public Information Office (x)
Library Services (x)
Supreme Court
(For uploading pursuant to A.M.
No. 12-7-1-SC)

SR

⁵ Section 1, Rule 14, Part V of the LTFRB Rules of Procedure states:

SEC. 1. *Scope.* – Show Cause Orders with Preventive Suspension may be issued by the Board *en banc* or the Regional Director, as the case may be, in cases where the respondent is reported to have or will continue to cause death, physical injuries, defraudation of public utility users, or willfully or contumaciously refuse to comply with the orders, rules or regulation of the Board, or any provisions of the E.O. and the Act.

