



REPUBLIC OF THE PHILIPPINES
SUPREME COURT
Manila

SECOND DIVISION

NOTICE

Sirs/Mesdames:

*Please take notice that the Court, Second Division, issued a Resolution dated **09 December 2020** which reads as follows:*

“G.R. No. 253198 (ASB Realty Corporation [now known as St. Francis Square Realty Corporation] v. Quantum Hotels & Resorts, Inc., Vanderbuild Re Holdings Corp., Joaquin Mercado, and BSA Tower Condominium Corporation). – This petition for review on *certiorari* seeks to reverse and set aside the December 13, 2019 Decision¹ of the Court of Appeals (CA) in CA-G.R. CR No. 42808. The CA affirmed the November 28, 2018 Order² of the Regional Trial Court, Mandaluyong City, Branch 213 (*RTC-Br. 213*) which dismissed the petition to cite respondents in contempt because: (1) respondent Quantum Hotels & Resorts, Inc. had fully complied with the July 11, 2011 Decision³ of the RTC, Mandaluyong City, Branch 211 (*RTC-Br. 211*); and (2) respondents Vanderbuild Re Holdings Corp., Joaquin Mercado, and BSA Tower Condominium Corporation cannot be bound by the July 11, 2011 Decision of the RTC-Br. 211 since they were never impleaded in the case.

This Court denies the petition.

A perusal of the records reveals that petitioner failed to comply with the Efficient Use of Paper Rule.⁴ *First*, it did not file a CD. *Second*, it failed to file a Verified Declaration that the pleading and annexes submitted electronically are complete and true copies of the printed documents and annexes filed with this Court in compliance with the Efficient Use of Paper

¹ *Rollo*, pp. 35-47; penned by Associate Justice Manuel M. Barrios with Associate Justices Rafael Antonio M. Santos and Walter S. Ong, concurring.

² *Id.* at 53-67; penned by Judge Carlos A. Valenzuela.

³ *Id.* at 97-108; penned by Presiding Judge Ofelia L. Calo.

⁴ A.M. No. 11-9-4-SC (Re: Proposed Rule for the Efficient Use of Paper) dated September 10, 2013; *Fortune Life Insurance Co., Inc. v. Commission on Audit Proper*, 821 Phil. 159, 162 (2017); *Anima v. Commission on Elections*, G.R. No. 243510 (Notice), January 15, 2019.

Rule.

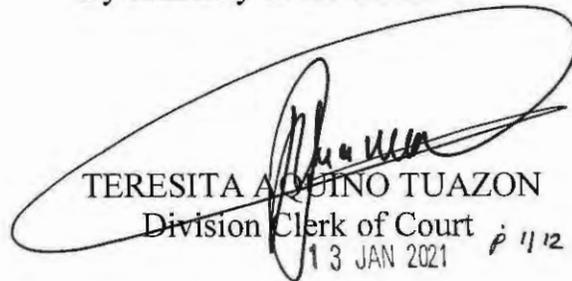
As regards the substantial issues, the Court affirms the ruling of the CA.

After a perusal of the records, this Court resolves to **DENY** the petition for failure of petitioner to sufficiently show that the CA committed any reversible error in the assailed Decision as to warrant the exercise of this Court's appellate jurisdiction. This Court does not find any cogent reason to disrupt the findings of the CA.

WHEREFORE, the petition is **DENIED**. The December 13, 2019 Decision of the Court of Appeals in CA-G.R. CR No. 42808, finding no reason to cite Quantum Hotels & Resorts, Inc., Vanderbuild Re Holdings Corp., Joaquin Mercado, and BSA Tower Condominium Corporation in contempt of court is hereby **AFFIRMED**.

SO ORDERED. (Rosario, *J.*, designated additional member per Special Order No. 2797 dated November 5, 2020)"

By authority of the Court:


TERESITA AQUINO TUAZON
Division Clerk of Court
13 JAN 2021 p 112

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HON. PRESIDING JUDGE (reg)

Regional Trial Court, Branch 213
1150 Mandaluyong City
(Civil Case No. MC14-9063)

JUDGMENT DIVISION (x)

Supreme Court, Manila

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Ma. Orosa Street
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Please notify the Court of any change in your address.

GR253198. 12/09/2020(207)URES *mu/v*