



REPUBLIC OF THE PHILIPPINES  
SUPREME COURT  
Manila

SECOND DIVISION

**NOTICE**

Sirs/Mesdames:

*Please take notice that the Court, Second Division, issued a Resolution dated 23 November 2020 which reads as follows:*

“G.R. No. 251473 (*People of the Philippines v. Loreto Brutas, Jr. y Aguilar*). – The Court **NOTES** the manifestation and motion dated 20 October 2020 of the Office of the Solicitor General, dispensing with the filing of supplemental brief, since its appellee’s brief filed before the Court of Appeals (CA) had extensively discussed all arguments raised by accused-appellant in his appeal.

After a judicious study of the case, the Court resolves to **DISMISS** the appeal<sup>1</sup> for failure to sufficiently show that the CA committed any reversible error in the assailed Decision as to warrant the exercise of the Court’s appellate jurisdiction.

**WHEREFORE**, the Court **ADOPTS** the findings of fact and conclusions of law in the May 27, 2019 Decision<sup>2</sup> of the CA in CA-G.R. CR-HC No. 09114 and **AFFIRMS** said Decision finding accused-appellant Loreto Brutas, Jr. y Aguilar **GUILTY** beyond reasonable doubt of the crime of Rape, defined and penalized under Article 266-A (1), in relation to Article 266-B of the Revised Penal Code, as amended. Accordingly, he is sentenced to suffer the penalty of *reclusion perpetua*, and to pay AAA<sup>3</sup> the following amounts: (a) ₱75,000.00 as

<sup>1</sup> See Notice of Appeal dated June 24, 2019; *rollo*, pp. 17-18.

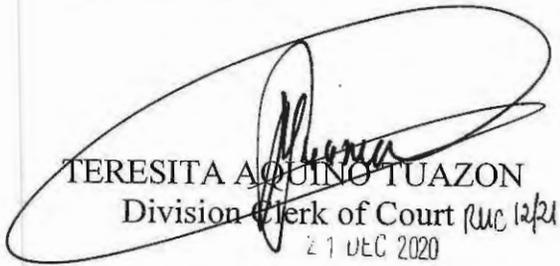
<sup>2</sup> *Id.* at 3-16. Penned by Associate Justice Ronaldo Roberto B. Martin with Associate Justices Ramon M. Bato, Jr. and Ramon A. Cruz, concurring.

<sup>3</sup> The identity of the victim or any information which could establish or compromise her identity, as well as those of her immediate family or household members, shall be withheld pursuant to RA 7610, entitled “AN ACT PROVIDING FOR STRONGER DETERRENCE AND SPECIAL PROTECTION AGAINST CHILD ABUSE, EXPLOITATION AND DISCRIMINATION, AND FOR OTHER PURPOSES,” approved on June 17, 1992; RA 9262, entitled “AN ACT DEFINING VIOLENCE AGAINST WOMEN AND THEIR CHILDREN, PROVIDING FOR PROTECTIVE MEASURES FOR VICTIMS, PRESCRIBING PENALTIES THEREFOR, AND FOR OTHER PURPOSES,” approved on March 8, 2004; and Section 40 of A.M. No. 04-10-11-SC, otherwise known as the “RULE ON VIOLENCE AGAINST WOMEN AND THEIR CHILDREN” (November 15, 2004). (See footnote 4 in *People v. Cadano, Jr.*, 729 Phil. 576, 578 [2014], citing *People v. Lomaque*, 710 Phil. 338, 342 [2013]. See also Amended Administrative Circular No. 83-2015, entitled “PROTOCOLS AND PROCEDURES IN THE PROMULGATION, PUBLICATION, AND POSTING ON THE WEBSITES OF DECISIONS, FINAL RESOLUTIONS, AND FINAL ORDERS USING FICTITIOUS NAMES/PERSONAL CIRCUMSTANCES,” dated September 5, 2017.) See further *People v. Ejercito*, G.R. No. 229861, July 2, 2018. To note, the unmodified CA Decision was not attached to the records to verify the real name of the victim.

civil indemnity; (b) ₱75,000.00 as moral damages; and (c) ₱75,000.00 as exemplary damages. Moreover, all monetary awards shall earn an interest at the legal rate of six percent (6%) per annum from the date of finality of this Resolution until full payment.

**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 RUC 12/21  
21 DEC 2020

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Accused-Appellant  
c/o The Director  
Bureau of Corrections  
1770 Muntinlupa City

THE DIRECTOR (reg)  
Bureau of Corrections  
1770 Muntinlupa City

HON. PRESIDING JUDGE (reg)  
Regional Trial Court, Branch 42  
Virac, Catanduanes  
(Crim. Case No. 4818)

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Supreme Court, Manila

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*Please notify the Court of any change in your address.*  
GR251473. 11/23/2020(143)URES