



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 3, 2021 which reads as follows:*

**“G.R. No. 196535 – (PEOPLE OF THE PHILIPPINES, plaintiff-appellee v. CARLITO “TUTO” GODENES, accused-appellant).** – This is an appeal from the Decision<sup>1</sup> dated November 24, 2010 of the Court of Appeals in CA-G.R. CR-HC No. 04180.

After a careful review of the records of the case, the Court resolves to DISMISS the appeal for failure to sufficiently show any reversible error in the herein assailed Decision to warrant the exercise of its appellate jurisdiction.

However, guided by the Court's ruling in *People v. Jugueta*,<sup>2</sup> the Court modifies the amount of damages imposed therein.

**WHEREFORE**, the Court **ADOPTS** and **AFFIRMS** the factual findings and conclusions of law in the Decision dated November 24, 2010 of the Court of Appeals in CA-G.R. CR-HC No. 04180, insofar as it found accused-appellant Carlito “Tuto” Godenes **GUILTY** beyond reasonable doubt of the crime of rape as defined and penalized under Article 266-A of the Revised Penal Code; **SUBJECT TO THE MODIFICATION** in that herein accused-appellant shall suffer the penalty of *reclusion perpetua*, and is **ORDERED** to **PAY** AAA the following amounts of damages: (a) ₱75,000.00 as civil indemnity; (b) ₱75,000.00 as moral damages; and (c) ₱75,000.00 as exemplary damages. The total amount due shall earn interest at the rate of six percent (6%) *per annum* from the date of finality of this judgment until the full satisfaction thereof.

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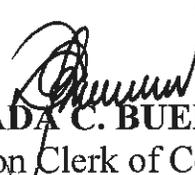
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<sup>1</sup> Rollo, pp. 2-14.

<sup>2</sup> 783 Phil. 806 (2016).

**SO ORDERED.”**

**By authority of the Court:**

  
**LIBRADA C. BUENA**  
Division Clerk of Court *g e/l/16*

by:

**MARIA TERESA B. SIBULO**  
Deputy Division Clerk of Court  
**133-B**

The Solicitor General  
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Court of Appeals (x)  
Manila  
(CA-G.R. CR HC No. 04180)

The Hon. Presiding Judge  
Regional Trial Court, Branch 44  
5400 Masbate City  
(Crim. Case No. 12144)

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