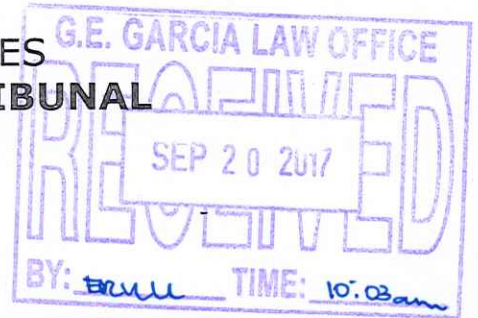


REPUBLIC OF THE PHILIPPINES
PRESIDENTIAL ELECTORAL TRIBUNAL
Manila



**FERDINAND "BONGBONG" R.
MARCOS, JR.,**

Protestant,

- versus -

PET Case No. 005
FOR: Election Protest
Vice President

**MARIA LEONOR "LENI DAANG
MATUWID" G. ROBREDO,**

Protestee.

X - - - - -X

**MANIFESTATION AND COMMENT
(ON THE PRELIMINARY CONFERENCE ORDER)**

PROTESTEE **MARIA LEONOR G. ROBREDO**, by the undersigned counsel, to the Honorable Tribunal, respectfully states:

1. On 05 September 2017, protestee Maria Leonor G. Robredo (hereafter "Robredo" for brevity) received copy of the Resolution dated 29 August 2017 issued by the Honorable Tribunal.

2. Under the said Resolution, the Honorable Tribunal directed the parties *to submit their comments or objections, if any, to the Preliminary Conference Order, within 10 days from receipt hereof.*

3. Thus, protestee Robredo has a period of ten (10) days from 05 September 2017 or until 15 September 2017 within which to file her Comment.

4. Hence, this Manifestation and Compliance.

5. The Preliminary Conference Order faithfully reflects the contents of the respective Preliminary Conference Briefs of the parties and the Comments thereto filed.

6. Previously or on 07 August 2017, protestee Robredo, by way of Manifestation, invited the attention of the Honorable Tribunal to that the material allegations of protestant Ferdinand R. Marcos, Jr. (hereafter "Marcos" for brevity) can only be proven by evidence *aliunde*.¹

¹ Paragraph 34 of the Manifestation dated 07 August 2017 states:

34. At the onset, protestee Robredo has alleged in her Answer that the material allegations of protestant Marcos in his Election Protest can only be proven by evidence *aliunde*:

34.1. Leyte – supporters of protestant Marcos were allegedly not allowed to vote.

34.2. Negros Occidental – alleged leaders of the Liberal Party engaged in vote-buying and supporters of protestant Marcos were not allowed to vote.

34.3. Negros Oriental – pre-shaded ballots were handed out by the Board of Election Inspectors (BEIs).

34.4. Masbate – names of deceased persons were still included in the Precinct Computerized Voters List (PCVL);¹ and, the BEIs handed out pre-shaded ballots.

34.5. Zamboanga del Norte – names of deceased voters can still be found in the PCVL; and, voters were not allowed to vote as their names cannot be found in the PCVL.

34.6. Bukidnon – PCVL included names of voters who were already deceased; vote-buying; and, BEIs implemented a secure a number stub scheme.

34.7. Iloilo – vote-buying.

34.8. Quezon – BEIs issued pre-shaded ballots; supporters of protestant Marcos were not allowed to vote as their names were not included in the PCVL; and, BEIs implemented a secure a number stub scheme.

34.9. Batangas – names of deceased voters were still included in the PCVL; supporters of protestant Marcos were not allowed as their names were not included in the PCVL; BEIs used pre-shaded ballots; BEIs used the secure a number stub scheme; members of the PNP freely roamed the polling precinct; vote-buying; and, BEIs failed to follow the protocol.

34.10. Samar – BEIs issued pre-shaded ballots; and, employed the secure a number stub scheme.

34.11. Misamis Oriental – BEIs used the secure a number stub scheme; and, rampant vote-buying.

34.12. Camarines Sur – BEIs used the secure a number stub scheme; supporters of protestant Marcos were not allowed to vote as their names cannot be found in the PCVL; BEIs distributed pre-shaded ballots; and, vote-buying.

34.13. Second District of Northern Samar – BEIs issued pre-shaded ballots.

34.14. Palawan – vote-buying.

34.15. Albay – voters were not allowed to vote as their names were not found in the PCVL; and, BEIs implemented a secure a number stub scheme.

34.16. Zamboanga Sibugay – BEIs used the secure a number stub scheme; and, names of deceased voters can still be found in the PCVL.

34.17. Misamis Occidental – voters were not allowed to vote as their names cannot be found in the PCVL.

34.18. Pangasinan – violations of the regulations with respect to the VCM were committed; supporters of the Liberal Party who are not registered

7. Thereafter, by way of Counter-Manifestation, protestant Marcos reiterated that he *will no longer present any testimonial evidence to prove the material allegations in so far as the **thirty-six thousand four hundred sixty-five (36,465)** protested clustered precincts.*

8. Protestant Marcos went further to state that:

"12. Besides, the massive presence of vote-buying during the last elections may be proven by other means aside from testimonial evidence such as the presence of marked ballots. Marked ballots are ballots which contain unnecessary marks or writings which were deliberately or purposely placed on the ballots by the voters themselves with a view to possible future identification. The presence of marked ballots is indicative of vote-buying.

13. As for the presence of substitution of voters, the same may be proven by the technical examination and forensic investigation of the Election Day Computerized Voter's List (EDCVL), voters registration records (VRRs), the books of voters and other pertinent election documents and/or paraphernalia used in the last elections to determine the identities of the registered voters whose signatures in the EDCVL were forged and/or falsified."

voters were allowed to vote;¹ problems with the voter's receipts; members of the PNP freely roamed the polling precincts; and, vote-buying.

34.19. Isabela – problems with the voter's receipts.

34.20. Iloilo City – ballot boxes were not properly sealed; and rampant vote-buying.

34.21. Bacolod City – voters who were supporters of protestant Marcos were not allowed to vote;¹ and, rampant vote-buying.

34.22. Cebu City – BEIs issued pre-shaded ballots; names of deceased voters can still be found in the PCVL; and, BEIs used the secure a number stub scheme.

34.23. Lapu-Lapu City – BEIs issued pre-shaded ballots."

9. Effectively, with these manifestations and admissions, protestant Marcos has abandoned his allegations of *terrorism, violence, force, threats and intimidation* in his Second Cause of Action for the Judicial Recount and Revision of ballots.

10. Thus, with respect to the No. 1 issue in the *Second and Third Causes of Action – Judicial Recount and Revision and Annulment of Election Results*, it should be limited to:

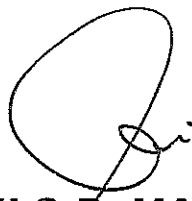
“1. Whether there existed massive electoral fraud, anomalies, and irregularities, such as, but not limited to, pre-shading of ballots, vote-buying, substitution of voters, flying voters, pre-loaded SD cards, misreading of ballots, unexplained, irregular and improper rejection of ballots containing votes for protestant, malfunctioning VCM, and abnormally high unaccounted votes/undervotes for the position of Vice President, that compromised and corrupted the conduct of the elections and the election results for the position of Vice President in the protested precincts;”²

11. The re-statement of the No. 1 issue in the *Second and Third Causes of Action – Judicial Recount and Revision and Annulment of Election Results* will be consistent with the statements made in Counter-Manifestation of protestant Marcos.

RESPECTFULLY SUBMITTED.

Pasig City for Manila. 14 September 2017.

² Page 18, Resolution dated 29 August 2017.



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By



MARIA BERNADETTE V. SARDILLO

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PTR No. 2362138/03 January 2017/Pasig City

IBP Lifetime No. 07133

MCLE Compliance No. V-0010907/30 September 2015

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EXPLANATION

Due to unavailability of messengers and the distance of the parties, a copy of the herein Manifestation were sent to the above-named parties by registered mail.


MARIA BERNADETTE V. SARDILLO

Republic of the Philippines)

MANDALUYONG CITY

**VERIFIED DECLARATION OF COMPLIANCE WITH THE
EFFICIENT USE OF PAPER RULE**

I, **LINO B. MAPUTOL, JR.**, hereby declare that the MANIFESTATION AND COMMENT (ON THE PRELIMINARY CONFERENCE ORDER) hereof submitted electronically by use of compact disc in accordance with the Efficient Use of Paper Rule are complete and true copies of Manifestation and Annexes hereof filed with the Presidential Electoral Tribunal.


Pasig City. 14 September 2017.


LINO B. MAPUTOL, JR.
Secretary

Sardillo Sardillo Salom Law Office

SUBSCRIBED AND SWORN TO BEFORE ME, a notary public in and for ~~Mandaluyong City~~ ^{Pasig City}, this 14th day of September 2017 by affiant LINO B. MAPUTOL, JR. who is personally known to me, and appeared with his Driver's License ID with No. N25-11-006996 issued by Land Transportation Office, known to me as the same person who personally signed the foregoing attestation before me and acknowledged that he executed the same.

Doc. No. 308 ;
Page No. 62 ;
Book No. 109 ;
Series of 2017.


ATTY. JESSE B. DULNUAN
NOTARY PUBLIC

FOR THE CITY OF MANDALUYONG
Until December 31, 2017
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IDP License No. 010085 / Pasig City, 4-27-2012
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MCLE CTS NO. 000022171, 6-15-16
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