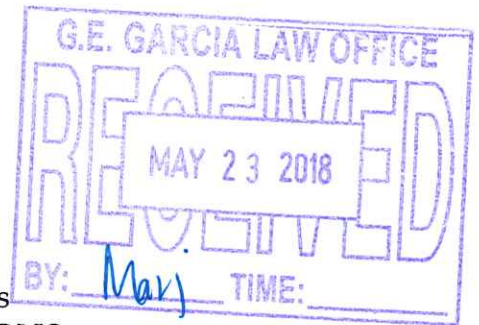




Republic of the Philippines  
**COMMISSION ON ELECTIONS**  
Manila



**SECOND DIVISION**

**ABDUSAKUR M. TAN,**  
*Protestant,*

-versus-

**EPC No. 2016-37**

**MUJIV S. HATAMAN,**  
*Protestee.*

X-----X

**NOTICE**

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Commission on Elections  
Intramuros, Manila (x)

**DR. SAGA D. MABANING**  
Chief, Judicial Records Division  
Electoral Contests Adjudication  
Department (ECAD)  
Commission on Elections  
Intramuros, Manila (x)

**GREETINGS:**

Attached is a copy of the ORDER issued by the Commission (Second Division) on May 22, 2018 in the above-entitled case.

Given this 22<sup>nd</sup> day of May 2018, Manila, Philippines.

FOR THE DIVISION:

  
**JOHN GERALD B. DE LA CRUZ**  
Division Clerk of Court of the Commission

Encl. as stated:  
(x) personal delivery  
(y) registered mail w/return card

/mvst



*Republic of the Philippines*  
**COMMISSION ON ELECTIONS**  
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**SECOND DIVISION**

**ABDUSAKUR M. TAN,**  
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*- versus -*

**EPC No. 2016-37**

**MUJIV S. HATAMAN,**  
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X- - - - - X

**ORDER**

The Commission hereby **NOTES** the following:

1. The *Letter* dated May 3, 2018 from Atty. Crisanta V. Valera, Acting Secretary of the **Senate Electoral Tribunal** confirming the conduct of recount proceedings at the premises of the tribunal from **May 28 to 30, 2018**, and
2. The *Letter* dated May 10, 2018 from Atty. Girlie I. Salarda, Secretary of the **House of Representatives Electoral Tribunal**, confirming the conduct of recount proceedings at the premises of the Tribunal from **May 31 to June 1, 2018**.

**ACCORDINGLY**, the Commission (Second Division) hereby **RESOLVES** to:

1. **CREATE** four (4) Committees to conduct recount proceedings on the ballots and other election documents relative to the pilot protested precincts, to wit:

**COMMITTEE 1**

Chairperson	Atty. Allen Francis B. Abaya
Recorder	Charlyn Jugarap
Ballot Box Custodian	Marco De La Cruz

**COMMITTEE 2**

Chairperson	Atty. Manuel T. Lucero
Recorder	Arnel A. Bayer
Ballot Box Custodian	Arman Castro

**COMMITTEE 3**

Chairperson	Atty. Magellan P. Ferrer
Recorder	Charina Aquino
Ballot Box Custodian	Ariel Versoza

**COMMITTEE 4**

Chairperson	Atty. Fritzie Claire Casino Caigoy
Recorder	Lesly Magno- San Pedro
Ballot Box Custodian	Froilan Salangsang

Overall Supervisor	Atty. John Gerald B. Dela Cruz
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**ALTERNATE CHAIRPERSON**

Atty. Roseller Abad  
Atty. Jenny Vi Magugat-Razon  
Atty. Michael Garcia

**ALTERNATE RECORDERS**

Edgar Apanay  
Kristoffer Giovanni Lacuna



Lowelyn Elardo  
Michelle Perena  
Jocelyn Tugas

**ALTERNATE BALLOT BOX CUSTODIANS**

Elroy James Baldemar  
Gener Domingo  
Shultz Miraz  
Melchor Carino  
Rex Pascual  
Jahlil Mague  
Mangi Abogantao  
Nicholas Kervin A. Sta. Ana

2. **DIRECT** the above members of the Recount Committees, except the alternates who will be notified when the need arises, to proceed to the Senate Electoral Tribunal and the House of Representatives Electoral Tribunal within the respective periods of the proceedings and complete the recount of ballots with dispatch. Each Committee shall finish two (2) ballot boxes a day. The members of the Recount Committee shall be entitled to transportation allowance in the amount of two hundred pesos (P200.00) per day during the recount proceedings in accordance with Minute Resolution No. 13-0981 (*In the Matter of the Implementing Rules and Regulations (IRR) Governing Local Travels of Comelec Officials and Employees*) aside from the usual honoraria granted by Comelec Resolution No. 9720 (*In the Matter of Amending Rules 2, 6, 8, 13 and 15 of Comelec Resolution No. 8804 as amended by Comelec Resolution No. 9164*) deductible from the cash deposit of the protestant;
3. **DIRECT** the parties to send their respective revisors in the recount proceedings scheduled above, which shall commence daily at 9:00AM until the completion thereof.
4. **DIRECT** the parties' counsel of record to see to it that their respective revisors are punctual in attending the recount proceedings. Absence of any revisor shall not delay or postpone the said proceedings. For this purpose, the parties

are hereby reminded of Section 4 (c) and (d)<sup>1</sup>, Rule 15 of the COMELEC Resolution No. 8804 as amended;

5. REMIND the parties that during the recount of ballots, no person other than the Commission, the Clerk of the Commission, the Recount Coordinators and the members of the recount committees, the parties and their duly authorized representatives, shall have access to the recount area in accordance with Section 5, Rule 15 of the Comelec Resolution No. 8804. For this reason, only those with ID Cards issued by the Over-all Supervisor may enter the revision area. Members of the Recount Committee shall wear their Comelec issued IDs within the premises of the tribunals at all time.
6. INFORM the parties that in addition to the honorarium of the ballot box custodian amounting to P50.00 for every ballot box handled in accordance with Comelec Resolution No. 9720, the personnel of the respective Tribunals not exceeding four (4) of each who shall assist in the recount proceedings shall be entitled to meal allowance of P240.00 per day in accordance with Minute Resolution No. 13-0981 (*In the Matter of the Implementing Rules and Regulations (IRR) Governing Local Travels of Comelec Officials and Employees*) deductible to the cash deposit of the protestant.
7. INFORM the parties that the security personnel of the respective Tribunals assigned during the recount proceedings shall be accorded the same honoraria in accordance with Comelec Resolution No. 9720;
8. DIRECT the protestant to coordinate with the respective Tribunals at least three (3) days prior to the scheduled

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<sup>1</sup> a) xxx

b) xxx

c ) *If the representative of the protestee is absent or late.* – If the representative of the protestee is absent or late for thirty minutes and no alternate appears as a substitute, the recount shall, nevertheless, commence; the protestee shall be deemed to have waived the right to appear and to object to the ballots in the precincts or precincts scheduled for recount on that particular day.

d) *If the representative of the protestant or counter-protestant, or of both parties are failed to appear.* - If the representative of the protestant, or of both parties and alternates are fail to appear for no justifiable reason within one hour after fixed hours from the start of the recount, the ballot boxes scheduled for that day, and the corresponding keys in the possession of the chairperson, shall be returned to the ballot box custodian of the Commission and shall no longer be recounted; it is understood that the parties waive their right to recount the same, and the Recount Coordinator concerned shall state such facts in the corresponding Recount report.

recount proceedings regarding miscellaneous expenses that will be incurred during the course thereof.

**SO ORDERED.**

Given this 22nd day of May 2018, City of Manila, Philippines.

FOR THE DIVISION:

  
LUIE TITO F. GUIA  
Presiding Commissioner