

Republic of the Philippines
PRESIDENTIAL ELECTORAL TRIBUNAL
Manila

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

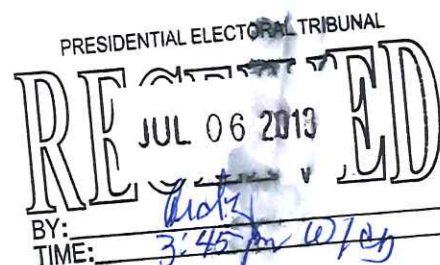
Protestant,

-versus-

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

Protestee.

X - - - - - X



PET Case No. 005

For: Election Protest
Vice-President

STRONG MANIFESTATION
WITH MOTION

[RE: USE OF DECRYPTED BALLOT IMAGES FOR REVISION]

Protestant **FERDINAND "BONGBONG" R. MARCOS, JR.** ("protestant Marcos"), through the undersigned counsels, unto this Honorable Presidential Electoral Tribunal ("PET"), most respectfully alleges the following:

1. The undersigned counsel for protestant Marcos received copies of *Resolution* dated 5 June 2018, *Resolution* dated 19 June 2018 and *Resolution* dated 26 June 2018, which were all issued by this Honorable Tribunal in connection with the judicial revision and recount proceedings for the pilot protested provinces of Camarines Sur and Iloilo.

2. Based on the aforementioned *Resolutions*, it would appear that this Honorable Tribunal intends to revise the decrypted ballot images in lieu of the original paper ballots in the following protested clustered precincts of the provinces of Camarines Sur and Iloilo, thus:

Resolution dated June 5, 2018

- Clustered Precinct No. 17 (Precincts 0043A and 0044A), Brgy. Minadongsol, Sagnay, Camarines Sur
- Clustered Precinct No. 5 (Precincts 9A, 9B and 10A), Brgy. Sta. Cruz, Canaman, Camarines Sur

- Clustered Precinct No. 19 (Precincts 38A, 38B and 39A), Brgy. Poro, Canaman, Camarines Sur
- Clustered Precinct No. 15 (Precincts 32A and 32B), Brgy. Liñaga, Canaman, Camarines Sur
- Clustered Precinct No. 20 (Precincts 39B, 40A and 41A), Brgy. Poro, Canaman, Camarines Sur
- Clustered Precinct No. 25 (Precincts 0049A and 0049B), Brgy. San Jose West, Canaman, Camarines Sur
- Clustered Precinct No. 6 (Precincts 10B, 11A and 11B), Brgy. Sta. Cruz, Canaman, Camarines Sur
- Clustered Precinct No. 34 (Precincts 0065A, 0065B, 0066A and 0066B), Brgy. Talidtid, Canaman, Camarines Sur
- Clustered Precinct No. 31 (Precincts 0060A, 0060B, 0061A and 0061B), Brgy. Sta. Teresita, Canaman, Camarines Sur
- Clustered Precinct No. 36 (Precincts 69A, 70A and 70B), Brgy. Tibgao, Canaman, Camarines Sur
- Clustered Precinct No. 14 (Precincts 0030A, 0030B and 0031A), Brgy. Iquin, Canaman, Camarines Sur
- Clustered Precinct No. 27 (Precincts 51A, 51B and 52A), Brgy. San Nicolas, Canaman, Camarines Sur
- Clustered Precinct No. 4 (Precincts 0006A, 0006B and 0006C), Brgy. Alimbuyod, Milaor, Camarines Sur
- Clustered Precinct No. 46 (Precincts 86A, 87A and 87B), Brgy. Manangle, Sipocot, Camarines Sur
- Clustered Precinct No. 13 (Precincts 31A, 31B, 32A, 32B and 33A), Brgy. Alteza, Sipocot, Camarines Sur
- Clustered Precinct No. 7 (Precincts 0017A, 0018A, 0019A and 0019B), Brgy. South Centro (Pob.), Sipocot, Camarines Sur
- Clustered Precinct No. 17 (Precincts 39A, 39B, 40A and 40B), Brgy. Azucena, Camarines Sur

- Clustered Precinct No. 17 (Precincts 14A, 14B, 14C), Brgy. Bagacay, Tinambac, Camarines Sur

Resolution dated June 19, 2018

- Clustered Precinct No. 54 (Precincts 46A, 46B and 46C), Brgy. San Roque, Tinambac, Camarines Sur

Resolution dated June 26, 2018

- Clustered Precinct No. 17 (Precincts 0042A, 0042B and 0043A), Brgy. Danlog, Municipality of San Jose, Camarines Sur
- Clustered Precinct No. 39 (Precincts 0096A, 0097A and 0097B), Brgy. Progreso, Municipality of Ajuy, Iloilo
- Clustered Precinct No. 13 (Precincts 30A, 31A and 32A), Brgy. Central, Municipality of Ajuy, Iloilo
- Clustered Precinct No. 43 (Precincts 106A and 106B), Brgy. Rojas, Municipality of Ajuy, Iloilo
- Clustered Precinct No. 51 (Precincts 125A, 125B, 126A and 126B), Brgy. Adcadarao, Municipality of Ajuy, Iloilo
- Clustered Precinct No. 50 (Precincts 112A, 112B, 113A and 113B), Brgy. Sulong, Municipality of Alimodian, Iloilo

3. This is **GRAVE MISTAKE**.

4. With all due respect, this Honorable Tribunal cannot use the decrypted ballot images in the aforementioned precincts for purposes of the judicial recount and revision proceedings in this case because the decrypted ballot images are **COMPROMISED**.

5. In fact, even before the commencement of the revision proceedings, protestant Marcos had already expressed his reservations on the use of the decrypted ballot images from the pilot protested provinces of Iloilo, Camarines Sur and even Negros Oriental as it appears that the integrity thereof is **DUBIOUS** and **HIGHLY QUESTIONABLE**.

6. It is undisputed that the original paper ballots used during the 2016 elections **DO NOT CONTAIN SQUARES**. Interestingly, however, a review of the decrypted ballot images from the pilot protested provinces of Iloilo, Camarines Sur and Negros Oriental confirms the presence of squares on the decrypted ballot images, specifically on the oval intended for protestee Robredo.

7. The presence of these squares on the oval intended for protestee Robredo certainly proves that the decrypted ballot images are **NOT FAITHFUL IMAGES OF THE ORIGINAL PAPER BALLOTS USED DURING THE 2016 ELECTIONS**. Hence, the same cannot be relied upon for purposes of the judicial recount and revision proceedings.

8. Consequently, protestant Marcos is compelled to oppose the directive of this Honorable Tribunal on the use of the decrypted ballot images from the pilot protested provinces of Iloilo and Camarines Sur for purposes of the judicial recount and revision proceedings in this case.

9. Protestant Marcos reserves the right to submit a more exhaustive discussion on this matter in a separate pleading.

PRAYER

ACCORDINGLY, it is most respectfully prayed of this Honorable Tribunal to take **NOTE** of the foregoing *Strong Manifestation with Motion* and to **HOLD IN ABEYANCE** the use of the decrypted ballot images in the above-enumerated protested clustered precincts until the issue on the integrity of the decrypted ballot images is first resolved.

Other reliefs, just and equitable under the premises, are also prayed for.

City of Manila, Philippines, **5 July 2018**.

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Marcos v. Robredo
PET Case No. 005

Manifestation [Re: Use of Decrypted Ballot Images for Revision]

By:



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MCLE Compliance No. VI-0006563; 02-19-18



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Copies furnished:

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COMMISSION ON ELECTIONS

Law Department

8th Floor, Palacio Del Gobernador

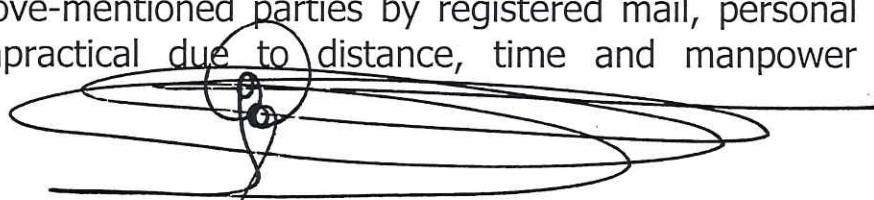
Intramuros, Manila

: 1095893322122

EXPLANATION

[Pursuant to Rule 30 and 31 of the PET Rules in relation to Section 11, Rule 13 of the 1997 Rules of Civil Procedure]

Copies of the foregoing *Strong Manifestation with Motion* were served to the above-mentioned parties by registered mail, personal service being impractical due to distance, time and manpower constraints.



GEORGE ERWIN M. GARCIA

Marcos v. Robredo

PET Case No. 005

Manifestation [Re: Use of Decrypted Ballot Images for Revision]

5 | Page

AFFIDAVIT OF SERVICE

(Revised as of April 1, 1994)

I, **Jerry C. Guevarra**, a clerk of the G.E. GARCIA Law Office with office address at Ground Floor, LAIKO Bldg., Cabildo St., Intramuros, City of Manila, after being duly sworn, do hereby depose and say:

That on July 6, 2018, I served a copy of the following pleading/paper.

NATURE OF PLEADING/PAPER

STRONG MANIFESTATION WITH MOTION

[RE: USE OF DECRYPTED BALLOT IMAGES FOR REVISION]

In **PET Case No. 005** entitled "**FERDINAND 'BONGBONG' R. MARCOS, JR., Protestant, -versus- MARIA LEONOR 'LENI DAANG MATUWID' G. ROBREDO, Protestee**", pursuant to Sections 3, 4, 5 and 10, Rule 13 of the Rules of Court, as follows:

By Registered Mail:

ATTY. ROMULO B. MACALINTAL
c/o Sardillo Sardillo Salom Law Office
Unit 802, Taipan Place, F. Ortigas Avenue
Ortigas Center, Pasig City

THE SOLICITOR GENERAL
134 Amorsolo Street
Legaspi Village, 1229 Makati City

COMMISSION ON ELECTIONS
Law Department
8th Floor, Palacio Del Gobernador
Intramuros, Manila

R. R. Nos.

RD 955920524 22

RD 955920538 22

RD 958933221 22

By depositing a copy at the post office in Manila, as evidenced by Registry Receipt(s) No(s) and indicated after the name(s) of the addressee(s), and with instructions to the postmaster to return the mail to the sender after ten (10) days if undelivered.

July 6, 2018, Manila, Philippines.

JERRY C. GUEVARRA
Affiant

SUBSCRIBED AND SWORN to before me this 06 JUL 2018 at Manila, Philippines, affiant exhibiting to me his Tax Identification No. 300-192-753-000. Issued by Bureau of Internal Revenue.

Doc. No. 853
Page No. 171
Book No. 35
Series of 2018.

ATTY. PEDRO D. GENATO
Notary Public Until Dec. 31, 2019
Notarial Commission 2018-011 Mla.
IBP# 012432 Pasig 7-27-17 until 2019
PTR# Mla 6993998 - 1-4-2018
Roll# 12088, TIN# 132-436-687
MCLE Compl. No. V-0005232 until 4-14-19

VERIFIED DECLARATION

I, **JERRY C. GUEVARRA**, a clerk of the G.E. GARCIA Law Office with office address at Ground Floor, LAIKO Bldg., Cabildo St., Intramuros, City of Manila, hereby declare that the document/s (and annexes thereof) hereto submitted electronically in accordance with the Efficient use of Paper Rule is/are complete and true copy/ies of the document/s "**STRONG MANIFESTATION WITH MOTION** [RE: USE OF DECRYPTED BALLOT IMAGES FOR REVISION]" in **PET Case No. 005** entitled **FERDINAND 'BONGBONG' R. MARCOS, JR., Protestant, -versus- MARIA LEONOR 'LENI DAANG MATUWID' G. ROBREDO, Protestee,** filed with the Presidential Electoral Tribunal.

Signature: _____
Printed Name: **Jerry C. Guevarra**
Position: Staff
Date: July 6, 2018

SUBSCRIBED AND SWORN to before me this
06 JUL 2018 at Manila, Philippines, affiant exhibiting to me his
Tax Identification No. 300-192-753-000. Issued by Bureau of Internal
Revenue.

Person Administering Oath

Doc. No. 852 ;
Page No. 171 ;
Book No. 35 ;
Series on 2018.

ATTY. PEDRO D. GENATO
Notary Public Until Dec. 31, 2019
Notarial Commission 2018-011 Mla.
IBP# 012432 Pasig 7-27-17 until 2019
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