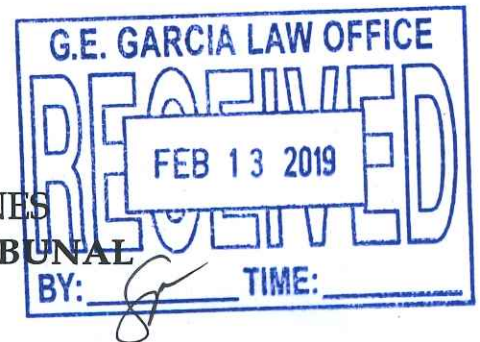


REPUBLIC OF THE PHILIPPINES
PRESIDENTIAL ELECTORAL TRIBUNAL
Manila



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

Protestant,

-versus -

**PET Case No. 005
For: Election Protest
Vice-President**

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

Protestee.

x-----x

MANIFESTATION

(In lieu of a Comment on Protestant Marcos' Extremely
Urgent Manifestation of Grave Concern with Omnibus
Motion)

COMES NOW, the Commission on Elections (COMELEC),
through the undersigned counsels of the Law Department, most
respectfully manifests:

1. On 28 January 2019, COMELEC received the Notice of
the Resolution dated 8 January 2019 of this Honorable Tribunal,
which provides, among others:

"Acting on the Extremely Urgent Manifestation of
Grave Concern with Omnibus Motion ([i] to Issue
Subpoena Duces Tecum to the Voters Identification
Division of the COMELEC - Election Records and
Statistics Department [ERSD] to Produce and Submit the
Dactyloscopic and Questioned Document Reports Dated
June 5, 2018 and Such Other Relevant Documents
Involving the Technical Examination Conducted on the
Voters Registration Records [VRRs] as Against the
Election Day Computerized Voters List with Voting
Records [EDCVLs] of Five Hundred Eight [508]
Established Precincts in the Provinces of Lanao Del Sur,

Maguindanao and Basilan Used During the Last May 9, 2016 National and Local Elections; [ii] to Investigate All the Concerned Chairman and Members of the Board of Election Inspectors [BEIs] Who Served in the Provinces of Lanao Del Sur, Maguindanao and Basilan During the Last May 9, 2016 National and Local Elections to Determine Their Involvement and Participation as to the Incidence of Substituted-Voting in the Said Provinces; and [iii] to Immediately Direct the Voters Identification Division of the COMELEC-ERSD to Conduct a Technical Examination on the Signatures and Thumbprints Appearing on the VRRs and EDCVLs of the Entire Two Thousand Seven Hundred Fifty-Six [2,756] Protested Clustered Precincts of Lanao Sel Sur, Maguindanao and Basilan in Connection With the Last May 9, 2016 National and Local Elections) dated December 10, 2018 filed by counsel for protestant Ferdinand 'Bongbong' R. Marcos, Jr., the Tribunal Resolved to direct the protestee and the COMELEC to **COMMENT** thereon within a **NON-EXTENDIBLE** period of ten (10) days from notice hereof."

2. COMELEC has until 07 January 2019 within which to comply.

3. A Protest Case docketed as **EPC Case No. 2016-37** entitled "*Abdusakur M. Tan versus Mujiv S. Hataman*" is pending before the COMELEC Second Division.

4. Pursuant to the Order of the COMELEC Second Division granting the *Motion for Technical Examination* of the signatures and/or thumbprints appearing on the Voters Registration Records (VRRs) and Election Day Computerized Voters List (EDCVLs) used during the last 2016 National and Local Elections in the Provinces of Lanao Del Sur, Basilan and Maguindanao filed by Protestant Abdusakur M. Tan, the Voters Identification Division of the COMELEC - Election Records and Statistics Department (ERSD) conducted a technical examination for the said case.

5. The Voters Identification Division of the COMELEC - ERSD submitted its report pertaining to the results of the Technical Examination to the COMELEC Second Division.

6. However, the COMELEC Second Division has yet to issue a Resolution or Order relative to the report and the entire case itself, hence, covered by the *sub judice* rule.

7. The *sub judice* rule restricts comments and disclosures pertaining to the judicial proceedings in order to avoid prejudging the issue, influencing the court, or obstructing the administration of justice.¹ The restriction applies not only to participants in the pending case, *i.e.*, to members of the bar and bench, and to litigants and witnesses, but also to the public in general, which necessarily includes the media.²

PRAYER

WHEREFORE, it is most respectfully prayed of this Honorable Tribunal that this **SUBMISSION BE NOTED** and **DEEMED SATISFACTORY COMPLIANCE** with the Order of the Honorable Tribunal.

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

City of Manila, 05 February 2019.

COMMISSION ON ELECTIONS:

Law Department

8th Floor, Palacio del Gobernador

Intramuros, Manila


Tel. Nos. (02) 527-2768; (02) 527-0843


¹ Marantan vs Diokno, G.R. No. 205956, February 12, 2014.


² See Supplemental Opinion of Justice Brion, Lejano vs. People, G.R. No. 176389; People vs. Webb, et al., G.R. No. 176864.

By:


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MANIFESTATION
MARCOS v. ROBREDO
PET Case No. 005

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Supreme Court, Manila

NOTICE

CLERK OF TRIBUNAL

Presidential Electoral Tribunal

Padre Faura, Manila

Greetings:

Please submit the foregoing *Manifestation* for the consideration of the Honorable Tribunal.

City of Manila, 05 February 2019.


MARIA NORINA S. TANGARO-CASINGAL
Director IV

EXPLANATION OF SERVICE

A copy of this *Manifestation* was furnished the parties by registered mail due to time constraints and lack of messengerial personnel.

Maria Norina S. Tangaro-Casingal
MARIA NORINA S. TANGARO-CASINGAL
Director IV

SUBMISSION OF DIGITAL COPIES

Pursuant to the Efficient Use of Paper Rule, soft copy of this *Manifestation*, saved in a compact disc is being filed simultaneously with its Tribunal-bound paper.

Maria Norina S. Tangaro-Casingal
MARIA NORINA S. TANGARO-CASINGAL
Director IV