

Republic of the Philippines  
COMMISSION ON ELECTIONS  
Palacio del Gobernador  
Intramuros, Manila

In The Matter Of:  
DECLARATION OF NULLITY OF CONA,  
AND DISQUALIFICATION OF  
FERDINAND R. MARCOS, JR.

**ABUBAKAR M. MANGELEN**

Petitioner,

SPA CASE NO. \_\_\_\_\_

-versus-

**FERDINAND R. MARCOS JR.,**

Respondent.

X ----- X

**PETITION**

**COMES NOW** the undersigned petitioner in the above- entitled case and unto the Honorable Commission, most respectfully states, **THAT:**

1. Petitioner is of legal age, Filipino, married and a resident of B2A Lot 30, Ciudad Real, San Jose Del Monte City, Bulacan;

2. Respondent is likewise of legal age, Filipino, married and a resident of 10 Barangay Lacub, Batac 2906 Ilocos Norte, where summons, notices, orders, resolutions and decision may be served;

3. Petitioner is the duly elected Chairman of the Partido Federal ng Pilipinas (PFP). This is shown in PFP's Petition for Registration filed with the Honorable Commission on Elections, a copy of which together with the Annexes are hereto attached and made integral part hereof as **ANNEX "A" and series;**

4. Respondent is a candidate for President in the 2022 National and Local Elections. He filed his Certificate of Candidacy;

5. Respondent attached to his Certificate of Candidacy a Certificate of Nomination and Acceptance (CONA) purportedly issued by the Partido Federal ng Pilipinas (PFP) sans his knowledge, participation, concurrence and signature;

6. The matter of indorsement by some officers of PFP came as a big shock and surprise to petitioner and substantial number of officers and members of PFP. As a matter of fact, the party officers from Lanao del Norte and other areas who were not consulted nor notified like petitioner of any meeting or convention complained of their replacement as such officers without due process of law and in contravention of the pertinent provisions of PFP's Constitution and By-laws. In this regard, petitioner filed a letter complaint with the Law Department, COMELEC, Manila dated November 29, 2021, a copy of which is hereto attached and made integral part hereof as **ANNEX "B"**. Also, copies of the list of officers in various areas is hereto attached and made integral part hereof as **ANNEXES "C", "D", "E"**, and their respective series;

7. Thus, the CONA issued to respondent is unauthorized, defective, invalid and void. Moreso, PFP's supposed indorsement of him as the Party's presidential standard bearer is inoperative, void and non-existent;

8. By way of and as 2nd cause of action, petitioner, in his capacity as Chairman of PFP and as taxpayer- voter, seeks the disqualification of respondent on ground of ineligibility arising from a previous conviction of a crime involving moral turpitude, in line with and pursuant to **Sec. 12 of the Omnibus Election Code**, quoted hereunder as follows:

Sec. 12. Disqualifications. - Any person who has been declared by competent authority insane or incompetent, or has been sentenced by final judgment for subversion, insurrection, rebellion, or for any offense for which he has been sentenced to a penalty of more than eighteen months, or for a crime involving moral turpitude, shall be disqualified to be a candidate and to hold any office, unless he has been given plenary pardon or granted amnesty.



9. On July 27, 1995, respondent was convicted at the Regional Trial Court, Quezon City for violating Sections 45 and 50 of the National Internal Revenue Code of 1977, as amended. The court decision rendered two six-month and two three-year sentences against him for failure to file and pay income-tax returns for the years 1982, 1983, 1984 and 1985. The same decision also ordered Marcos to pay the corresponding taxes, penalties, interests and surcharges due the Bureau of Internal Revenue;

10. On appeal, the Court of Appeals, affirmed with modification the RTC Decision. It deleted the penalty of imprisonment;

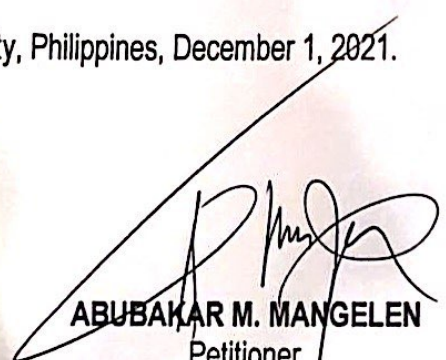
11. It is the well-considered view of petitioner that the crime for which respondent was convicted involves moral turpitude that carries with it the accessory penalty of perpetual disqualification to hold public office. As defined:

Moral turpitude has been defined as everything which is done contrary to justice, modesty, or good morals; an act of baseness, vileness or depravity in the private and social duties which a man owes his fellowmen, or to society in general.

**WHEREFORE, IN THE LIGHT OF THE FOREGOING,** it is most respectfully prayed of the Honorable Commission that the CONA issued to respondent be declared null and void and of no force and binding effect, and that respondent be disqualified as candidate and to hold public office.

Other reliefs or remedies just and equitable in the premises are also prayed for.

Quezon City, Philippines, December 1, 2021.



**ABUBAKAR M. MANGELEN**

Petitioner

Driver's License N0290126448

**VERIFICATION:**

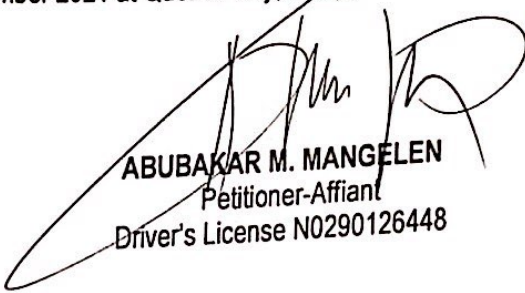
I, the undersigned, under oath, depose and state THAT:

I am the Petitioner in the above-entitled case;

I have caused the preparation and filing of the foregoing Petition;

I have read its contents and the same are true and correct of my own personal knowledge and based on authentic documents/records.


IN WITNESS WHEREOF, I have hereunto affixed my signature this 1st day of December 2021 at Quezon City, Philippines.

  
ABUBAKAR M. MANGELEN  
Petitioner-Affiant  
Driver's License N0290126448

SUBSCRIBED and SWORN to before me this 1st day of December 2021 in Quezon City, Philippines.

Doc. No. 392;  
Page No. 20;  
Book No. 15;  
Series of 2021.

Notary Public

  
ATTY. MARY CATHERINE A. DAMIAN  
Notary Public for Quezon City until December 31, 2022  
per Adm. Matter No. NP-176 (2021-2022)  
Unit 9 Bldg. 2, Acacia Support Area, Laurel Avenue, UP Diliman, Quezon City  
IBP No. AR21794119; Quezon City Chapter; 01-07-2021 for 2021 and  
IBP No. AR934307; 01-08-2021 for 2022  
PTR No. G5557420; Quezon City; 01-07-2021  
Roll No. 43243; MCLE Compliance No. VI-002334; 04-11-2010; Pasig City