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Republic of the Philippines
COMMISSION ON ELECTIONS
Manila

SECOND DIVISION

TIBURCIO "TVM" VILLAMOR
MARCOS,

Petitioner,

-versus-

SPA NO. 21-180 (DC)

FERDINAND "BONGBONG"
ROMUALDEZ MARCOS JR.,
Respondent.

X-----X

NOTICE

1. TIBURCIO "TVM" VILLAMOR MARCOS
Petitioner
No. 957 M. Cruz St., Brgy. Mauway,
Mandaluyong City
chriscanon2020@gmail.com
2. FERDINAND "BONGBONG" ROMUALDEZ
MARCOS JR.,
Respondent
G/F Sunset View Towers,
2330 Roxas Boulevard, Pasay City 1300
3. THE CITY ELECTION OFFICER
Commission on Elections
Pasay City
Ncr.pasaycity@comelec.gov.ph
4. THE REGIONAL ELECITON DIRECTOR
Commission on Elections, NCR
2ND Floor, FEMII Bldg.,
Don Andres Soriano Ave., Intramuros, Manila

5. **THE EDUCATION AND INFORMATION
DEPARTMENT**

This Commission
eid@comelec.gov.ph

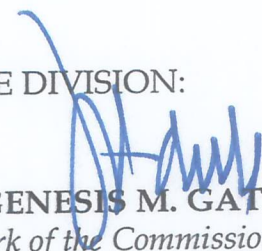
GREETINGS:

Attached is a copy of the **ORDER** dated 28 January 2022 of the Commission (**SECOND DIVISION**) in the above-entitled case.

In compliance with COMELEC Resolution 10722,ⁱ the **Election Officer (EO) of City Election Officer, Pasay City, NCR** having jurisdiction over the party/parties is hereby directed to personally serve the Order. Furthermore, the EO concerned shall also submit five (5) days from receipt thereof the Proof of Service and/or Receipt to the clerkofthecommission@comelec.gov.ph

Given this 31 January 2022, City of Manila, Philippines.

FOR THE DIVISION:


ATTY. GENESIS M. GATDULA
Clerk of the Commission *AMB*

ⁱ Promulgated on 06 October 2021



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ORDER

On 05 November 2021, a verified *Petition* was filed *via* e-mail pursuant to COMELEC Resolution No. 10673,¹ praying that the Certificate of Candidacy (COC) of Respondent **FERDINAND "BONGBONG" ROMUALDEZ MARCOS JR.**, be cancelled and denied due course for the position of President in the 09 May 2022 elections.

After a judicious review of the *Petition*, the Commission (*Second Division*) finds that *Petitioner* failed to comply with one of the requirements imposed by COMELEC Resolution No. 9253,² particularly Rule 23, Section 2, thereof:

xxx

SEC. 2. Period to file Petition. – the *Petition* must be filed within five (5) days from the last day from filing of

¹In Re: Guidelines on Electronic Filing, Conduct of Hearings/ Investigations/ Inquiries *via* Video Conference and Service, promulgated on 25 June 2020.

²Promulgated on 25 September 2012.

certificate of candidacy; but not later that twenty-five (25) days from the time of filing of the certificate of candidacy subject of the Petition.;

xxx

Upon scrutiny of the Petition submitted, the Commission (*Second Division*) finds Respondent filed his Certificate of Candidacy on 06 October 2021. Thus, the last day of the filing of said Petition to deny due course or to cancel his certificate of candidacy was on 02 November 2021. The Petition was filed *via* e-mail on 05 November 2021, at 3:24 in the afternoon, which is beyond the prescribed period. Petitioner's failure to timely file his petition in accordance with Section 2, Rule 23 of COMELEC Resolution No. 9523 is sufficient ground to deny it.

In view of the foregoing, the Commission (*Second Division*) hereby **RESOLVES** to **DISMISS** the instant Petition.

SO ORDERED.

Given this JAN 29 2022, in the City of Manila, Philippines.


SOCORRO B. INTING
Presiding Commissioner


ANTONIO T. KHO, JR.
Commissioner


REY E. BULAY
Commissioner