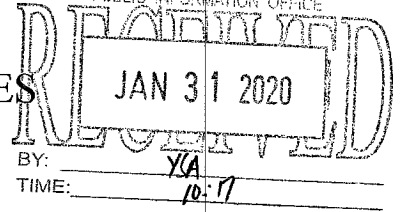




REPUBLIC OF THE PHILIPPINES
SUPREME COURT
Manila

SUPREME COURT OF THE PHILIPPINES
PUBLIC INFORMATION OFFICE



SECOND DIVISION

NOTICE

Sirs/Mesdames:

Please take notice that the Court, Special Second Division, issued a Resolution dated 27 November 2019 which reads as follows:

“G.R. No. 244377 (*People of the Philippines vs. Mike Arthur Flores y Arcenas*). – This is an appeal¹ under Section 13(c), Rule 124 of the Rules of Court, as amended, seeking to annul and set aside the Decision² dated August 17, 2018 issued by the Court of Appeals (CA) in CA-G.R. C.R.-HC No. 09299.

After a perusal of the records of this case, the Court resolves to **DISMISS** the appeal for failure to sufficiently show any reversible error in the herein assailed CA decision to warrant the exercise of the Court’s discretionary appellate jurisdiction.

However, in light of prevailing rules and jurisprudence, the Court modifies the penalty and the amount of damages therein imposed.

WHEREFORE, the Court **ADOPTS** and **AFFIRMS** the factual findings and conclusions of law in the Decision dated August 17, 2018 issued by the Court of Appeals in CA-G.R. C.R.-HC No. 09299, insofar as it found accused-appellant Mike Arthur Flores y Arcenas guilty beyond reasonable doubt of the crime of Murder as defined and penalized under Article 248 of the Revised Penal Code; **SUBJECT TO THE MODIFICATION** in that the accused-appellant shall suffer the penalty of *reclusion perpetua* and pay the heirs of the victim, Michael Fabalena y Acuyan, the amount of ₱75,000.00 as civil indemnity, ₱75,000.00 as moral damages, ₱75,000.00 as exemplary damages, and ₱50,000.00 as temperate damages. All of which shall earn interest at the rate of six percent (6%) *per annum* from the date of the finality of this Resolution until fully paid.

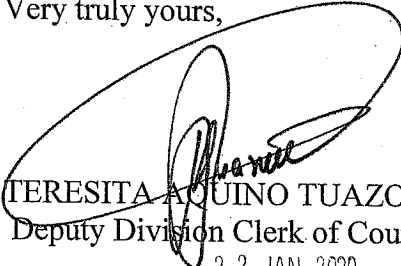
¹ *Rollo*, pp. 15-16.

² Penned by Associate Justice Zenaida T. Galapate-Laguilles, with Associate Justices Stephen C. Cruz and Gabriel T. Robeniol, concurring; *CA rollo*, pp. 80-90.

ridu

SO ORDERED.” (Zalameda, J., designated additional Member per Special Order No. 2727 dated October 25, 2019.)

Very truly yours,


 TERESITA AQUINO TUAZON
 Deputy Division Clerk of Court *Utch 1/22*
 22 JAN 2020

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 Accused-Appellant
 c/o The Director
 Bureau of Corrections
 1770 Muntinlupa City

THE DIRECTOR (reg)
 Bureau of Corrections
 1770 Muntinlupa City

HON. PRESIDING JUDGE (reg)
 Regional Trial Court, Branch 73
 1470 Malabon City
 (Crim. Case No. 38765-MN)

JUDGMENT DIVISION (x)
 Supreme Court, Manila

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*with copy of CA decision dated 17 August 2018
Please notify the Court of any change in your address.
 GR244377. 11/27/2019(105)URES