



REPUBLIC OF THE PHILIPPINES  
SUPREME COURT  
Manila

SPECIAL SECOND DIVISION

**NOTICE**

Sirs/Mesdames:

*Please take notice that the Court, Second Division, issued a Resolution dated 03 February 2021 which reads as follows:*

**“G.R. No. 227753 (People of the Philippines, Plaintiff-Appellee, v. Gerardo Añoover y Macanip, Aljon Martinez and Jeffrey Añoover, Accused: Prudencio Santiago y Maliksi, Vilma Macanip y Barraza, Alejandro Aldas y Aure, and Zosimo Lauzon y Burines, Accused-Appellants).** – In the 27 November 2019 Resolution,<sup>1</sup> this Court dismissed the appeal for lack of merit, and affirmed with modification the challenged Decision.<sup>2</sup>

Accused-appellants moved for reconsideration.<sup>3</sup>

This Court resolves to **DENY** with finality the Motion for Reconsideration of accused-appellants for raising no substantial arguments. On 24 January 2020, We received from JInsp. Morrison D. Imingan, OIC of the New Bilibid Prison, a 22 January 2020 letter informing Us that accused-appellant Prudencio Santiago y Maliksi died on 15 July 2014, prior to the issuance of this Court's 27 November 2019 Resolution. Attached to the letter was a photocopy of the Certificate of Death of accused-appellant Prudencio Santiago y Maliksi. Accordingly, the criminal and civil liabilities *ex delicto* of said accused-appellant are deemed **EXTINGUISHED** by his death prior to final judgment.<sup>4</sup>

This Court further resolves to:

1. **NOTE** the returned and unserved copies of the Resolution dated 02 October 2019 (which noted accused-appellant Vilma Macanip y Barraza's undated letter appealing the case to this Court and praying that she be given a lower penalty to enable her to apply for parole) separately sent to accused-appellant Vilma B. Macanip, at c/o The Superintendent, Sablayan Prison and Penal Farm, Sitio Palbong, Bgy. Ligaya, Sablayan, 5104 Occidental

<sup>1</sup> *Rollo*, pp. 92-102.

<sup>2</sup> *Id.* at 2-35. The Decision was penned by Associate Justice Ramon A. Cruz, and concurred in by Associate Justices Remedios A. Salazar-Fernando (Chair) and Marlene Gonzales-Sison of the Second Division, Court of Appeals Manila.

<sup>3</sup> *Id.* at 119-126.

<sup>4</sup> *See People v. Lipata*, G.R. No. 200302, 20 April 2016.

Mindoro; and to Messrs. Prudencio M. Santiago, Alejandro A. Andres and Zosimo B. Lauzon, at c/o The Superintendent, New Bilibid Prison North, Bureau of Corrections, 1770 Muntinlupa City with notations, "Return to Sender, Inmate Released" and "Return to Sender, Deceased," respectively; and

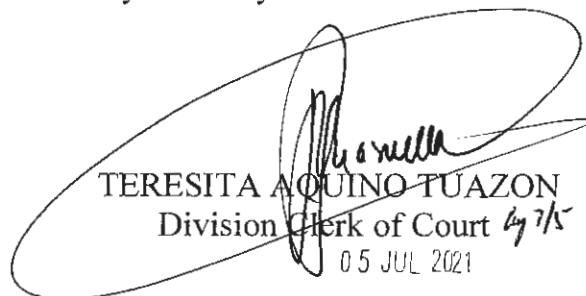
2. **NOTE** the letter dated 22 January 2020 of JInsp. Morrison D. Imingan, OIC, New Bilibid Prison-East, Muntinlupa City, informing that accused-appellant Prudencio Santiago y Maliksi died last 15 July 2014 as per the attached photocopy of his certificate of death, and **DIRECT** the Bureau of Corrections to: (a) submit a certified true copy of the certificate of death of accused-appellant Prudencio Santiago y Maliksi; and (b) inform the Court of the whereabouts of accused-appellants Vilma Macanip y Barraza, Alejandro Aldas y Aure and Zosimo Lauzon y Burines, both within five (5) days from notice.

**WHEREFORE**, the Motion for Reconsideration of accused-appellants is hereby **DENIED WITH FINALITY**. The 23 March 2015 Decision of the Court of Appeals in CA-G.R. CR-H.C. No. 04537 is hereby **AFFIRMED with MODIFICATION** insofar as accused-appellant Prudencio Santiago y Maliksi is concerned. In view of said accused-appellant's death prior to the Court's final judgment, his criminal and civil liabilities *ex delicto* are declared **EXTINGUISHED**.

No further pleadings or motions shall be entertained. Let entry of judgment be made.

**SO ORDERED."**

By authority of the Court:

  
TERESITA AQUINO TUAZON  
Division Clerk of Court by 7/5  
05 JUL 2021

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\*THE DIRECTOR (reg)  
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1770 Muntinlupa City

\*THE SUPERINTENDENT (reg)  
Correctional Institution for Women  
1550 Mandaluyong City

\*ALEJANDRO ALDAS y AURE (reg)  
\*ZOSIMO LAUZON y BURINES (reg)  
Accused-Appellants  
c/o The Director  
Bureau of Corrections  
1770 Muntinlupa City

\*VILMA MACANIP y BARRAZA (reg)  
Accused-Appellant  
c/o The Superintendent  
Correctional Institution for Women  
1550 Mandaluyong City

HON. PRESIDING JUDGE (reg)  
Regional Trial Court, Branch 31  
San Pedro, Laguna  
(Crim. Case No. 4554-SPL)

\*\*JINSP. MORRISON D. IMINGAN (reg)  
Officer-in-Charge  
New Bilibid Prison-East  
Muntinlupa City

PRUDENCIO SANTIAGO y MALIKSI  
Accused-Appellant  
(deceased)

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\*with copy of the CA Decision dated 23 March 2015

\*\*For this resolution only

*Please notify the Court of any change in your address.*  
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