



Republic of the Philippines
Province of Davao Oriental
OFFICE OF THE SANGGUNIANG PANLALAWIGAN
SP Complex, Government Center, Dahican
CITY OF MATI



EXCERPTS FROM THE MINUTES OF THE 9TH REGULAR SESSION OF THE 17TH SANGGUNIANG PANLALAWIGAN OF DAVAO ORIENTAL, HELD ON WEDNESDAY, AUGUST 31, 2022 AT THE CITY OF MATI, THIS PROVINCE.

PRESENT:

Hon. Niño Sotero L. Uy, Jr. Vice Governor – Presiding Officer

Regular Members:

District I

Hon. Anna Cheryl N. Castro
Hon. Art Benjie C. Bulaong
Hon. Marietta D. Palmera
Hon. Andy A. Monday

District II

Hon. Shella Marie S. Go
Hon. Harold A. Montes
Hon. Rotchie M. Ravelo
Hon. Daud V. Linsag
Hon. Stephen Paul L. Uy

Ex-Officio Members:

Hon. Joselito B. Villademoso	President, Philippine Councilors League (PCL) - Davao Oriental Chapter
Hon. Rustan R. Castellones	President, Liga Ng Mga Barangay (LNB) - Davao Oriental Chapter - <i>Temporary Presiding Officer</i>
Hon. Eleuterio C. Manaytay	Indigenous Peoples Mandatory Representative (IPMR)
Hon. Ronald T. Lara, Jr.	Sangguniang Kabataan Provincial Federation President (SKPFP)

ABSENT:

None.

RESOLUTION NO. 17-94-08-2022

Author : Hon. Joselito B. Villademoso
Sponsor: Hon. Joselito B. Villademoso

A RESOLUTION FORWARDING TO THE PROVINCIAL LEGAL OFFICER AND DEPARTMENT OF INTERIOR AND LOCAL GOVERNMENT (DILG) – PROVINCIAL OFFICE, THE HEREIN MOTION FOR RECONSIDERATION FILED BY FORMER MUNICIPAL COUNCILOR ANA SHEIRA MAE ALMACIN-JALON, COMPLAINANT, ON THE DECISION OF SP ADMIN CASE NO. 16-01-2021, TOGETHER WITH SP RESOLUTION NO. 16-02-06-2022, FOR THEIR LEGAL OPINION ON WHETHER THE 17TH SANGGUNIANG PANLALAWIGAN HAS A JURISDICTION TO ASSUME OVER THE SUBJECT MOTION FOR RECONSIDERATION, IN VIEW OF SECTION 67(b) OF REPUBLIC ACT 7160 OR THE LOCAL GOVERNMENT CODE OF 1991.

WHEREAS, former Municipal Councilor Ana Sheira Mae Almacin-Jalon, Complainant, filed an Administrative Complaint against then Mayor and Vice Mayor Katrina Joy H. Orenca and Vicente D. Orenca, respectively, all of the Municipality of Governor Generoso, for: "Grave Misconduct and Abuse of Authority", on October 27, 2021. The instant case was docketed as SP Administrative Case No. 16-01-2021;

Joselito B. Villademoso

[Signature]

WHEREAS, the 16th Sangguniang Panlalawigan, in exercising its Quasi-Judicial functions has convened and conducted proceedings to resolve the instant case, and eventually rendered its decision thru approved SP Resolution No. 16-02-06-2022 on June 8, 2022;

WHEREAS, SP Resolution No. 16-02-06-2021, entitled: *A RESOLUTION TO DISMISS THE ADMINISTRATIVE CASE NO. 16-01-2021 – “MUNICIPAL COUNCILOR ANA SHEIRA MAE ALMACIN-JALON VERSUS HON. KATRINA JOY H. ORENCIA AND HON. VICENTE D. ORENCIA, MAYOR AND VICE MAYOR OF THE MUNICIPALITY OF GOVERNOR GENEROSO, FOR: GRAVE MISCONDUCT AND ABUSE OF AUTHORITY”, FOR LACK OF MERIT AND COMPLAINANT’S LACK OF INTEREST IN THE PROSECUTION OF THE INSTANT CASE*”, was served to the concerned parties on June 26, 2022;

WHEREAS, on August 18, 2022, the Complainant submitted a Motion for Reconsideration on the Decision of the case;

WHEREAS, after a careful review and deliberation, and with due consideration that the 17th Sangguniang Panlalawigan is composed of newly elected officers, this Committee finds the need to seek legal opinion of the Provincial Legal Officer and the Department of Interior and Local Government as to the jurisdiction of this Sanggunian relative to the said Motion for Reconsideration in view of Section 67(b) of Republic Act 7160, which provides that: *“Decisions of the Sangguniang Panlalawigan in administrative cases may, within thirty (30) days from receipt thereof, be appealed to the Office of the President xxx”*;

WHEREFORE, on motion of SP Member Joselito B. Villademoso, duly and jointly seconded by SP Members Daud V. Linsag, Stephen Paul L. Uy, Rotchie M. Ravelo, Harold A. Montes, Anna Cheryl N. Castro, Shella Marie S. Go, Andy A. Monday, and Art Benjie C. Bulaong, it was

RESOLVED, as it is hereby resolved, **FORWARDING TO THE PROVINCIAL LEGAL OFFICER AND DEPARTMENT OF INTERIOR AND LOCAL GOVERNMENT (DILG) – PROVINCIAL OFFICE, THE HEREIN MOTION FOR RECONSIDERATION FILED BY FORMER MUNICIPAL COUNCILOR ANA SHEIRA MAE ALMACIN-JALON, COMPLAINANT, ON THE DECISION OF SP ADMIN CASE NO. 16-01-2021, TOGETHER WITH SP RESOLUTION NO. 16-02-06-2022, FOR THEIR LEGAL OPINION ON WHETHER THE 17TH SANGGUNIANG PANLALAWIGAN HAS A JURISDICTION TO ASSUME OVER THE SUBJECT MOTION FOR RECONSIDERATION, IN VIEW OF SECTION 67(b) OF REPUBLIC ACT 7160 OR THE LOCAL GOVERNMENT CODE OF 1991;**

RESOLVED, FINALLY, That copies of this resolution be furnished: Honorable Katrina Joy H. Orencia, Municipal Vice Mayor; Honorable Vicente D. Orencia, former Municipal Vice Mayor; and Honorable Ana Sheira Mae Almacin-Jalon, former Municipal Councilor, all of the Municipality of Governor Generoso, Davao Oriental, for their information and guidance.

CARRIED AND APPROVED.

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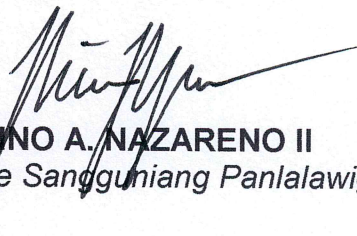
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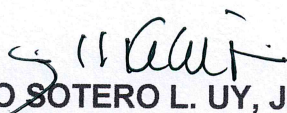


I hereby Certify to the Correctness
of the foregoing Resolution.



MAXIMINO A. NAZARENO II
Secretary to the Sangguniang Panlalawigan

Attested and Certified
to be duly Adopted:



NIÑO SOTERO L. UY, JR.
Vice Governor and Presiding Officer