



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 90TH REGULAR SESSION OF THE 17TH SANGGUNIANG PANLALAWIGAN OF DAVAO ORIENTAL HELD ON WEDNESDAY, MARCH 20, 2024 AT THE CITY OF MATI, THIS PROVINCE.

PRESENT:

Hon. Nelson R. Dayanghirang, Jr. Vice Governor – Presiding Officer

Regular Members:

District I

Hon. Anna Cheryl N. Castro
Hon. Andy A. Monday

District II

Hon. Shella Marie S. Go
Hon. Harold A. Montes
Hon. Daud V. Linsag

Ex-Officio Members:

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| Hon. Joselito B. Villademoso | President, Philippine Councilors League (PCL) - Davao Oriental Chapter |
| Hon. Jossone Michael G. Dayanghirang | President, Liga Ng Mga Barangay (LNB) - Davao Oriental Chapter |
| Hon. Eleuterio C. Manaytay | Indigenous Peoples Mandatory Representative (IPMR) |
| Hon. Shanine C. Lintogonan | Sangguniang Kabataan Provincial Federation President (SKPPF) |

ABSENT:

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| Hon. Rotchie M. Ravelo | SP Member, District II – Special Privilege Leave |
| Hon. Art Benjie C. Bulaong | SP Member, District I |
| Hon. Stephen Paul L. Uy | SP Member, District II – Special Privilege Leave |
| Hon. Marietta D. Palmera | SP Member, District I – O.B. – Baganga |
| Hon. Michelle M. Centeno | SP Member, District I – Special Privilege Leave |

RESOLUTION NO. 17-896-03-2024

Author : Hon. Joselito B. Villademoso

Sponsor : Hon. Joselito B. Villademoso

A RESOLUTION AUTHORIZING THE HONORABLE VICE GOVERNOR NELSON R. DAYANGHIRANG, JR., TO HIRE OR EMPLOY THE SERVICES OF ATTY. JONATHAN FEDERICO PANTOJAN AND ATTY. MARK MASCAN VIRGILIO, RESPECTIVELY, AS SPECIAL LEGAL OFFICERS OF SANGGUNIANG PANLALAWIGAN OF DAVAO ORIENTAL, TO A CIVIL CASE NO. 2576-24 FILED BY THE MUNICIPALITY OF BAGANGA, DAVAO ORIENTAL, MAYOR RONALD V. LARA, VICE MAYOR MODESTO LAYUPAN, AND MAJORITY OF SANGGUNIANG BAYAN MEMBERS, REPRESENTED BY VICE MAYOR MODESTO LAYUPAN (*PETITIONERS*) VERSUS VICE GOVERNOR NELSON R. DAYANGHIRANG JR., PROVINCIAL BOARD MEMBERS HAROLD A. MONTES, ROTCHIE M. RAVELO, ART BENJIE C. BULAONG, DAUD V. LINSAG, ANDY A. MONDAY, JOSELITO B. VILLADEMOSA, AND ELEUTERIO C. MANAYTAY (*RESPONDENTS*) AT REGIONAL

TRIAL COURT BRANCH 6 FOR: INJUNCTION AND NULLIFICATION OF SP RESOLUTIONS, WITH URGENT PRAYER FOR TEMPORARY RESTRAINING ORDER AND APPLICATION FOR WRIT OF PRILIMINARY INJUNCTION.

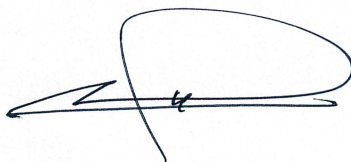
WHEREAS, Atty. Lady Hope J. Macayra, the Provincial Legal Officer, through a letter dated March 14, 2024, requested by the Honorable Vice Governor Nelson R. Dayanghirang, Jr. to represent as legal counsel for the respondents in Civil Case No. 2576-24 filed by the Municipality of Baganga, Davao Oriental, Mayor Ronald V. Lara, Vice Mayor Modesto Layupan and Majority of Sangguniang Bayan Members, represented by Vice Mayor Modesto Layupan (*Petitioners*) Versus Vice Governor Nelson R. Dayanghirang Jr., Provincial Board Members Harold A. Montes, Rotchie M. Ravelo, Art Benjie C. Bulaong, Daud V. Linsag, Andy A. Monday, Joselito B. Villademoso, and Eleuterio C. Manaytay (*Respondents*) at the Regional Trial Court Branch 6: for *INJUNCTION AND NULLIFICATION OF SP RESOLUTIONS, WITH URGENT PRAYER FOR TEMPORARY RESTRAINING ORDER AND APPLICATION FOR WRIT OF PRILIMINARY INJUNCTION*;

WHEREAS, the Provincial Legal Officer informed this Body through the Honorable Vice Governor Nelson R. Dayanghirang, Jr., that she is seeking permission to inhibit due to possible conflict of interest and to avoid any appearance of partiality, bias and/or prejudice in favor of any parties where the parties involved are the Local Government Unit of Baganga, and the Sangguniang Panlalawigan of Davao Oriental, and as Provincial Legal Officer is mandated to provide legal assistance and support to both parties. Incidentally, Atty. Lady Hope J. Macayra is a resident of the Municipality of Baganga, Davao Oriental and also a blood-related to one of the Sangguniang Bayan Members of Baganga, namely, Menakhim Mikhael Karl J. Macayra, being her sibling;

WHEREAS, Section 481(b)(3)(i) states that *xxx Provided, That, in actions or proceedings where a component city or municipality is a party adverse to the provincial government or to another component city or municipality, a special legal officer may be employed to represent the adverse party*;

WHEREFORE, on motion of SP Member Joselito B. Villademoso, duly and jointly seconded by SP Members Anna Cheryl N. Castro, Andy A. Monday, Jossone Michael G. Dayanghirang, Shanine C. Lintogonan, Daud V. Linsag, Harold A. Montes, and Eleuterio C. Manaytay, it was

RESOLVED, as it is hereby resolved, **AUTHORIZING THE HONORABLE VICE GOVERNOR NELSON R. DAYANGHIRANG, JR., TO HIRE OR EMPLOY THE SERVICES OF ATTY. JONATHAN FEDERICO PANTOJAN AND ATTY. MARK MASCAN VIRGILIO, RESPECTIVELY, AS SPECIAL LEGAL OFFICERS OF SANGGUNIANG PANLALAWIGAN OF DAVAO ORIENTAL, TO A CIVIL CASE NO. 2576-24 FILED BY THE MUNICIPALITY OF BAGANGA, DAVAO ORIENTAL, MAYOR RONALD V. LARA, VICE MAYOR MODESTO LAYUPAN, AND MAJORITY OF SANGGUNIANG BAYAN MEMBERS, REPRESENTED BY VICE MAYOR MODESTO LAYUPAN (*PETITIONERS*) VERSUS VICE GOVERNOR NELSON R. DAYANGHIRANG JR., PROVINCIAL BOARD MEMBERS HAROLD A. MONTES, ROTCHIE M. RAVELO, ART BENJIE C. BULAONG, DAUD V. LINSAG, ANDY A. MONDAY, JOSELITO B. VILLADEMOSA, AND ELEUTERIO C. MANAYTAY (*RESPONDENTS*) AT REGIONAL TRIAL COURT BRANCH 6 FOR: *INJUNCTION AND NULLIFICATION OF SP RESOLUTIONS, WITH URGENT PRAYER FOR TEMPORARY RESTRAINING ORDER AND APPLICATION FOR WRIT OF PRILIMINARY INJUNCTION*;**



RESOLVED, FINALLY, That copies of this resolution be furnished: Honorable Mayor Ronald V. Lara, Majority of the Sangguniang Bayan Members thru Honorable Vice Mayor Modesto V. Layupan of Baganga, Davao Oriental, for their information and guidance.

CARRIED AND APPROVED.

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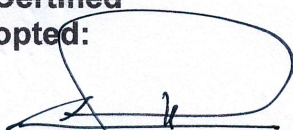
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**I hereby Certify to the Correctness
of the foregoing Resolution.**



MAXIMINO A. NAZARENO II
Secretary to the Sangguniang Panlalawigan

**Attested and Certified
to be duly Adopted:**



NELSON R. DAYANGHIRANG, JR.
Vice Governor and Presiding Officer