

[ADMINISTRATIVE ORDER NO. 126, April 22, 1994]

IMPOSING THE PENALTY OF FORCED RESIGNATION ON CITY PROSECUTOR CASIANO VAILOCES OF DANAOK CITY

This is an administrative case against City Prosecutor Casiano Vailoces of Danao City (hereinafter referred to as "respondent prosecutor") for corruption and illegal and immoral acts.

In a letter of Justice Secretary Franklin M. Drilon, dated September 29, 1992, Danao City Mayor Jesus D. Durano requested the immediate replacement of respondent prosecutor on grounds of corruption. Attached to the letter was a petition jointly signed by five (5) presidents of various civic and workers' organizations, namely: Alfredo Gorre of Danao United Vendors' Association; Julius Caesar Arsena, M.D. of Titane; Patrick Sucalit of Fishermen Association; Nestor Sabayton of Workers' League of Danao and Orlando Reyes of Parish Youth Council, requesting an investigation. Also attached to the same letter was the complaint-affidavit of Aniceto Galon, wherein he alleged that (a) he was charged with violation of Presidential Decree No. 1866 or for illegal possession of firearms in three (3) separate cases and (b) as consideration for the dismissal of these charges, respondent prosecutor demanded P15,000.00 for each case.

An investigation of the case was subsequently conducted, during which the following transpired:

(1). Aniceto Galon alleged that he was charged with illegal possession of firearms in three (3) separate cases. As consideration for the dismissal of these complaints, respondent prosecutor demanded P15,000.00 for each case. For the first case, Galon himself delivered the amount demanded. Payments for the second and third cases were delivered by Mrs. Lourdes Dacillo, Galon's sister. Subsequently, on December 27, 1992, respondent prosecutor sent a note to Galon, addressing him therein as "Dear Antong", demanding, on a pretext of a loan for two (2) señorita revolvers. (underscoring supplied).

(2). Mrs. Lourdes Dacillo testified that she went to the residence of respondent prosecutor twice to deliver P15,000.00 to the latter on each occasion. The second time she went to respondent prosecutor, the latter scolded her for having brought along her two daughters who witnessed him receiving the money.

(3). Alfredo Gorre, a businessman engaged in lending money, declared that respondent prosecutor assisted him in collecting receivables for which a 20% commission was demanded by respondent prosecutor. The commission was paid over to respondent prosecutor.