

## EN BANC

**[ A.M. No. 14-10-339-RTC, March 07, 2017 ]**

**RE: FINDINGS ON THE JUDICIAL AUDIT CONDUCTED IN  
REGIONAL TRIAL COURT, BRANCH 8, LA TRINIDAD, BENGUET.**

**[A.M. No. RTJ-16-2446 [FORMERLY A.M. No. 14-3-53-RTC]]**

**OFFICE OF THE COURT ADMINISTRATOR, COMPLAINANT, VS.  
JUDGE MARYBELLE L. DEMOTMARIÑAS, REGIONAL TRIAL  
COURT, BRANCH 8, LA TRINIDAD, BENGUET, RESPONDENT.**

### D E C I S I O N

#### PER CURIAM:

This is a consolidated administrative complaint against Judge Marybelle L. Demot-Mariñas (*Judge Demot-Mariñas*), Presiding Judge, Branch 8, Regional Trial Court, La Trinidad, Benguet, which stemmed from (1) the judicial audit of the RTC-Branch 8 from March 30 to April 12, 2014, conducted by the Audit Team of the Court Management Office (*Team*); and (2) the Indorsement from the Office of the Chief Justice regarding the Letter from Ms. Lilia Nugal-Koh wherein the latter sought the intercession of the Court for the speedy disposition of her case.

#### **A.M No. 14-10-339-RTC**

Pursuant to Travel Order No. 32-2014 dated March 20, 2014, the judicial audit team conducted a judicial audit in the Regional Trial Court (RTC), Branch 8, La Trinidad, Benguet, from March 30 to April 12, 2014. The Court is presided by herein respondent Judge Marybelle Demot-Mariñas.

On the basis of the records presented and actually audited by the Team, the subject court had a total caseload of 309 cases (135 criminal cases and 174 civil cases), with 157 cases submitted for decision (47 criminal cases and 110 civil cases) which are already beyond the reglementary period to decide.

In a Memorandum dated October 3, 2014, the Office of the Court Administrator (OCA) recommended to the Honorable Chief Justice Maria Lourdes P. A. Sereno the following, to wit:

A. Hon. Marybelle Demot-Mariñas, Presiding Judge, Branch 8, Regional Trial Court, La Trinidad, Benguet, be DIRECTED to:

(1) CEASE and DESIST from trying/hearing cases in her court, and to DEVOTE her time to (1a) DECIDE the one hundred fifty (150) cases [45 criminal cases and 105 civil cases] submitted for decision, which are beyond the period to decide as provided by law, to wit:

CRIMINAL CASES

CASE COUNT	CASE NUMBER	ACCUSED	NATURE	DATE
1	09-CR-7795	Maria Gloria Angelica Sabado	Grave Coercion	09/27/09
2	09-CR-7794	Maria Gloria Angelica Sabado	Malicious Mischief	09/27/09
3	10-CR-8135	Flor Raposas, et al.	Malicious Mischief	01/04/10
4	03-CR-4932	Wilfredo Pio Alan	Homicide	09/12/07
5	08-CR-7495	John Miguel Ananayo	Frustrated Homicide	04/27/10
6	08-CR-7235	Laruan Quilito Rogelio Andres (AL)	Murder	03/09/10
7	2K-CR-3934	Sunny Aglibot Lorenzo Adato, Jr. Michael Ramirez	Theft	02/08/13
8	09-CR-7764	Arleth Buenconsejo, et al.	Illegal Recruitment	02/08/13
9	09-CR-7786	Arleth Buenconsejo, et al.	Illegal Recruitment	02/08/13
10	09-CR-7787	Arleth Buenconsejo, et al.	Illegal Recruitment	02/08/13
11	09-CR-7783	Arleth Buenconsejo, et al.	Illegal Recruitment	02/08/13
12	10-CR-8175	Narda Balinag Albert Coliado	PD 1602 as amended by RA 9287	03/20/13
13	11-CR-8689	Christopher Patiag	RA 9165	09/17/13
14	05-CR-5991	Avalon Allan	Murder	08/09/09
15	05-CR-5989	Avalon Allan	Frustrated Murder	08/09/09
16	10-CR-8098	James Bagtang	Sec. 5. Art. II, RA 9165	02/09/12
17	07-CR-6715	Dorico Yeno Endeniro	Sec. 5, Art. II, RA 9165	07/22/10
18	06-CR-6117	Santos	Sec. 5 Art.	11/19/07

		Balabal	II, RA 9165	
19	09-CR-7599 (appealed case)	Walden Revelar	Grave Threats	04/17/09
20	11-CR-8690	Christopher Patiag	RA 9165	09/17/13
21	07-CR-6791	Roel Nabus	PD 1602 as amended by RA 9287	01/26/09
22	08-CR-7259	Jay Boteng	Murder	01/21/13
23	10-CR-8091	Jack Bahingawan	Frustrated Murder	12/06/11
24	11-CR-8475 (appealed case)	Antonio Coyupan Rey Coyupan Joker Miranda	Malicious Mischief	07/14/11
25	05-CR-6074	Fred Bilog	Sec. 5, Art. II, RA 9165	11/10/08
26	05-CR-5781	Hilton Pulacan	Sec. 5, Art. II, RA 9165	08/07/07
27	05-CR-5782	Hilton Pulacan	Sec. 5, Art. II, RA 9165	08/07/07
28	02-CR-4400	Sps. Florendo and Josephine Lupante	Estafa thru Falsification of Public Documents	09/19/05
29	05-CR-5780	A. Empil	Qualified Theft	12/05/06
30	11-CR-8284	H. Soriano	Sec. 5, Art. II, RA 9165	08/27/13
31	09-CR-7738	Rowela Delfin	Sec. 5, Art. II, RA 9165	07/25/11
32	10-CR-8226	Sonny Dolinen	Estafa	03/13/12
33	08-CR-7209	John Naboye E. Malicdan E. Daniel E. Rones	PD 1602 as Amended by RA 9287	12/17/13
34	11-CR-8286 (appealed case)	Eleanor Sebian, et al.	Qualified Trespass to Dwelling	02/22/11
35	09-CR-7801 (appealed case)	Uriel Delos Reyes	Serious Physical Injuries	01/18/10
36	09-CR-7802 (appealed case)	Uriel Delos Reyes	Serious Physical Injuries	01/18/37
37	09-CR-7747	Alex Abinon Romel Balarote Dan Morial	Frustrated Murder	06/18/13

		Julius Casaalan		
38	11-CR-8641	Jessie Bernal	Estafa	12/10/13
39	13-CR-9459 (appealed case)	Regina Samidan	BP 22	07/24/13
40	13-CR-9460 (appealed case)	Regina Samidan	BP 22	07/24/13
41	13-CR-9461	Regina Samidan	BP 22	07/24/13
42	13-CR-9462 (appealed case)	Regina Samidan	BP 22	07/24/13
43	13-CR-9463 (appealed case)	Regina Samidan	BP 22	07/24/13
44	13-CR-9517 (appealed case)	Fernando Asunsion	BP 22	08/07/13
45	13-CR-9516 (appealed case)	Fernando Asunsion	BP 22	08/07/13

#### CIVIL CASES

CASE COUNT	CASE NUMBER	TITLE	NATURE	DATE SUBMITTED FOR DECISION
1	01-CV-1509	Joseph Tanacio, et al. v. Angelita Narzabal, et al.	Damages	04/16/04
2	06-CV-2293	Lorna Aquino v. Sps. Antonio Abyado, et al.	Specific Performance, Injunction and Reconveyance	01/22/11
3	07-CV-2390 (appealed case)	Belino Tam v. Milagros Vidal and George Vidal	Reconveyance and Damages	02/12/08
4	12-AD-1393	Aniceto Acop & Shirley Acop v. Register of Deeds, Benguet	Petition under Section 108 of PD 1529 for amendment of entries in the Registration Book	01/07/13
5	10-CV-2671 (appealed case)	Sps. Marcial Florida v. Mario Otto & Delio Otto	Recovery of Possession with Damages	01/03/11
6	07-CV-	Elvira Laoyan v.	Recovery of	07/10/11

	2380	Mike Leo, Jr.	Possession with Damages	
7	07-CV-2379	Catalina Villena v. Sps. Marcos Gayaso, et al.	Annulment of Deed of Sale, Extrajudicial Settlement of Estate	09/14/11
8	10-CV-2601	Emilia Buyagoo v. Minda Colansong	Rescission of Contract with Prayer for Preliminary Injunction	01/27/11
9	10-CV-2666 (appealed case)	Macaria Molitas, et al. v. Cordillera Homeowners Cooperative	Forcible Entry and Damages	01/17/11
10	10-CV-2594	Anthony Wakefiled v. Rafael Tenenan, et al.	Annulment of Documents	08/19/11
11	CV-1645	Placido Carantes v. Benguet Corporation	Recovery of Possession with Preliminary Injunction	10/08/10
12	LRC-N-221	Placido Carantes	Application for Registration of Title	03/09/11
13	03-CV-1820	George Sanchez v. Edith Batore Walker, et al.	Annulment of Affidavit of Adjudication	12/01/05
14	05-CV-2185	Heirs of Empiso Caiso, et al. v. The Barangay Government of Poblacion, La Trinidad, Benguet, et al.	Cancellation of Tax Declaration	01/23/09
15	08-CV-2455	Mario Nishiyama v. Megalopolis Properties Inc.	Rescission of Contracts with Damages	07/12/13
16	03-CV-1884	Manuel Cuilan v. Mauricio Ambanloc	Violation of Section 194 and 195 of the Local Code/Injunction with Damages	12/07/05
17	02-CV-1714	Feliciano Balakwid v. Victoria Leano	Judicial Foreclosure of Mortgage	05/10/06
18	10-CV-2679	Dionisia Palaci v. Simeon and Manuel Basilio	Recovery of Possession with Prayer for	05/18/11