

REPUBLIC OF THE PHILIPPINES  
MUNICIPAL BOARD  
ORMOC CITY  
Office of the Secretary

EXCERPTS FROM THE MINUTES OF THE REGULAR SESSION OF  
THE MUNICIPAL BOARD OF ORMOC CITY, PHILIPPINES, HELD  
IN ITS SESSION HALL ON MARCH 28, 1956

PRESENT:

His Honor, Potenciano Larrazabal... Acting City Mayor  
Presiding Officer  
Hon. Rafael M. Mejia ..... Acting Vice Mayor  
" Iñaki Larrazabal ..... City Councilor  
" Cesar Samson ..... " "  
" Emilio C. Penserga ..... " "  
" Esteban C. Conejos ..... " "  
" Guillermo T. Parrilla ..... " "  
" Jorge P. Tan, Jr. .... " "  
" Alvaro I. Gutierrez ..... " "  
" Teotimo P. Ocubillo ..... " "

ABSENT:

N o n e

RESOLUTION NO. 70

"WHEREAS, Captain Guillermo W. Oppus of the 59th PC Company, Camp Downes, Ormoc City, in his communication to this Body dated March 23, 1956 strongly recommended that administrative charges be filed by this Body against Patrolman Jose Estrella of the Ormoc City Police Force for allegedly falsifying a public document by denying in the information sheet that he filled up when he assumed office as patrolman his alleged convictions in court;

"WHEREAS, this Board has looked into the records of the Criminal Cases cited in the communication of Captain Guillermo W. Oppus, Criminal Case 3183 for violation of the Motor Vehicle Law and 3198 for Theft, all these two cases filed before the Municipal Court of Ormoc City against Jose Estrella;

"WHEREAS, this Board has found out that Jose Estrella had allegedly violated the Motor Vehicle Law for driving without license, having entered a plea of "Guilty" in Criminal Case No. 3183 after having been detained for two months, and knowing that pleading guilty will prosecute him to a fine of P50 and knowing further that his two months in jail will be more than enough to cover the fine, the accused Jose Estrella pleaded guilty to a crime which, this Board believes has never been committed by Jose Estrella inasmuch as the vehicle which the accused Jose Estrella had driven as referred to in Criminal Case No. 3183 was a Tractor of the caterpillar type having two wheels and, therefore, does not come under the definition of a motor vehicle as contemplated by the Motor Vehicle Law;

"WHEREAS, this Board is fully convinced that Jose Estrella has no intentions to commit fraud in denying his alleged conviction in court when he filled up the information sheet upon his swearing in as member of the Police Force of Ormoc City, because it is the opinion of this Board that crime of driving a tractor without license is not a crime involving moral turpitude;

-continued-



(RESOLUTION NO. 70, series of 1956)

"WHEREAS, this Board believes that this controversy is the product of political vindictiveness on the part of those people initiating the prosecution of Patrolman Jose Estrella; and

"WHEREAS, it is the opinion of this Board that Patrolman Jose Estrella had denied stating in his information sheet in question his convictions in court in good faith, therefore, does not constitute falsification of public document;

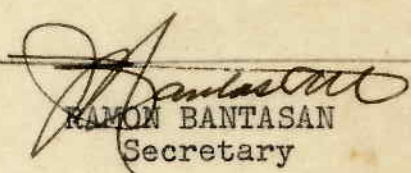
"NOW, THEREFORE, the Board, on motion of Councilor Esteban C. Conejos, seconded by Councilor Alvaro I. Gutierrez;

"BE IT RESOLVED, as is hereby resolved, to exonerate Patrolman Jose Estrella for allegedly falsifying a public document by denying in his information sheet filled by him upon his swearing in as member of the Police Force of Ormoc City, the alleged convictions in court, he having denied it in good faith, and with the opinion of this Board that his being convicted for driving a tractor without license is not a crime involving moral turpitude;


"RESOLVED FINALLY, to furnish copies of this Resolution each to the Honorable City Mayor, the City Treasurer, the City Auditor, the Commanding Officer, 59th PC Company, Camp Downes, all of Ormoc City; the Provincial Commander, Leyte PC, Camp Bumpus, Tacloban City; the Commander, III Military Area, Cebu City; and Patrolman Jose Estrella, Ormoc City.

"CARRIED UNANIMOUSLY."

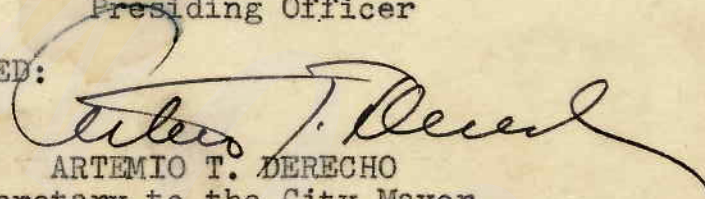
I HEREBY CERTIFY to the correctness of the above-quoted Resolution.

  
RAMON BANTASAN  
Secretary

APPROVED:

  
POTENCIANO LARRAZABAL  
Acting City Mayor  
Presiding Officer

ATTESTED:

  
ARTEMIO T. DERECHO  
Secretary to the City Mayor

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