



REPUBLIKA NG PILIPINAS  
SANGGUNIANG PANLUNGSOD  
LUNGSOD NG ORMOC



EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE  
FOURTEENTH SANGGUNIANG PANLUNGSOD NG ORMOC HELD  
AT THE SANGGUNIANG PANLUNGSOD SESSION HALL,  
ORMOC CITY HALL BUILDING  
ON APRIL 18, 2017 IN LIEU  
OF APRIL 20, 2017

PRESENT:

Leo Carmelo L. Locsin, Jr.,  
Vincent L. Rama,  
Mario M. Rodriguez,  
Tomas R. Serafica,  
Benjamin S. Pongos, Jr.,  
Eusebio Gerardo S. Penserga,  
Gregorio G. Yrastorza III,  
Nolito M. Quilang,  
John Eulalio Nepomuceno O. Aparis II,

Vice Mayor & Presiding Officer  
SP Member, Asst. Majority Floor Leader  
SP Member, Presiding Officer "Pro-Tempore"  
SP Member  
SP Member  
SP Member  
SP Member  
SP Member  
SP Member

Lea Doris C. Villar,  
Mariano Y. Corro,

Minority Floor Leader  
SP Member, Asst. Minority Floor Leader  
Ex-Officio SP Member

Chapter President, Liga ng mga Barangay ng Ormoc

ON LEAVE:

Rolando M. Villasencio,

SP Member, Majority Floor Leader

RESOLUTION NO. 2017-085

A RESOLUTION APPROVING THE DISMISSAL OF THE  
ADMINISTRATIVE CASE NO. 2017-01 FILED BEFORE THE  
14<sup>TH</sup> SANGGUNIANG PANLUNGSOD OF ORMOC CITY  
ENTITLED: LEA P. LUAG AS COMPLAINANT -VERSUS-  
HON. RAMON CONOPIO AS RESPONDENT ON THE  
GROUND OF NON-COMPLIANCE WITH SECTION 8 OF CITY  
ORDINANCE NO. 2016-001.

WHEREAS, the Sangguniang Panlungsod, is authorized by law to hear and  
decide administrative complaints filed against elected barangay officials, with power  
to impose appropriate sanctions or penalties;

WHEREAS, in the exercise of the power, the Sanggunian took cognizance of  
the Complaint, docketed as Administrative Case No. 2017-01, filed by Lea P. Luag  
against Respondent Ramon Conopio of Barangay San Jose, Ormoc City, and  
constituted the body as a Committee on the Whole to hear the charges;

WHEREAS, upon perusal of the complaint, the same was bereft of any  
verification and filed not in accordance with Section 61 of Republic Act 7160,  
otherwise known as the Local Government Code (LGC), which governs the form of  
filing of administrative complaints against erring elective officials with the  
concerned Sanggunian and which requires that a complaint shall be verified;

WHEREAS, an Order was sent to the Complainant on January 30, 2017  
directing the same to comply with the legal requirements under Section 61 of R.A.  
7160 and to submit a verified complaint within (15) days from receipt of the said  
Order;

WHEREAS, the Order was duly received by Danilo Dela Peña, brother-in-law and neighbor of the Complainant on January 31, 2017 since the latter was not around in Barangay San Jose on the day the order was served, copy of the certificate of service hereto attached to this resolution as ANNEX "A";

WHEREAS, on March 23, 2017, the paralegal staff of SP Member Quilang received a text message from the complainant requesting that she be allowed to submit a verified affidavit-complaint the day after or March 24, 2017, sworn statements executed by the paralegal staff and the process server containing details of the communication exchanges hereto attached to this resolution as ANNEX "B" and "C" respectively;

WHEREAS, until this day, no affidavit-complaint is received by the Office of the Vice Mayor or by the Chairman of the Committee on Good Government;

WHEREAS, Section 8 of the Ordinance 2016-001 titled "Rules of Procedure in the Conduct of Administrative Investigation by the Sangguniang Panlungsod of Ormoc City" provides that:

*"SECTION 8. Form of Complaint – No complaint against any elective barangay official shall be given due course unless the same is in writing and verified under oath. X x x*

*Non-compliance with the foregoing requirements shall cause the dismissal of the complaint, at the discretion of the Sanggunian."*

WHEREAS, the complainant was unable to comply with the order and has not filed the necessary complaint in compliance with the legal requirements set under Section 61 of R.A. 7160 and Rule III Section 8 of Ordinance No.2016-001;

WHEREAS, upon motion of SP Member Mario Rodriguez, duly seconded by SP Members Mariano Corro, Lea Doris Villar, and John Eulalio Nepumoceno Aparis, the Committee on the Whole finds the failure of the Complainant to submit a verified complaint as required under RA 7160 and City Ordinance No. 2016-001 unjustifiable thereby merit the dismissal of the case filed against Ramon Conopio;

WHEREFORE, on motion of SP Member Nolito M. Quilang, Chairman, Committee on Good Government, severally seconded by SP Members Tomas R. Serafica, Mario M. Rodriguez, Eusebio Gerardo S. Penserga, Gregorio G. Yrastorza III, John Eulalio Nepomuceno O. Aparis II, Mariano Y. Corro and Benjamin S. Pongos, Jr.; be it

RESOLVED, AS IT IS HEREBY RESOLVED, to pass A RESOLUTION APPROVING THE DISMISSAL OF THE ADMINISTRATIVE CASE NO. 2017-01 FILED BEFORE THE 14<sup>TH</sup> SANGGUNIANG PANLUNGSOD OF ORMOC CITY ENTITLED: LEA P. LUAG AS COMPLAINANT –VERSUS– HON. RAMON CONOPIO AS RESPONDENT ON THE GROUND OF NON-COMPLIANCE WITH SECTION 8 OF CITY ORDINANCE NO. 2016-001;

ADOPTED, April 18, 2017.

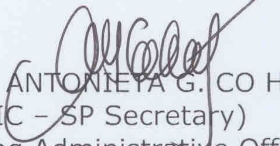
RESOLVED, FINALLY, that copies of this resolution be furnished each to the City Mayor Richard I. Gomez; the Acting City Legal Officer, Atty. Marcelo C. Oñate; the OIC- City Director, DILG, Engr. Jeremy Bagares; the Office of the Liga ng mga Barangay ng Ormoc; the Complainant Lea Luag; the Respondent, Ramon Conopio; and other offices concerned.




Res. No. 2017-085

CARRIED UNANIMOUSLY.

I HEREBY CERTIFY to the correctness of the foregoing resolution.

  
MARIA ANTONIEYA G. CO HAT  
(OIC – SP Secretary)  
Supervising Administrative Officer

ATTESTED:

  
LEO CARMELO L. LOCSIN, JR.  
Vice Mayor & Presiding Officer

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