



Republic of the Philippines
Supreme Court
Manila

FIRST DIVISION

NOTICE

Sirs/Mesdames:

Please take notice that the Court, First Division, issued a Resolution dated July 18, 2022 which reads as follows:

“A.C. No. 13275 [formerly CBD Case No. 16-4925] (*Lourdes Tinio v. Atty. Nicholas A. Aquino*) - After a judicious review of the records, the Court **RESOLVES** to:

- (1) **NOTE** the **NOTICE OF RESOLUTION¹ NO. XXII-2017-1239** dated **June 17, 2017** of the Integrated Bar of the Philippines Board of Governors (IBP-BOG) which approved and adopted with modification the Report and Recommendation² dated 22 November 2016 of the Investigating Commissioner which found Atty. Nicholas A. Aquino guilty of violation of the Lawyer’s Oath and as an officer of the court, and reduced the recommended penalty of suspension from the practice of law from two years to six months;
- (2) **ADOPT** and **APPROVE** the findings of fact, conclusions of law, and recommendation of the IBP-BOG in **NOTICE OF RESOLUTION³** dated **September 14, 2018** which dismissed the case, and imposed upon Atty. Nicholas A. Aquino a fine of ₱5,000.00 for failure to appear during the mandatory conference and to file the mandatory conference brief; and
- (3) **ADOPT** and **APPROVE** the findings of fact, conclusions of law, and recommendation of the IBP-BOG in **NOTICE OF RESOLUTION⁴ NO. CBD-2021-05-30** dated **May 22,**

¹ *Rollo*, p. 226.

² *Id.* at 227-232.

³ *Id.* at 368.

⁴ *Id.* at 432.

2021 which resolved to deny the motions for reconsideration filed by Lourdes Tinio and Atty. Nicholas A. Aquino, there being no new reason and/or new argument adduced to reverse the previous findings and resolutions of the Board of Governors.

The Petition for Review on *Certiorari* filed by Lourdes Tinio is **NOTED**. Pursuant to the ruling in *Festin v. Atty. Zubiri*,⁵ the Court reiterates that the filing of a petition for review does not conform with the standing procedure for the investigation of administrative complaints against lawyers under Rule 139-B of the Rules of Court, as amended by Bar Matter No. 1645,⁶ and is unnecessary.

Accordingly, the Verified Complaint for disbarment filed against Atty. Nicholas A. Aquino is **DISMISSED** for lack of merit.

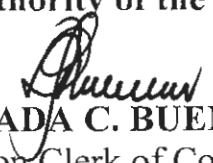
Further, Atty. Nicholas A. Aquino is meted out a **FINE** in the amount of ₱5,000.00 for disobedience to the orders of the Integrated Bar of the Philippines Commission on Bar Discipline.

Payment shall be made within ten days from receipt of this Resolution. Atty. Nicholas A. Aquino is **DIRECTED** to submit to the Court proof of payment of the fine within ten days from payment.

Let a copy of this Resolution be furnished to the Office of the Bar Confidant to be entered into Atty. Nicholas A. Aquino's records.

SO ORDERED."

By authority of the Court:


LIBRADA C. BUENA
Division Clerk of Court

by:

MARIA TERESA B. SIBULO
Deputy Division Clerk of Court

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⁵ 811 Phil. 1 (2017).

⁶ "Re: Amendment of Rule 139-B" dated October 13, 2015.

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