



Republic of the Philippines
Supreme Court
Manila

FIRST DIVISION

NOTICE

Sirs/Mesdames:

Please take notice that the Court, First Division, issued a Resolution dated September 21, 2022 which reads as follows:

“GR No. 259480 (*Sabas de Oro and Josephine de Oro v. Rosalina de Oro and Ninfa L. Adora*). – The Court resolves to **DENY** the Petition for Review on *Certiorari*¹ assailing the Joint Decision² dated 07 July 2020 and the Joint Resolution³ dated 08 September 2021 of the Court of Appeals (CA) in the consolidated cases of CA-G.R. SP No. 11520⁴ and CA-G.R. SP No. 11832⁵ for failure to sufficiently show any reversible error in the assailed judgment as to warrant the exercise of this Court’s discretionary appellate jurisdiction pursuant to Section 6, Rule 45 of the Rules of Court.

The CA correctly affirmed the ruling of Branch 21, Regional Trial Court of Laoang, Northern Samar reinstating the Decision⁶ dated 16 November 2015 of the 8th Judicial Region, Municipal Trial Court of Laoang, Northern Samar in Civil Case No. 434, and finding that respondent Rosalina de Oro is the lawful owner and possessor of the land in question.

However, there is a need to modify the ruling to reflect the imposition of legal interest at the rate of 6% per *annum*, consistent with Our ruling in *Nacar v. Gallery Frames*.⁷

WHEREFORE, the petition is hereby **DENIED**. The Joint Decision dated 07 July 2020 and Joint Resolution dated 08 September 2021 of the Court of Appeals in the consolidated cases of CA-G.R. SP No. 11520 and

¹ *Rollo*, pp. 10-34.

² *Id.* at 224-248. Penned by Associate Justice Pamela Ann Abella Maxino and concurred in by Associate Justices Gabriel T. Ingles and Marilyn B. Lagura-Yap.

³ *Id.* at 260-267. Penned by Associate Justice Pamela Ann Abella Maxino and concurred in by Associate Justices Gabriel T. Ingles and Marilyn B. Lagura-Yap.

⁴ Entitled *Sabas de Oro vs. Rosalina de Oro and Ninfa L. Adora*.

⁵ Entitled *Ninfa L. Adora vs. Rosalina de Oro and Spouses Sabas de Oro and Josephine de Oro*.


⁶ *Rollo*, pp. 88-121. Penned by Presiding Judge Reynaldo M. Espinar.

⁷ 716 Phil. 267, 281-283 (2013)

CA-G.R. SP No. 11832 are hereby **AFFIRMED** with **MODIFICATION** in that all monetary awards shall earn interest at the rate of six percent (6%) per *annum* from date of finality of this Resolution until full payment.

SO ORDERED.” *Gesmundo, C.J., on official business.*

By authority of the Court:


LIBRADA C. BUENA
Division Clerk of Court ^{10/11}

by:

MARIA TERESA B. SIBULO
Deputy Division Clerk of Court

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The Hon. Presiding Judge
Regional Trial Court, Branch 21
Laoang, 6411 Northern Samar
(Civil Case No. 1899)

The Hon. Presiding Judge
Municipal Trial Court
Laoang, 6411 Northern Samar
(Civil Case No. 434)

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