

Republic of the Philippines
SUPREME COURT
Manila
En Banc

X-----X

ATTY. HOWARD M. CALLEJA,
et al.,

Petitioners,

-versus-

G.R. No. 252578

EXECUTIVE SECRETARY, *et*
al.,

Respondents.

X-----X

MA. CERES P. DOYO, *et al.*,

Petitioners,

-versus-

G.R. No. 252741

SALVADOR MEDIALDEA, in his
capacity as Executive Secretary,
et al.,

Respondents.

X-----X

MANIFESTATION WITH MOTION

PETITIONERS (in G.R. No. 252741) MA. CERES P. DOYO, JOSEFA ANDRES MAGLIPON MARCELO, MARIA A. RESSA, RACHEL E. KHAN, MARIA ROSARIO F. HOFILEÑA, LILIBETH SOCORRO FRONDOSO, MARIA TERESA D. VITUG, MARIO S. NERY, JR., BEATRICE P. PUENTE, FLORANGEL ROSARIO-BRAID, FRANCIS N. PANGILINAN, LEILA M. DE LIMA, JOSE CHRISTOPHER Y. BELMONTE, SERGIO OSMEÑA III, WIGBERTO E. TAÑADA, SR., LORENZO R. TAÑADA III, JOSE MANUEL I. DIOKNO, EDMUNDO G. GARCIA, LUTGARDO B. BARBO, and LORETTA ANN P. ROSALES, by counsel, respectfully state that:

1. On 24 August 2020, Petitioners *Doyo, et al.* personally served and filed a Motion to Resolve Application For Temporary Restraining Order of even date, reiterating their prayer for provisional relief to enjoin the implementation of R.A. No. 11479, to restrain its terrifying chilling effect on freedom of speech, freedom of expression, freedom of the press and the right peaceably to assemble and petition government for redress of grievances. In its Motion, Petitioners further highlighted the prior restraint wielded by the State, where government officials seek the weaponization of the overbroad and vague Anti-Terrorism Act by regulating social media content.

2. In the meantime, or on 7 September 2020, Petitioners served Petitioner Estelito Mendoza and the Solicitor General, personally and through email, and personally filed the following additional pleadings:

- a. Motion to Admit Attached Opposition with Motion to Expunge [Re: Petition dated 19 August 2020 of Estelito P. Mendoza] dated September 7, 2020;
- b. Opposition with Motion to Expunge [Re: Petition dated 19 August 2020 of Estelito P. Mendoza] dated September 7, 2020.

3. Additionally, and in response to the Office of the Solicitor General's Urgent Motion for the cancellation of the oral arguments dated August 24, 2020, Petitioners *Doyo, et al.* likewise served personally and through e-mail a third pleading:

- c. Opposition [To the Office of the Solicitor General's Urgent Motion dated August 24, 2020 with Reiterative Motion to Conduct Oral Arguments] dated September 7, 2020;

4. As of the date of the filing of this *Manifestation with Motion*, the Solicitor General has not filed any responsive pleading to all of the Petitioners' pleadings above. Therefore, the matters set forth in the Petitioners' pleadings must be considered submitted for resolution and be resolved immediately.

5. This Court has explained many times before that the requirement that matters be decided within the reglementary period is designed to prevent delay in the administration of justice. An unwarranted slowdown in the disposition of cases erodes the faith and confidence of our people in the judiciary, lowers its standards and brings it into disrepute.¹ It has also often been said that justice delayed is justice denied.

6. Moreso here, where the issuance of a Writ of Preliminary Injunction and a Temporary Restraining is necessary to prevent the injury to the Petitioners, whose actual and existing substantial rights will be violated by the implementation of a patently unconstitutional law.

7. Even now, the state continues its rampant red and terrorist-tagging,² while it continues to firm up the implementing rules and regulations of the void law. With the public declaration that the implementing rules and regulations will be completed by October 14, 2020,³ Petitioners *Doyo, et al.* reiterate that the issuance of the ancillary remedies must be urgently acted upon.

Prayer

WHEREFORE, the petitioners respectfully pray the Court:

1. Immediately resolve the matters subject of the following pleadings:
 - a. Motion to Resolve Application For Temporary Restraining Order dated 24 August 2020;
 - b. Opposition [To the Office of the Solicitor General's Urgent Motion dated August 24, 2020 with Reiterative

¹ See *People v. Narvas*, G.R. No. 241254, July 8, 2019; *Marcelo-Mendoza v. Peroxide Phils. Inc.*, G.R. No. 203492, April 24, 2017; *Bangalan v. Judge Turgano*, A.M. No. RTJ-12-2317, July 25, 2012; *Mari v. Gonzales*, G.R. No. 187728, September 12, 2011; *Tauro v. Judge Colet*, A.M. No. RTJ-99-1434, April 29, 1999.

² “Reds’ allies employ massive efforts to avoid defeat: Parlade”, Philippine News Agency, October 7, 2020, at <https://www.pna.gov.ph/articles/1117776>; “Not light threats’: Groups slam military for tagging Bacolod youth activists as ‘terrorists’”, Rappler, August 7, 2020, at <https://www.rappler.com/moveph/groups-slam-red-tagging-bacolod-youth-amid-anti-terror-law>.

³ “DOJ sees anti-terror law IRR completed by mid-October”, Philippine News Agency, October 8, 2020, at <https://www.pna.gov.ph/articles/1117909>.

Motion to Conduct Oral Arguments] dated September 7, 2020;

c. Motion to Admit Attached Opposition with Motion to Expunge [Re: Petition dated 19 August 2020 of Estelito P. Mendoza] dated September 7, 2020;

d. Opposition with Motion to Expunge [Re: Petition dated 19 August 2020 of Estelito P. Mendoza] dated September 7, 2020.

2. Conceding unto petitioners such further and other relief this Court may deem just and equitable in the premises.

Quezon City for Manila, October 12, 2020.

**FREE LEGAL ASSISTANCE GROUP
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2020 OCT 12 AM 11:21
RECEIVED BY: _____

AFFIDAVIT OF FILING AND SERVICE

(in compliance with Rule 13 of the 2020 Amended Rules of Civil Procedure)

I, CAMILLE ROSS PARPAN, of legal age, as part of FREE LEGAL ASSISTANCE GROUP (FLAG) with address c/o Sanidad Law Office, 2nd Floor, Eastside Building, 77 Malakas Street, Brgy. Pinyahan, Quezon City, after being duly sworn, depose and say that:

1. On October 12, 2020 I filed and/or served a copy of MANIFESTATION WITH MOTION dated October 12, 2020 in the case entitled MA. CERES P. DOYO, et al., versus SALVADOR MEDIALDEA, in his capacity as Executive Secretary; et, al, pending before the Supreme Court En Banc and docketed as G.R. No. 252741.

2. Pursuant to Rule 13 Secs. 4, 5,6 ,7, and 8 of the 2020 Amended Rules of Civil Procedure, I filed and/or served the above-stated pleading through the following mode/s:

Personal

By personally delivering the pleading to the court, the party, their counsel, or their authorized representative named in the pleading.

By leaving it in their office with his or her clerk, as follows:

Office of the Solicitor General - Receiving Docket

By leaving a copy, between 8:00AM and 6:00PM, at the party's or counsel's residence, with a person of sufficient age and discretion residing therein.

Registered Mail

By depositing the copy in the post office, in a sealed envelope, with postage fully paid, with instructions to the postmaster to return the mail to the sender after ten (10) calendar days if undelivered, and plainly addressed to the court, the party or to their counsel at the their residence / office. The registry receipts issued by the mailing office are attached to the original pleading on file with the court.

Registry Receipt No. _____

(attach additional pages if necessary)

Ordinary Mail

By resorting to ordinary mail because no registry service is available in the locality of either the sender or the addressee.

Accredited Courier

By depositing the copy in the accredited courier, in a sealed envelope, with postage fully paid, with instructions to the courier to return the mail to the sender after ten (10) calendar days if undelivered, and plainly addressed to the court, the party or to their counsel at the their residence / office.

Official Receipt No. _____

Document Tracking No. _____

(attach additional pages if necessary)

Electronic Mail

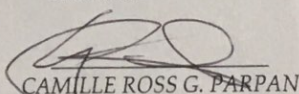
By sending an email to the following email address/es:

Facsimile Transmission

By sending a facsimile to the following facsimile number/s:


Substituted Service

By delivering a copy of the pleading / paper to the clerk of court because service in any of the above methods is unavailing and the office/residential address of the party and their counsel are unknown.


CAMILLE ROSS G. PARPAN

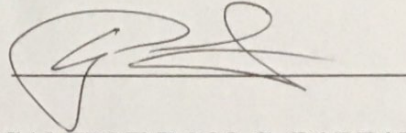
SUBSCRIBED AND SWORN to before me this October 12, 2020, by the affiant, at Quezon City, exhibiting before me her competent evidence of identity (CEI), to wit: to wit: Driver's License No. C-10-014268.

Doc. No.: C3 ;
Page No.: 14 ;
Book No.: 2 ;
Series of 2020.


EMILIA MAGNOLIA ANSALDO
Notary Public for Quezon City
Until 31st December 2020
Adm. Matter No. NP-269(2019-2020)
Unit 701 FSS Building-I 18 Scout Tugson cor. Scout Castor St.
Brgy. Laging Handa, Quezon City
PTR No. 9332801C/01-03-2020/Quezon City
IBP No. 103022/01-03-2020/Oriental Mindoro
Roll of Attorney No. 61215
MCLE Compliance No. VI-0916901/01, 19 2019

VERIFIED DECLARATION

I, CAMILLE ROSS G. PARPAN, hereby declare that the documents (and annexes thereof) hereto submitted electronically in accordance with the Efficient Use of Paper Rule are complete and true copies of the documents (and annexes) filed with the Supreme Court.



CAMILLE ROSS G. PARPAN

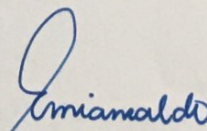
Counsel for Petitioners MA. CERES P. DOYO, JOSEFA ANDRES MAGLIPON MARCELO, MARIA A. RESSA, RACHEL E. KHAN, MARIA ROSARIO F. HOFILÉÑA, LILIBETH SOCORRO FRONDOSO, MARIA TERESA D. VITUG, MARIO S. NERY, JR., BEATRICE P. PUENTE, FLORANGEL ROSARIO-BRAID, FRANCIS N. PANGILINAN, LEILA M. DE LIMA, JOSE CHRISTOPHER Y. BELMONTE, SERGIO OSMEÑA III, WIGBERTO E. TAÑADA, SR., LORENZO R. TAÑADA III, JOSE MANUEL I. DIOKNO, EDMUNDO G. GARCIA, LUTGARDO B. BARBO, and LORETTA ANN P. ROSALES

October 12, 2020

SUBSCRIBED AND SWORN TO before me on this 12th day of October 2020, affiant exhibiting her competent evidence of identity, to wit: Driver's License No. C-10-014268.

Notary Public

Doc No. 42 ;
Page No. 14 ;
Book No. 2 ;
Series of 2020.



EMMA MAGNOLIA I. ANSALDO
Notary Public for Quezon City
Until 31st December 2020
Adm. Matter No. NP-269(2019-2020)
Unit 701 FSP Building-1 18 Scout Tuason cor. Scout Castor Sts.
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Roll of Attorney No. 61215
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