



Republic of the Philippines  
Supreme Court  
Cagayan de Oro City

FIRST DIVISION

NOTICE

Sirs/Mesdames:

*Please take notice that the Court, First Division, issued a Resolution dated **March 6, 2023** which reads as follows:*

**“G.R. No. 258622 (May R. David v. L&T International Group Phils., Inc. and Johanna V. Floresca).** — The Court resolves to **DENY** the Petition for Review on *Certiorari*<sup>1</sup> 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.

However, there is a need to modify the assailed judgment. Pursuant to *Nacar v. Gallery Frames*,<sup>2</sup> petitioner May R. David’s unpaid salary for seven days while she was on sick leave in the amount of ₱2,660.00 and the proportionate 13<sup>th</sup> month pay in the amount of ₱2,988.70 shall earn legal interest at the rate of six percent (6%) per *annum* from the finality of this Resolution until full payment.

**WHEREFORE**, the Petition for Review on *Certiorari* is **DENIED**. The Decision dated February 5, 2021 and the Resolution dated December 14, 2021 of the Court of Appeals in CA-G.R. SP No. 162108 are hereby **AFFIRMED with MODIFICATION** in that May R. David’s unpaid salary for seven days in the amount of ₱2,660.00 and proportionate 13<sup>th</sup> month pay in the amount of ₱2,988.70 shall earn legal interest at the rate of six percent (6%) per *annum* from the finality of this Resolution until full payment.


The petitioner’s Motion for Extension of eighteen (18) days from the expiration of the reglementary period within which to file a petition for review on certiorari is **GRANTED**; and the petitioner’s payment of legal fees in the amount of P1,000.00 for Sheriff’s Trust Fund, as evidenced by O.R. No. 0300051-SC-EP dated February 17, 2022, is **NOTED**.

<sup>1</sup> *Rollo*, pp. 15-30.

<sup>2</sup> 716 Phil. 267, 282-283 (2013).

**SO ORDERED.”**

**By authority of the Court:**

  
**LIBRADA C. BUENA**  
Division Clerk of Court

by:

**MARIA TERESA B. SIBULO**  
Deputy Division Clerk of Court

**207-A**

**MAR 27 2023**

PUBLIC ATTORNEY'S OFFICE  
Special and Appealed Cases Service  
Counsel for Petitioner  
5/F, DOJ Agencies Building  
NIA Road cor. East Avenue  
Diliman, 1101 Quezon City

Court of Appeals (x)  
Manila  
(CA-G.R. SP No. 162108)

LEGAL DEPARTMENT  
L & T INTERNATIONAL GROUP  
PHILIPPINES, INC.  
Counsel for Respondents  
7500 A. Bonifacio Avenue cor. J. Tinsay Street  
Clarkfield, 2000 Pampanga

NATIONAL LABOR RELATIONS COMMISSION  
Ben-Lor Building, 1184 Quezon Avenue  
Brgy. Paligsahan, 1103 Quezon City  
(NLRC LAC No. 02-000742-19)  
(NLRC Case No. RAB III 05-27596-18)

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