



REPUBLIC OF THE PHILIPPINES  
SUPREME COURT  
Manila

SECOND DIVISION

NOTICE

Sirs/Mesdames:

*Please take notice that the Court, Second Division, issued a Resolution dated August 31, 2022 which reads as follows:*

**“G.R. No. 260916 (METROGUARDS SECURITY AGENCY CORPORATION, Petitioner v. ZOSIMO LLENARESAS SERVAN, Respondent).** — This is a Petition for Review on *Certiorari*<sup>1</sup> assailing the Court of Appeals’ (CA) Decision<sup>2</sup> dated December 9, 2021 and Resolution<sup>3</sup> dated May 12, 2022 in CA-G.R. SP No. 166174, which found no grave abuse of discretion on the part of the National Labor Relations Commission (NLRC), First Division in awarding money claims and attorney’s fees to private respondent.

Considering the allegations, issues, and arguments adduced in the Petition, this Court finds no cogent reason to deviate from the CA, NLRC, and the Labor Arbiter’s findings that private respondent was entitled to the differentials in salary, 13<sup>th</sup> month pay, and service incentive leave pay corresponding to the period of his assignment in Antipolo, Rizal, and attorney’s fees. However, a legal interest of 6% per annum on the monetary awards must be imposed consistent with prevailing jurisprudence.<sup>4</sup>

---

<sup>1</sup> *Rollo*, pp. 3–23.

<sup>2</sup> *Id.* at 25–36. Penned by Associate Justice Ramon M. Bato, Jr., with the concurrence of Associate Justices Rafael Antonio M. Santos and Raymond Reynold R. Lauigan.

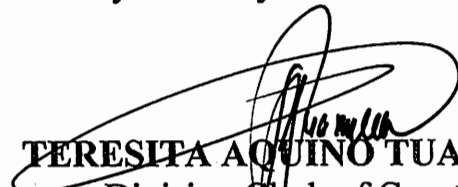
<sup>3</sup> *Id.* at 39–40.

<sup>4</sup> *Nacar v. Gallery Frames*, 716 Phil. 267 (2013) [Per J. Peralta, *En Banc*].

**FOR THESE REASONS**, the Petition is **DENIED**. The Court of Appeals' Decision dated December 9, 2021 and Resolution dated May 12, 2022 in CA-G.R. SP No. 166174 are **AFFIRMED** with **MODIFICATION** in that the monetary awards shall earn legal interest at the rate of 6% per annum from the date of finality of this Resolution until full payment.

**SO ORDERED."**

By authority of the Court:

  
**TERESITA AQUINO TUAZON**  
Division Clerk of Court *apb*  
29 MAR 2023

**\*JASO DORILLO & ASSOCIATES (reg)**  
Counsel for Petitioner  
Unit 216, Cityland 8 Condominium  
98 Sen. Gil Puyat Avenue, Makati City

**\*PUBLIC ATTORNEY'S OFFICE (reg)**  
Special & Appealed Cases Service  
Department of Justice  
5<sup>th</sup> Floor, PAO-DOJ Agencies Building  
NIA Road corner East Avenue  
Diliman, 1104 Quezon City

**NATIONAL LABOR  
RELATIONS COMMISSION (reg)**  
PPSTA Building, Banawe St. cor. Quezon Ave.  
1100 Quezon City  
(NLRC NCR Case No. 04-07841-19;  
NLRC LAC No. 09-003545-19)

**JUDGMENT DIVISION (x)**  
Supreme Court, Manila

**PUBLIC INFORMATION OFFICE (x)**  
**LIBRARY SERVICES (x)**  
[For uploading pursuant to A.M. No. 12-7-SC]

**OFFICE OF THE CHIEF ATTORNEY (x)**  
**PHILIPPINE JUDICIAL ACADEMY (x)**  
Supreme Court, Manila

**COURT OF APPEALS (x)**  
Ma. Orosa Street  
Ermita, 1000 Manila  
CA-G.R. SP No. 166174

*\*with a copy of the CA Decision dated December 9, 2021  
Please notify the Court of any change in your address.  
GR260916. 8/31/2022(320)URES*