



Republic of the Philippines
Supreme Court
Baguio City

FIRST DIVISION

NOTICE

Sirs/Mesdames:

Please take notice that the Court, First Division, issued a Resolution dated April 26, 2023 which reads as follows:

“G.R. No. 259113 (*DLC Foods, Inc. v. Jessica Aguirre Conquilla*).— The Court resolves to **DENY** the Petition for Review on *Certiorari* 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, and for lack of merit in the appeal pursuant to Sec. 5, Rule 45 in relation to Sec. 5 (b), Rule 56 of the Rules of Court.¹

However, conformably with prevailing jurisprudence, legal interest at the rate of six percent (6%) per *annum* is imposed on the total monetary award from the finality of this Resolution until full payment.²

WHEREFORE, the Petition for Review on *Certiorari* is **DENIED**. The Decision dated December 18, 2020 and the Resolution dated February 9, 2022 of the Court of Appeals in CA-G.R. SP No. 161595 are **AFFIRMED** subject to **MODIFICATION**. Accordingly, petitioner DLC Foods, Inc. is **ORDERED** to **PAY** respondent Jessica Aguirre Conquilla separation pay in the amount of PHP 39,000.00, backwages in the amount of PHP 98,000.00, and attorney’s fees equivalent to ten percent (10%) of the said monetary award.

The total monetary award shall be subject to legal interest at the rate of six percent (6%) per *annum* from the finality of this Resolution until full payment.

The respondent’s Comment on the petition for review on certiorari; and the petitioner’s Manifestation (re: comment on the petition for review on certiorari), stating that while a resolution requiring the filing of a comment on

¹ *Miranda v. People*, 680 Phil. 126, 133-135 (2012).

² *Nacar v. Gallery Frames, Inc.*, 716 Phil. 267, 282-283 (2013).

the petition has yet to be issued, the respondent suddenly filed her comment in obvious effort to preempt the issuance of any such resolution by this Court and in any event and contrary to respondent’s baseless assertion, the legal issues presented before this Court are novel as they have not been squarely traversed in the challenged decisions, are both **NOTED**; and the petitioner and respondent are required to **SUBMIT**, within five (5) days from notice hereof, the soft copies in compact disc, USB or e-mail containing the PDF files of the signed petition for review on certiorari and annexes and the signed comment, respectively, pursuant to A.M. Nos. 10-3-7-SC and 11-9-4-SC.

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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MAY 03 2023

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No. 12-7-1-SC)

NATIONAL LABOR RELATIONS COMMISSION
Ben-Lor Building, 1184 Quezon Avenue
Brgy. Paligsahan, 1103 Quezon City
(NLRC LAC No. 09-003351-18)
(NLRC NCR Case No. 12-18780-17)

Philippine Judicial Academy (x)
Supreme Court

Judgment Division (x)
Supreme Court

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