



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. 259797 (WESTMINSTER SEAFARER MANAGEMENT PHILIPPINES, INC. and/or WALLEM GMBH & CO., Petitioners v. ALBERT L. AMASIO, Respondent). — This Court resolves a Petition for Review on *Certiorari*¹ assailing the Court of Appeals’ (CA) Decision² dated May 25, 2021 and Resolution³ dated December 21, 2021 in CA-G.R. SP No. 164129 which affirmed the award of total and permanent disability benefits and monetary claims.

Considering the allegations, issues, and arguments adduced in the Petition for Review on *Certiorari*, the Court finds no cogent reason to deviate from the CA’s findings that the petitioners failed to issue a valid medical assessment within the period prescribed by law. Consequently, the petitioners are liable to pay the respondent his disability benefits and monetary claims. However, a legal interest of 6% per annum on the monetary awards must be imposed consistent with prevailing jurisprudence.⁴

FOR THIS REASON, the Petition is **DENIED**. The Court of Appeals’ Decision dated May 25, 2021 and Resolution dated December 21, 2021 in CA-G.R. SP No. 164129, are **AFFIRMED** with **MODIFICATION** in that the monetary awards shall earn legal interest of 6% per annum from the date of finality of this Resolution until full payment.

¹ *Rollo*, pp. 3–46.

² *Id.* at 92–104. Penned by Associate Justice Ruben Reynaldo G. Roxas, with the concurrence of Associate Justices Ramon A. Cruz and Bonifacio S. Pascua.

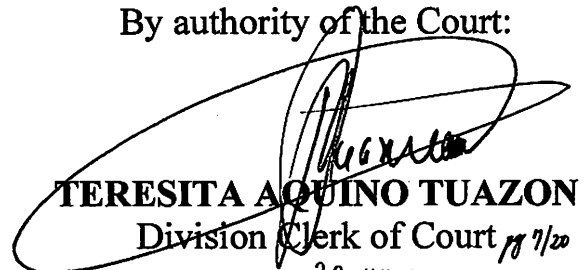
³ *Id.* at 106–107.

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

The Court **NOTES** counsel for petitioners' Compliance and/or Manifestation dated May 5, 2022, submitting certified true copies of the assailed Decision dated May 25, 2021 and Resolution dated December 21, 2021 of the Court of Appeals, Manila in CA-G.R. SP No. 164129.

SO ORDERED."

By authority of the Court:


TERESITA AQUINO TUAZON
Division Clerk of Court *ff 7/20*
20 JUL 2023

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NATIONAL CONCILIATION & MEDIATION BOARD (reg)
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Ground Floor, DOLE Executive Building
1002 Intramuros, Manila
(MVA-045-RCMB-NCR-263-07-08-2018)

JUDGMENT DIVISION (x)
Supreme Court, Manila

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Supreme Court, Manila

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Ma. Orosa Street
Ermita, 1000 Manila
CA-G.R. SP No. 164129

*with a copy of the CA Decision dated May 25, 2021
Please notify the Court of any change in your address.
GR259797. 8/31/2022(166)URES