

# THE JUNCTION

**WEEKEND**

"The greatness of a nation and its moral progress can be judged by the way its animals are treated."

-Mahatma Gandhi

(a message by Linis Gobyerno  
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MABUHAY ANG PILIPINO!!!

BAGUIO CITY, AND LA TRINIDAD, BENGUET

LONG LIVE THE FILIPINO!!!

**Pahayagang palaban!!!**

# CA clears city officials from Jadewell's charges



**MAN'S BEST FRIEND?** Do humans still regard dogs as their best friend? This photo, taken at the Baguio City public market just proves that humans have become so inhuman for them to be eating their best friend. Worse, the dog meat vendors, despite the Animal Welfare Act, are blatantly selling dog meat, and city hall is not doing anything about it (in other words, city hall is consenting to this illegal and inhuman activity).

**BAGUIO CITY –** The Court of Appeals has dismissed for lack of merit the indirect contempt charges filed by Jadewell Parking Systems Corporation against Mayor Braulio Yaranon, former mayor Bernardo Vergara, the city council, Benedicto Balajadia and Highways district engineer Nestor Nicolas.

In an 18-page decision penned by Associate Justice Jose Sabio, the appellate court said it did not find merit in the petition that sought to cite the respondents on grounds of "abuse of or any unlawful interference with the processes

or proceedings of a court" and of "improper conduct tending, directly or indirectly to impede, obstruct or degrade the administration of justice" for allegedly making actions that allegedly disregard and violate the decision of the Regional Trial Court in Civil Case No. 5285-R upholding the validity of the payparking memorandum of agreement between the city government and Jadewell.

In the petition, Jadewell sought to cite the city council for con-

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**MOSH PIT**

Of Rainy Days and Traffic Ways

**BY GRACE BANDOY**




**Tired of Graft & Corruption?**

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## Yaranon Vows Full Disclosure of Sponsorships in Baguio Day Festivities

The city launched Wednesday reparations for its 95<sup>th</sup> charter anniversary celebration, with Mayor Braulio Yaranon setting the tone by vowing full disclosure of sponsorship support and expenditures in running the over-a-month celebration.

"We should maintain transparency, fiscal and otherwise, in the charter anniversary celebration," Yaranon told members of the committees preparing the program features on the theme "Righteous Governance at 95".

For one, Yaranon said, there should be a limit to the period within which to display in public places advertising signs of commercial companies supporting the anniversary activities.

He was obviously referring to earlier public criticisms

over the "over-commercialization" of special event projects, such as the annual "Baguio Flower Festival" when ad signs were allowed to be installed along the city's approaches and main streets even after the crowd-drawing fest in February was over.

Taking the cue, city officials chairing the different charter anniversary activities assured that all sponsorships deals to support the events will be covered by a written agreement subject to approval by the Baguio Day executive committee headed by the mayor himself.

Like in the Flower Festival, advertising agencies are reportedly offering to help the city tap sponsors to fund the mish-mash of features that begins with an Information Technology Exhibit on August 21 and end with the "Family

Week" celebration on September 20-26.

An ad outfit which proposed to do the sponsorship promotion said it was willing to bankroll the activities, the funding for which was initially placed at P350,000.00 but expected to increase when the various committees submit their budget requirements later this week.

Councilor Perlita Rondez, chair of the "Miss Baguio" pageant, said the agency's initial offer was for the beauty tilt but expanded it to cover the other features of the celebration.

She took note of the suggestion of Councilor Edilberto Tenefrancia for a thorough discussion of the proposal down to the details in keeping with the policy of transparency.

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## Out BINGO, Enter Night Market

Former Mayor Bernardo Vergara, through Ordinance No. 023-2000, allowed the operation of Bingo in the city. The Bingo is operated by Highland Gaming Corporation and it use to operate at the Cooyeesan Hotel in Naguilian Road.

The corporation then transferred to the Baguio Center Mall in Magsaysay without informing the city council and has instantly violated amendments of the said ordinance.

This violation by the Bingo operators

prompted then Councilor Braulio Yaranon to propose to the city council the company's immediate closure.

Yaranon said, there is a need for the city government to strictly abide by the provisions of existing ordinances relative

## Baguio: City of Lights No More

Baguio City is not only known as the Summer Capital of the Philippines, it is also known to be the Shopping Capital, the Cleanest and Greenest City and of course the City of Lights.

But, if Councilor Leandro Yangot's proposal to the city council is approved, the city may lose the title of being the City of Lights.

In his proposed resolution, all the Christmas and decorative lights installed by the city government of Baguio in all overpasses, parks and government buildings within the Central Business District be dismantled for the city to save on power expenditures.

He says that the Christmas and decorative lights installed by the city for the yuletide

thereto, thus, it must close the operation of the said Bingo hall due to the violations on the provisions of Ordinance No.023-2000 and its transfer of its place of operation to the Baguio Center Mall was done without the authority of the council.

Today, the Bingo operation is still going strong, urging Yangot to request now Mayor Braulio Yaranon for the Bingo Operation's immediate closure.

With the exit of Bingo, Yangot is introducing a Night Market in the city.

He says that the proliferation of illegal vendors in the central business district is one of the major problems of the city government and the local police. The local government needs to balance the

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season were never dismantled thus, one could no longer distinguish the Christmas season from an ordinary day.

There is an urgent need to dismantle or remove the said decorative lights at this time to save on the unnecessary expenses for power consumption so that such funds could be utilized for other meaningful programs of the city.

The city government is shouldering the expenses for the power consumption of the

lights where it is spending P498.00 per set. There are approximately more than one thousand sets of decorative lights installed causing the city to pay thousands to BENECO for the said set of lights alone.

With the inclusion of Yangot's proposed resolution in the city council's agenda, the city will have to choose between keeping the city's title of "City of Lights" and saving funds for other worthwhile undertakings./MGB

## Let the Dead Out!

"Let the Dead Out", this seem to be what Councilor Yangot is implying in his proposed resolution where hospitals, clinics and other health care facilities are prohibited to detain cadavers of deceased indigent families on grounds of non-payment of hospital bills or medical expenses.

Article II, Section 10 of the Philippine Constitution provides that, the State shall promote social justice in all phases of national development, and Section 11, further provides, the State values the dignity of every human person and guarantees full respect of human rights.

Section 16 of the Local Government Code provides that every local government unit shall exercise powers necessary and proper for governance such as to promote health and safety, improve public morals and preserve the comfort and convenience of their inhabitants therein.

Yangot says that the practice of hospital clinics and other

health care facilities detaining or withholding the cadavers of deceased indigent patients to ensure immediate payment of hospital and medical bill contribute to the suffering of the surviving relatives of a departed loved one.

The practice, he says, also greatly prejudice and adversely affect indigent patients who because of their status in life are saddled with such an unnecessary burden.

The proposed resolution also assembles that the surviving relatives of the deceased indigent patient shall have the right to the issuance of the death certificate and to the release of the cadaver, provided, that the relatives of the indigent patient present the supporting documents: a certification from the resident representative from the Department of Social Welfare and Development (DSWD) nearest to the last known resi-

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## Benguet Governor Supports SP In Curbing Jueteng

LA TRINIDAD, Benguet: The executive department will join the legislative body in condemning the operation of jueteng provincewide.

This developed as board member Lizo Agpas together with three other members are expected to present a measure on Monday urging Governor Borromeo Melchor to make a stern position against its operation following the stand made by Baguio City Mayor Braulio Yaranon.

On the basis of the alleged report reaching the Sanggunian Panlalawigan, Agpas together with Board members Sario Copas, Fernando Aritao and Marciano Inso strongly sought the full cooperation of the executive department to make a public condemnation on the operation of jueteng in the province.

In their explanatory note, the lawmakers said, "there are numerous news reports in our local newspapers that jueteng has escalated in the municipality of La Trinidad due to uncompromising efforts of Mayor-elect Honorable Braulio Yaranon of Baguio City in order to end once and for all this social menace."

They claimed media insinuations casting doubt on leadership of Benguet over the alleged presence of jueteng, thus, they added, "likewise disturbs all the elected officials of the province if no concrete steps be undertaken."

Ensuring appropriate action from the executive department, the four members of the legislative body recalled that, "June 30, 2004 during the turnover ceremonies of elected officials, the incoming governor, Honorable Borromeo

Melchor, made a pronouncement in his acceptance speech that he will oppose the continuous operation of jueteng and illegal numbers game within the province.," thus, they added the need for the government to make an update on his commitment to oppose jueteng operation in the province.

Reacting to the proposed measure, Melchor said, "he still maintains his earlier statement opposing the operation."

The governor added that once approved on final reading, aside from endorsing the measure to the Philippine National Police regional office for its appropriate action, he would be tapping the assistance of religious groups to help in inculcating values not to indulge in such illegal numbers game./ **Tina Sales (PIA Benguet)**

daily basis as prescribed by the office of the city treasurer. No one is allowed to sell until he has registered and paid the necessary fees.

Only bonafide residents of Baguio as certified by their respective punong barangays are allowed to register as vendors in the night market.

The market committee and operations group shall give equal opportunities to all qualified vendors. However, no vendor or businessman who has an established business within the city shall be allowed to sell in the night market.

The city market committee and operations group also may formulate other rules and procedures on the operation and management of the night market that will ensure its sustainability. The financial and accounting management of the same shall be liable to the city through the office of the city treasurer and office of the city accountant.

An unsuccessful night market was also introduced by the former administration at the Luneta Hill, now the location of the famed SM Baguio. Allegedly, no vendor registered for the night market./ **MGB**

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tempt for approving Resolution No. 89 series of 2003 "which sought the assistance of the Department of Transportation and Communications (DOTC) to take immediate action against the officers and personnel of (Jadewell) for allegedly ignoring, disregarding and defying its cease and desist order."

Vergara, then the city mayor was taken to task for signing the said city council resolution and for subsequently directing the suspension of Jadewell's towing and clamping operations and the apprehension and prosecution of the erring parking attendants.

Then councilor Yaranon was charged for asking the city police "not to extend any form of protection, support or assistance to Jadewell" in the enforcement of Ordinance No. 003-2000, the payparking ordinance. Yaranon was also cited for his statements attacking Jadewell's operations as published in newspapers and for alleg-

edly creating a public scandal "by intervening and interfering" with the enforcement of the payparking ordinance when he allegedly prevented a Jadewell personnel from clamping a parked vehicle.

Balajadia was charged for filing a complaint-affidavit for usurpation of authority and grave coercion against Jadewell president Rogelio Tan while Nicolas was impleaded as additional respondent for issuing a directive asking Tan to voluntarily remove the illegal roadsigns and pavement markings along the roads.

In the decision, the court said it finds "that none of the respondents is guilty of improper conduct which obstructs or degrades the administration of justice or has unlawfully interfered with the processes or proceedings of a court."

It said the actions of the city council and former mayor Vergara to approve the resolution on the DOTC-CAR's taking action against Jadewell were only precipitated by Jadewell's contravention of the DOTC-CAR's cease and desist order from towing and clamping as its personnel cannot be deputized as traffic enforcers.

"The respondents acted in the ex-

ercise of their sworn duties to protect the residents of the city and to ensure compliance with duly promulgated ordinances, rules and regulations," the court noted.

The court cited the same reason for clearing Yaranon in issuing the letter to the city police. "...In issuing statements to the local newspapers to the effect that the act of Jadewell in towing and clamping down vehicles is a form of 'pangongotong,' respondent is merely expressing an opinion and nothing therein constitutes interference with the enforcement of the (court) decisions," the court said.

The court also cleared Balajadia as he was not a party to the case and has the right to file a complaint while Nicolas was exonerated as the order he issued against Jadewell was done within the bounds of his authority as district engineer.

Meanwhile, Mrs. Norma Tan, General Manager of Jadewell said that the case is not over because as a rule, they can file for a Motion for Reconsideration. She also reiterated that the CA's decision did not at all affect the issue, which is the legality of their business operation.

Tan further explained that Yaranon's

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dence of the deceased person, stating that the deceased is an indigent and a certification from the punong barangay stating also that the deceased is an indigent and that the person claiming is a relative of the deceased.

Penalties will be enforced for those found violating the provisions of the ordinance.

The city government must come up with a measure for the realization of the dictum of the late President Manuel Quezon that those who have less in life should have more in law./ **MGB**

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plight of businessmen and illegal vendors.

He also said that consumers and tourists feel the need to buy their necessities in the late evening and in the wee hours of the morning as many urban tourist cities provide.

Yangot laid down the guidelines for the operation of a night market and it includes, police and barangay tanods being tasked to maintain peace and order during the night market.

The event shall be an income-generating enterprise under the supervision and control of the city market committee and the office of the treasurer who must form a night market operations group.

There will also be hired personnel for the project who shall be entitled to emoluments consistent with commercial and trade policies.

Construction of permanent structures will not be allowed.

There will be a set of products authorized to be sold. Cooked food, hardware, wet items, liquor and those outside of the allowed products will not be permitted.

Vendors are required to register with the operations group and pay their market fees on a

## Coward?

Since our decision to withdraw our 50-man contingent troops from Iraq (just to save the life of a Filipino, and due to the realization that we were misled when we supported the unjust attack on Iraq), we were subjected to ridicule and name-calling, to the point that US and Australia made a travel advisory against the Philippines. They called us a coward; they referred to us as a country that cannot keep its commitments.

## EDITORIAL

The comments are too scathing.

While some may say that we must bear with the comments, as they are a result of our decision, we say, it's too much. We have been in the receiving end of negative comments, opinions and views since day 1 of our withdrawal; and all we did was to file a diplomatic protest against Australia. That did not have an effect. The criticisms, the ridicule, name calling, and spreading of lies continued. They continue to blame us for the continuing bombing and hostage taking in Iraq.

Did Australia and the US forget that the Filipino soldiers in World War I sacrificed their own lives just to protect them? Did the US forget that Filipino soldiers, in Vietnam war had been at the forefront? How many Filipino children lost a father in every war (led by US), in which as a so-called ally and friend we have to participate in? And for what? Did the US compensate the Filipino soldiers and their families? The answer is a big NO.

That is why US does not have the right to call us cowards. US does not have the right to say we did not keep our commitment.

But we have all the right to keep the life of a Filipino. We have all the right to withdraw our contingent troop from Iraq.

It is the US that misled us. It is the US that used us for their selfish end.

Australia too is high handed. We, (because of our financial situation), did not have (even a little strength) to face Australia upfront. Australia is earning millions of dollars from us as one of the major importers of Australian beef and cattle. But mind you, Australia does not believe in reciprocity. Even our best mangoes from Guimaras cannot enter Australia! But Filipinos as we are, we are afraid to lose friends, we are afraid to face Australia up front for fear that we may lose Australian tourists (who, by the way, are being prevented by their government to come to the Philippines for so-called security threats).

We have been in the receiving end of everything. Our hands were tied because we always see ourselves as dependent on the first world countries. We always were hoping that by doing their wishes, by keeping (over)friendly relations with them, that we may receive an AID!



## DEPTHNEWS

### Neither Here Nor There For Pinoys

BY JUAN L. MERCADO



What emerges when the hard facts and new data on our development is stacked against those of other countries?

*Human Development Report 2004* brackets us between Armenia, smaller than Maryland country west of Turkey, and the miniscule Maldives Islands, in the Indian Ocean. It's a "cold dose of reality" in this annual report, published yearly, by the United Nations Development Programme.

HDR reports track progress – or backsliding – of countries. Over the last two decades, last year's report, for example, noted: the Philippines, and 80 other countries, ousted dictators and restored democratic systems,

But pervasive poverty and inept governance since then, caused some to backslide to authoritarian rule, as Somalia. Others like Afghanistan are failed states. Some are "in transition to nowhere." Does that include us?

HDRs go beyond traditional yardsticks like gross national product. It's innovative indicators factor in far more: from probability of surviving to 60 years, TB incidence and cellular phones. What emerges is ordinary citizens' "quality of life", seen in an international setting.

Thus, in overall human development, the Philippines ranked 83rd, out of 177 countries studied. Norwegians, Swedes and Australians enjoy the best quality of life. Danes were number 17. The worst was in Africa's Niger and Sierra Leone.

"Three basic decisions underpin Nordic success", explains Jeffrey Sach's of Columbia University's Earth Institute. "First, it prioritized education, study and science. Second, it decided it would leave no countryman behind. Social insurance – pensions, health care, education – became a shared commitment. And third, it built a vigorous private sector.

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**Goodness! By now we should already be up from our deep slumber. It is high time to stand up and say our piece.**

**Maybe it's high time that we stop importing Australian cattle and beef. Surely that will hurt them. After all, we are a poor nation, and surely, we need more important stuff in which to spend our dollars with. (And who knows, the good Lord may bless us for saving the lives of those poor cattle being subjected to inhumane conditions on their travel from Australia to the Philippines. This could be our contribution to the animal welfare world.)**

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How do we compare? "Oh, would some power the gifted give us the gift to see ourselves as others see us," Robert Burns fretted. HDR does that and shows other Asian countries ensure basic human needs of its citizens better. Singapore ranked number 25, HDR notes, and Malaysia 59.

Life expectancy remains the most sensitive of gauges. Indeed, "life is the threshold at which all other hopes begin."

Filipinos today can hope to live to 69.8 years, almost on par with Vietnamese. That's a more than a decade for "lower-drawer" ASEAN countries like Cambodia and Myanmar. But it is 78 for Greeks and Singaporeans – a year longer than Americans, 77. For Japanese, it's almost 82.

"As a priest, one of my sad tasks is bless bodies of far too many babies" a friend said over coffee. Rough-hewn tiny coffins, shouldered by relatives on country roads, are so common, they pass almost unnoticed, he added.

Nonetheless, infant mortality here has dropped : from 60 percent in 1970 to about 29 today. That's a vast improvement. But far more can be done. Infant deaths is down to four percent in Singapore, 17 in Sri Lanka.

Of every 100,000 Filipinas who give birth, 200 die. Are these deaths unavoidable? Sure, Laos has mortality rates at 650. But in China, maternal fatalities are down to 56, and in Malaysia 41.

Is this stark record due, in part, to the stampede abroad of medical personnel and lack of medicine?.

Midwives, nurses or doctors assist at more than half (58 percent) of births here, a fraction better than Vietnam's 54. But South Korea and even conflict-torn Bosnia provides universal coverage. It is 99 percent in Brunei.

All the ailing-poor get, in many public clinics, is a prescription. About 49, out of every hundred Filipinos, lack "sustainable access to affordable essential drugs," HDR notes. "Is there no balm in Gilead?" was the ancient cry for drugs that offered relief. The plaint echoes in countries on a par with us : Uruguay, Ukraine and Surinam.

But nine out of 10 Thais have access to those medicines. It is eight in China and Indonesia and seven in Maldives.

Chronic hunger stalks many. One out of five Filipinos is undernourished, like Khazakstanis and Indians. That's problem affects one out of 10 Indonesians. It is practically zero for Malaysians. *En tiempo de hambre, no hay mal pan, my mother – rest her soul – would say. "In times of hunger, there's no bad bread."*

Ill-fed mothers give birth to wizened infants who, in turn, bear equally small babies. This appalling treadmill of marginalized citizens spill across generations.

At birth, 20 out of every 100 infants are underweight. It is only seven for Thais and Armenians. And three out of every 10 kids are "under-height" – stunted is the more brutal word – when they turn five.

"Will the emerging generation be scrawnier, frailer and

shorter than their Singaporean or Taiwanese counterparts?," worries Nutrition Institute's director Florentino Solon.

A new HDR indicator is : "Probability At Birth of Surviving To Age 65". Some dub this "Yeat's yardstick" – a reference to the poet William Butler Yeats moving line on the early death of a loved one: "We dreamed that he'd live to comb grey hair."

Seven out of ten Filipinas born today will probably see grey hair. It is six for us males. But it is nine for Canadian, French and Norwegian women – and, like Filipinos, a year shorter for the men.

"Human development is first and foremost about allowing people to lead the kind of life they choose," UNDP's Mark Malloch Brown writes in HDR's foreword. It is also about "providing them with the tools and opportunities to make that choice." *juan\_mercado@pacific.net.ph*

**MOSH PIT**

**Of Rainy Days and Traffic Ways**

**BY GRACE BANDOY**



Haayyy, it's been raining non-stop for the last few weeks!! Hundreds died in India because of this unending monsoon rains. They also have floods in different parts of Asia. And well, here in Baguio the monsoon rain has made it like the Dark Ages.

It's been gloomy for two weeks and the sun coming out once in a while is like God creating the sun for humanity all over again!

I hate rainy days. It makes people fat. Because all we humans like to do during this time is eat and sleep and eat and eat.

I hate it too when it's gloomy, you don't get to enjoy the outdoors and I just hate going out when its raining because I hate bringing umbrellas and holding one. Except in emergency cases where I am totally forced to bring an umbrella.

I also use the umbrella only when I don't want to get a sunburn.

And if you've been wondering why I hate those sunshades, well, I lost maybe a thousand umbrellas already (when I was going to school) and those are also the number of times I had to hear my mother scream in my ears "*Nangipanam manen ti payong?!"*

When the truth is I intentionally made *iwang* my *payong* because holding a *payong* is really bad *japorms*. *Nakakasira talaga ng porma*, promise. I'd rather be walking cool *pa rin* like it's not raining hehehe.

I hate rainy days because it makes me sad. It's really depressing. Maybe God made rainy days for reminiscing. Because that's what I do when it's raining and I'm at home *lang*. I reminisce stuff that could have been and what lies ahead this lonely life of mine, *naks corny na ba?*

I hear Karen Carpenter singing in my head over and over again "rainy days and Mondays always get me down.." and it really does. And then, there's the kiddie rhyme "rain, rain go away come again another day little Ambet wants to play". *Haaaay buhay*. Well, this is my rainy day story.

I also hate the super *grabeng* traffic *dito sa city natin!* *Grabe talaga!*

We should do something about this gross traffic problem! It takes me forty fucking minutes to travel from Magsaysay Avenue to Harrison Road! Imagine! I think the city should encourage walking and biking *na lang*.

Those damn traffic lights are not helping at all! *Lalo pa kung pulis na naman ang nag- ta-trapik!* *Haayyy*, whatever.

**Dads Reject Bangsoy as City Legal Officer**

Atty. Alexander Bangsoy's concurrence in the city council as City Legal Officer is finally taken up in the city council after a grueling one month of uncertainty on his part.

Fariñas, one of the staunch oppositor to Bangsoy and Bueno's appointment, insisted Bangsoy's appointment as City Legal Officer should be according to the rules of the Civil Service Commission and the courts. In his case, it is not so.

Bangsoy defended himself by referring to two similar cases taken up in the courts before, whereby, a court ruled that the act of appointment is purely an execu-

tive act and an appointment becomes effective unless rejected by the appointee.

He stressed however that after hearing the city council battle over his and Bueno's appointment as City Administrator last week, he did not enter his office ever since and has not been reporting.

He adds that despite his contrary view, he has given in to the desire of the august Body not to act.

Fariñas stressed that the posts of City Administrator and City Legal Officer are very important positions where the decision to appoint people for the said positions must be supported by law. Be-

fore Bueno and capacity.

Bangsoy can maintain their respective positions, there must be a concurrence by the city council.

Vice-mayor Reinaldo Bautista then asked Bangsoy of Domogan's case on the appointments of Atty. (now Judge) Robert Fangayen as City Legal Officer and Virgilio Bautista as City Administrator some few years back.

Bangsoy said he is aware of the case but has not reviewed it.

Mandapat asked Bangsoy if he has gone against decisions by the city council before or if there were instances when he has opposed the city council in his personal ca-

confirmed this and said he was part of a multi-sectoral group against casino and that they did oppose the city council's decision in the past.

Tabora then alleged that there are a lot of cases against the City of Baguio. He asked Bangsoy how often he appeared in court and when was the last time he did appear in court because as City Legal Officer he must appear in court very often.

Bangsoy countered that he appears in court at least once or twice a month. He

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## Yangot: Scrap Beauty and Popularity Contest in Schools

BAGUIO CITY - Beauty contests are very popular in the Philippines. There are several national beauty pageants and thousands of local contests conducted in almost every city, town, province, barrio and barangay in the country. Beauty contests are even produced by some TV programs.

Even in schools, beauty and popularity contests are part of their year-round schedule of activities.

Watching and participating in these beauty contests are almost part of the Filipinos' way of life.

But Councilor Leandro Yangot Jr. thinks otherwise.

The councilor released a proposed ordinance prohibiting the conduct of popularity contests, pageants and other related activities in all private and public pre-schools, elementary and high schools in the City of Baguio and

providing penalties thereof.

He says that popularity contests, pageants and other fund-raising activities are usually done in pre-schools, elementary and high schools in the city to generate funds for various identified projects.

Yangot expresses that the conduct of such activities pose many disadvantages not only to the contestants but also to the community as a whole. Winners of such contests make themselves happy and proud of their attained victory but losers, who happen to be absolutely more in number than winners, have traumatic experiences.

It slows down their morale, lessens their creativity, suffer from inferiority complex and that a vacuum exists in the value formation of the losers which should be addressed before it is too late.

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claim that Jadewell, as per its business permit, is only authorized operate in Harisson Road, is not true. She said that what Yaranon is referring to is the business address of Jadewell. As in any business permit, what is indicated in Jadewell's is its the business address, and it cannot be interpreted as that business is only limited to operate in the indicated address. It was likened to a janitorial and catering businesses wherein what is placed in the business permit is the business address, but they can conduct their

catering and janitorial services anywhere in the city (as the law allows them).

Tan added that she is happy that contrary to the Mayor's claim that the people of Baguio are against Jadewell, she said is her belief that the people of Baguio understand the legality of their operation, because the Mayor's E.O. 001 s. 04 (telling the people not to pay parking fees to Jadewell) did not significantly affect their daily collection. *with a report from Aileen P. Refuerzo*

These activities also drains the pockets of parents, supporters and even local officials who are usually flooded with solicitations from almost all contestants in different schools conducting the events.

Yangot underscores that the city government needs to adopt measures to protect the rights of all people to human dignity and reduction of social, economic and political inequalities.

The proposed ordinance prohibits the conduct of said events in the city and the mayor through the City Social Welfare and Development Office shall promulgate the guidelines for the implementation of the ordinance.

Any person found to have violated the provisions of the ordinance shall pay a standard fine of P2,500.00 and the ordinance shall take effect in accordance with the provisions of the Local Government Code of 1991/MGB

## YARANON... ...from p. 2

Tenefrancia had observed that the city had experienced problems in the past due to loopholes or vague provisions of agreements signed to promote the city's special events programs.

This year's charter celebration will be highlighted by the traditional program on September 1, Baguio Day, with the presentation of the "Outstanding Baguio Citizen" award to residents for their contributions in the development of the country's summer capital.

City tourism officer Benedicto Alhambra who pre-

## City to demand payment of shares from Jhon Hay rental

BAGUIOCITY - Mayor Braulio

pared the working draft of the proposed activities, said recently installed Interior and Local Government Secretary Angelo Reyes will be invited as charter day speaker.

The parade committee led by city police director, Sr. Supt. Isagani Nerez, meanwhile, is considering a proposal to reset the parade, which normally followed the program, to a later date to allow time to turn it into a moving pageant depicting Baguio's history.

Originally called "Kafagway" by the native Ibaloi settlers, Baguio began to draw the interest of the American colonial government at the turn of the last century after Dean Worcester, a member of the Philippine Commission, ventured into this area of the Cordillera which he later described as a "temperate region of pines".

Given its conducive climate, Baguio was declared in 1903 to become the country's summer capital, from where national government officials would administer the affairs of the state during the dry summer months.

Following the opening of the Kennon Road as the main gateway from Manila and the lowlands, the Baguio was formally founded on September 1, 1909 as the country's second chartered city after Manila.

American Justice George Malcolm, in whose honor the city plaza was named, wrote the city charter. *Ramon Dacawi*

Yaranon on Monday said the city will press for the payment of city's the 25 percent share in the lease rental of the Camp John Hay.

In a meeting with department heads, the mayor disclosed his plan to send a demand letter to the Bases Conversion Development Authority (BCDA) and the John Hay Poro Point Development Corporation (JPDC) for the immediate settlement of the arrears which the mayor estimated to be around P500 million.

"There appears to be no effort yet from the (BCDA) to pay the amount due so we will press forward with our demand for the settling of the same," the mayor said.

The mayor said he will also make representations with concerned agencies to open the whole facility to the public in view of the access restrictions imposed on some civic areas and adjoining

residential zones within the center.

"We have to make sure that Camp John Hay will be accessible to the public in compliance with our development condition that it should remain open for enjoyment of the people," the mayor said.

The mayor recently formed a task force to monitor and evaluate compliance with the 19 conditionalities set by the city government in the development of the facility.

He said the monitoring body is needed to protect the city's interest in face of allegations that developer has not been complying with the conditions.

Headed by Councilor Leandro Yangot Jr., the body began meeting last week to lay down strategies for the fulfillment of its tasks. *Aileen P. Refuerzo*

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REPUBLIC OF THE PHILIPPINES REGIONAL TRIAL COURT FIRST JUDICIAL REGION BRANCH 4 BAGUIO CITY

FAMILY COURT OF BAGUIO CITY

DOLORIZA V. SENATO

*Petitioner,*  
-versus-  
*CONSTANTINOS VOGXALIDIS,*  
*Respondent*

CIVIL CASE NO. 461-FC for

DECLARATION OF NULLITY MARRIAGE

X-----X

**SUMMONS BY PUBLICATION**

WHEREAS, Petitioner, through counsel filed a verified petition with this court on April 12, 2004, quoted as follows:

COMPLAINT PLAINTIFF, thru this Honorable Court respectfully alleges:

1. that she is of legal age, Filipino, married and a resident of Sarok, Camp 7, Baguio City; while the defendant is also of legal age, single, a Greek National with no known address but may be served with summons and other court processes by publication;

2. that the parties entered into a contract of marriage in January 2, 1985 at Baguio City, a copy of their marriage contract is attached and marked as annex "A";

3. that the marriage of the parties is void ab initio because they had no marriage license, their marriage not being of exceptional character, nor did the defendant, a foreigner, have a certificate of legal

capacity to marry; a certification from the civil registrar of la Trinidad, Benguet who was supposed to have issued the license is attached and marked as Annex "B",

4. that, moreover, the parties did not appear before any solemnizing officer, no children were born nor did they acquire properties;

5. that, the parties did not live together as husband and wife because soon after the supposed marriage the defendant abandoned the plaintiff and has not been heard of since;

6. that, therefore, the marriage between the parties is void from the beginning; between the parties be declared void from the beginning.

WHEREFORE, premises considered, it is respectfully prayed that the marriage between the parties be declared void from the beginning."

WHEREAS, on June 17, 2004 petitioner through counsel filed a motion for Leave the Court to serve summons by publication, considering that the defendant's last known address is at La Trinidad, Benguet but has not been heard ever since and efforts to locate him prove futile;

WHEREAS, an order dated June 23,2004 was issued by this court granting the motion for leave of court to serve summons by publication.

NOW THEREFORE, the respondent CONSTANTINOS VOGXALIDIS, is hereby summoned through this medium of publication and therefore required to file with the office of the Clerk of Court, Regional Trial Court, Baguio City, your responsive pleading

Republic of the Philippines REGIONAL TRIAL COURT First Judicial Region Branch 59 Baguio City (ADDITIONAL FAMILY COURT OF BAGUIO)

HELENNE JOIE BROWN-ESTREBOR, *Petitioner,*  
-versus-  
CHRISTOPHER D. ESTREBOR, *Respondent*

Civil Case No. 470-FC For Annulment of Marriage

X-----X  
**SUMMONS (By publication)**

WHEREAS, the petitioner filed a verified petition on May 6, 2004, herein quoted as follows:

"Petitioner, through the undersigned counsel, unto this Honorable Court most respectfully alleges:

"1. That petitioner is of legal age, Filipino citizen, married to respondent CHRISTOPHER D. ESTREBOR, and resid-

and/or answer to the above quoted petition within sixty (60) days from the last date of publication hereof, serving at the same time a copy of responsive pleading and/or Answer upon petitioner's counsel, Atty. Reynaldo A. Cortes with an office address at No.208 Laperal Bldg.,Session Rd. Baguio City, and failure to do so will enable the petitioner to take judgment against you and demand from the honorable court the remedies and reliefs prayed for in his petition.

Let this summons be published at the expense of the petitioner in The Junction, a newspaper of general circulation in Baguio city and northern

ing at No. 271 SLU – SVP New Site Bakakeng, Baguio City, while respondent is also of legal age, Filipino Citizen, married to petitioner, now residing in No. 10 west Modern Site, Aurora Hill, Baguio city.

"2. That petitioner, a licensed physician, was married to respondent in civil rites on November 8, 2000, and in church rites on December 29, 2000, and in Baguio City, Philippines. The Certificate of Marriage executed before the RTC Judge is herewith attached as Annex "A" while the Certificate of marriage issued by the Saint Vincent Parish Church is herewith attached as Annex "B".

"3. That petitioner and respondent lived together as husband and wife at #271 New Site, SLU – SVP Housing Cooperative, Baguio city, in a residential unit owned by the petitioner's brother where they bore their two (2) years old son named, Rhys William B. Estrebor, the child's Certificate of Live Birth, herewith attached as annex "C", until September 10, 2002 when they started

Luzon, once a week for three (3) consecutive weeks, the first publication to be made not later than July 26, 2004. Furthermore, let this copy of this summons and a copy of the petition be deposited to the Post Office, postage prepaid directed to the respondents by registered mail at his last known address.

WITNESS THE H O N O R A B L E AMADO S. CAGUIOA, Presiding Judge at the Regional Trial Court, Branch 4, Baguio City, this 20<sup>th</sup> day of July 2004.

BRANCH CLERK OF COURT

BY:  
(SGD) JAMES D. BALAGTEY  
Officer-in-Charge

July 24, 31, and Aug. 7, 2004

living separately from each other.

"4. That petitioner is now seeking annulment of her marriage to respondent on the ground of psychological incapacity, a condition which renders respondent incapable of complying with essential marital obligations of marriage, and contemplated under Art.36 of the Family Code of the Philippines.

"5. That sometime in September 1999 met (sic) the respondent when she was already 22years old and in her 3<sup>rd</sup> year medical proper while respondent was working as a sales representative for Jesriel Pharmaceuticals, Inc..

"6. That petitioner now remembers that this early when she and respondent were just beginning to her (sic), respondent casually borrowed money from the petitioner. Respondent said that the money he collected for remittance to the company he worked for was lacking because his ex-girlfriend borrowed Php 2,500.00 from him and she failed to pay on time. Petitioner, treating the request a mere casual matter, easily loaned the amount. Today petitioner realizes that that (sic) incident would be one of a series of manipulative and irresponsible of dealing with people. Respondent never repaid the loan and never mentioned it since then.

"7. That during the courtship period, respondent told petitioner about a woman named Cherry Cancio whom he said he had slept with once. He said that this woman bore a child but he was not the father, because at the time they slept together, the women allegedly had another boyfriend. Petitioner naively believed respondent's confession. Two (2) years after the wedding, petitioner learned from a certain Mr. Yavan Carandang and a certain Mr. Darryl Cabato,

both respondent's friends, that respondent admitted to them being the father of the child of Cherry Cancio.

"8. That likewise the petitioner was lured by respondent into a pre-marital act that made her pregnant two (2) months before the wedding on November 8, 2000. Petitioner now realizes that this pre-marital act should have signaled to her the irresponsible character of the respondent.

"9. That respondent's irresponsible act of borrowing was already beginning to appear even before the marriage but petitioner was blinded by love. Respondent borrowed Php 10,000.00 from the petitioner, making the latter believe that the former would invest the money in a poultry business. Surprisingly, a month after the wedding, respondent confessed that he lied about the poultry business, that actually he used the money he borrowed to pay for the wedding rings. But even here petitioner had already earlier paid Php 4,000.00 for the rings, and thus the balance of the borrowed amount of Php 10,000.00 remained unaccounted.

"10. That after the birth of their son on June 6, 2001, petitioner went back to Baguio General Hospital to continue her medical internship while respondent continued as sales representative of Johntann Pharm, Inc. where he transferred employment from Jesriel Pharmaceuticals, Inc. While the couple were (sic) at work, petitioner's mother – in – law took care of their baby. However, there were times when petitioner's mother – in – law would call up petitioner informing her that the respondent was not at home because he was out drinking with friends. He would later justify that "Kasama sa trabaho ko yun".

"11. That in No-

*continued on p. 8*

...continued fr. p.  
7 (Civil Case No.  
470)

September 2001, respondent wanted to go into the business of distributing drugs/medicines to various doctors and pharmacies through a distributorship arrangement with Jesriel Pharmaceuticals. However, this required a fairly sizeable capital of Php 50,000.00 at the least. So petitioner asked her mother if she could possibly lend respondent the said amount and her mother agreed and gave respondent Php. 50,000.00. Petitioner then became a 'distributor' of Jeriel Pharmaceuticals while still being employed by Johntann Pharma, Inc. Petitioner questioned the respondent about the conflict of interest in representing two competing companies at the same time. Respondent explained that he will resign as employee of Johntann Pharmas, Inc. This he never did. Respondent also borrowed another Php. 20,000.00 from petitioner's mother which he claimed to have given as bond at the La Trinidad Provincial Capitol where he joined the bidding for drug distribution.

"12. That on January 2002, respondent asked petitioner's older brother Jouel Virgil M. Brown if the latter wanted to invest in the "distributorship" business. Petitioner's mother gave respondent another Php. 50,000 and so respondent signed up petitioner's brother as a "distributor" for Jesriel Pharmaceuticals. Respondent said that petitioner's brother would receive at least Php 5,000 monthly from their sales. But the petitioner's brother never received any.

"13. That during the short-lived marriage, respondent neglected his responsibilities as a father and husband, and never providing support for the petitioner and their child, spending what-

ever money he acquires either from loans or from his being a salesman for his own enjoyment and vices, and going out on drinking spree with his friends until the wee hours of the morning once or twice a week. In fact it was petitioner's parents who had been supported (sic) them.

"14. That one time in February 2002, while petitioner was on 24-hour duty at BGH at around 6:00 A.M. her mother - in-law and brother-in-law came looking for respondent. They informed petitioner that when her husband arrived home drunk they reprimanded him but he became furious and tried to pull their son from his own mother when the latter refused to give the child. Respondent even attempted to strangle his own mother. When his siblings tried to stop him, he hurt them, too. Respondent's mother then went to see petitioner at the hospital. Respondent also came still reeking with alcohol. They talked things over and the misunderstandings were supposed (sic) to be (sic) have been patched up.

"15. That still in February 2002, the regional manager of Johntann Pharma, Mr. Rick Marquez, General manager of Johntann Pharma, Inc. came to petitioner's and respondent's house and confronted the respondent about his "distributing" drugs for Jesriel Pharmaceuticals. Respondents had not been reporting for work at Johntann Pharma and yet was still using the company car. He was terminated right there and then.

"16. That on another day in February 2002, petitioner asked respondent why he and his best friend Darryl Cabato were always working together. Respondent said that it just so happened that they would meet or cover doctors at the same time. But petitioner later found out that respondent was ly-

ing gain. Darryl was working as sales representative for respondent's distributorship business with Jesriel Pharmaceuticals. Respondent was even forging the signatures of Doctors.

"17. That in March 2002, petitioner chanced upon text messages on respondent's cellular phone. The senders were demanding the respondent pay his debts. When petitioner confronted respondent about it, the latter explained that it is a debt amounting to Php 30,000 which he used to order drug products from Jesriel Pharmaceuticals. So when petitioner asked her mother if she could lend Php. 30,000 and the mother agreed, but petitioner got very angry when respondent asked, "Pwede bang Php 90,000 na lng ang hiram natin kay mommy?"

"18. That in the early stage of the marriage, petitioner also remembers that respondent talked a lot. Then the latter became less and less communicative. One night in March 2002, respondent came home late and said that he lost his cellular phone. After that night, he would come home late and reeking with alcohol. In the course of one confrontation (sic) petitioner admitted that he lied about losing his cellular phone. He actually pawned it because he no longer had money, and his "distributorship" was not paying off as he had expected. Petitioner had to lend respondent her cellular phone so they would have a means of contact. Petitioner's father in turn gave her his cellular phone.

"19. That on June 6, 2002, petitioner and respondent's son celebrated his birthday. Respondent said he had check worth Php 15,000 to cover the expenses for the birthday party, however, it was post-dated. He asked petitioner to ask her mother cash, which he

would pay when he would have encashed the check. This time, petitioner's mother refused. So respondent tried his aunt, Mrs. Merly Alsisto but she also refused. At that time, petitioner's parents already gave her the money she was supposed to use for her licensure examination review. So they used it for the son's birthday party because respondent promised to send petitioner in Manila the Php 15,000 once he encashed his check. The money never reached the petitioner. In fact the latter learned from his mother - in-law that respondent's aunt actually lent him Php 15,000.

"20. That sometime in June 2002, the same Mr. Rick Marquez, together with four policemen came to petitioner's house looking for the respondent. They claimed respondent had not remitted sales for Johntann Pharma amounting to approximately Php. 40,000.00. Respondent who would not deny the charges, promised to settle the said amount as soon as he held money.

"21. That still in June 2002, petitioner noticed that respondent no longer wore his wedding ring. When petitioner asked him where it was, respondent said that he probably left it at his parents' house in Aurora Hill. Petitioner would later learn that he pawned the ring.

"22. That on June 14, 2002, petitioner went to Fairview, Quezon City for two-month review for the Physicians' Licensure Examination. Respondent and son stayed at his parents' house. A few days later, petitioner went to the bank to withdraw money from an ATM machine. She noticed her account decreased by Php 6,000 without her withdrawing any amount. She immediately called up respondent to verify at the Bank of the Philippine Islands in Baguio City. Re-

spondent later reported that it was the banks error and the said bank would correct the error. After sometime petitioner checked her ATM account balance only to find another short of Php 5,000 so she called up respondent to check and the latter seemingly and pretending to be irritated that he had to give up hours at work just to accomplish this. As will be cited in the subsequent paragraphs, respondent will again admit that he was the one withdrawing without the consent of the petitioner.

"23. That on the third week of June 2002, respondent called petitioner to ask if he could borrow Php 10,000 from her "baon" promising to pay her back after one week. Petitioner sent the money through her friend's mother, Mrs. Julie F. Perez, who was visiting their boarding house. The money was never paid back as promised.

"24. That on July 4, 2002, petitioner went back to Baguio City to take the Qualifying Examination for Residency Training scheduled on July 7, 2002. After the examinations, she went back to Quezon City to resume her review. While she was on the bus on the way to Manila she received a call from a certain Yvan Carandang asking her if she knew where respondent was because they were supposed to meet the architect of the pharmacy they were going to put up. Petitioner was surprised and disturbed that the respondent never mentioned such business undertaking another case of lying to the petitioner.

"25. It turned out that Yvan Carandang gave respondent a total of Php 150,000.00 for the pharmacy business they were supposed to put up. Respondent lured Yvan Carandang to invest by showing to him a Memorandum of Agreement with a certain Dr. Mary Ann Dollaga but document,

a photo copy of which is herewith attached as Annex "D", was actually fake and forged. Respondent issued receipts evidencing the investment of Yvan Carandang, photocopies of which are herewith attached as annexes "E" and "F". Due to the deceit committed by respondent, Carandang later filed a complaint of estafa against him, but the case did not push (sic) through after he signed promissory note to settle the aforesaid obligation. A photocopy of the said promissory note is herewith attached as Annex "G".

"26. That on the second week of July 2002, petitioner's mother - in-law called up to inform her son had fever and they could not contact respondent. Respondent was not at home. He arrived home drunk in the wee hours of the morning. Learning that her son was brought to the hospitals, petitioner immediately had to come home to Baguio City. She went straight to the hospital where her son was confined due to bronchopneumonia and stayed with him the whole time.

"27. That when her son got well, petitioner went back to Quezon City to resume the board examination review. When she went to the bank to withdraw from my (sic) ATM account, she was shocked to discover that her entire account was wiped out. Penniless, she called up respondent asking him if he was the one withdrawing her money but the latter denied it. So one week before the board examinations, the petitioner had to come up to Baguio City to find out what happened to her account. When she confronted the respondent, the latter finally admitted being the one withdrawing the money. When petitioner asked respondent why he repeatedly lied about it, he said, "Babayaran ka naman eh. Wala lang akong continued on p. 9

...continued fr. p. 7 (Civil Case No. 470)

pera sa ngayon”.

“28. That one night, petitioner received a phone call from an anonymous caller saying that respondent owed her money. The caller even threatened that somebody would get hurt if respondent didn’t pay her. She did not identify herself. When petitioner called respondent about it, he vehemently denied owing money to anybody, but further confrontation made him admit that he owed the caller some money. Petitioner was really furious and angry at respondent’s continuous deception and lies.

“29. That in July 2002, respondent called petitioner saying that he brought her brother’s car to an auto shop to have it repaired. Petitioner was using the car as a service when in Baguio but she was allowing respondent to use it. Respondent told petitioner’s brother another version, that he was having it repainted. Why the repair or repainting was taking a long time, respondent explained there were certain parts of the car that needed replacement but were not available in Baguio City. But petitioner’s parents found out Kia Pride auto parts were very much available.

“30. That on September 1, 2002, petitioner’s brother called up to inquire in which auto shop respondent brought the Kia Pride. It was almost two months since the car was last seen. Respondent gave a name of an auto repair shop at Km 5, La Trinidad, Benguet. Petitioner’s mother and brother went to the place, but no place existed.

“31. That on September 9, 2002, petitioner’s brother came home very angry, demanding to talk with respondent. It turned out that their cousin Marvin Medina saw the Kia Pride parked by Rizal Park, driven by a

man he didn’t know. Respondent said it must have been the Mechanic, test-driving the car. But a friend told petitioner that she saw the Kia Pride being driven by a man she did not know and with respondent as passenger. When respondent came home at around 11pm, intoxicated again, petitioner confronted her about the car. It took a while before respondent finally admitted that he had pawned the car to Roschazz Financial Services, a pawnshop in Kayang St., Baguio City, that he impersonated petitioner’s brother, getting a cedula in the latter’s name and forged the latter’s signature in all the documents required by the pawnshop, then pawned the car for Php 30,000.

“32. That the car was finally traced to a certain Adam residing in La Trinidad, Benguet. Petitioner’s brother went to the house of this man where he saw the car parked. Respondent was involved in heavy gambling in cockfighting, and when he had no more money to bet, he pawned the car to Adam.

“33. That one day, petitioner noticed that her wedding ring was missing where she kept it. Respondent claimed he had nothing to do about it. But there was no one except respondent who could have known where the ring was.

“34. That on September 3, 2002, petitioner received a call through the landline. It was from a woman who identified herself as Cherry Cancio. She said that respondent owed her Php 3,000 and that she demanded immediate payment because she had to buy milk for her child, whose father, she claimed was the respondent. She even threatened to hurt respondent if he failed to pay. “Mano-mano na lang”, were her words. Petitioner was deeply shaken. When respondent arrived in the

evening, intoxicated, he explained that it was his friend Darryll Cabato who concocted the “Cherry Cancio scheme” because respondent owed him money. Petitioner was furious and she insisted that the incident be blotted at the police station. Petitioner would later learn from Mr. Yvan Carandang and Mr. Darryll Cabato that respondent had confessed being the father of the child.

“35. That on September 11, 2002, petitioner received numerous phone calls from different people asking for respondent to return their money. If appeared that respondent convinced them to invest money in his distributorship business and that could double or triple their money. But he never returned their money. The mother of a certain Ryan, a friend of respondent’s cousin, Cheng Alsisto, even said petitioner was the one who called her up promising to give back the money respondent got from her son. That meant that respondent asked a woman to impersonate petitioner.

“36. That respondent ultimately admitted that he spent all the money he got from different people in heavy gambling, i.e. cockfighting, betting in billiards, and card games. He would promise petitioner to reform. But phone calls from people to whom respondent owed money continued. What was worse, he continued with his scheme of getting money from people, making them believe that he could double or triple them. He even issued two (2) bouncing checks, one to his aunt, Mrs. Estela Erfe, claiming that the petitioner would deposit the amount to support the check and another to the father or Mr. Delon Ng, a former schoolmate of his at Pines City Educational Center, from whom he got different cellular phone units.

“37. Petitioner

had to finally declare she could not continue living together with the respondent. As a result of petitioner’s declarations, as of September 10, 2002, respondent stopped going home to petitioner’s residence.

“38. That even petitioner and respondent were already living separately, sometime October 2002, when petitioner’s son was again afflicted with bronchopneumonia, petitioner asked the respondent to get a medical certificate from their son’s pediatrician Dr. Catherine Gomez (Department Head of the SLU Hospital of the Sacred Heart Pediatrics Department and a former teacher of mine.) It turned out that the aside from getting the medical certificate, respondent asked Dr. Gomez to lend him Php 12,700 00 which he claimed was to be given to a traveling agency where petitioner and son were arranging a tour of Asia. Petitioner learned about it a month later when Dr. Gomez called petitioner for respondent because he promised to pay her a week after he promised to pay her a week after he borrowed the money, but he never showed up again. This incident has caused petitioner a great deal of pain and loss of confidence. She had not yet started her career as a physician of which credibility is of utmost importance and respondent had already started tainting it before a former mentor and now colleague.

“ 3 9 . Respondent’s activities of deceiving people to get money continued. Petitioner learned about them from different people – his parents, friends, acquaintances. Attached herewith as Annex “G” is the petitioner’s sworn listing of respondent’s creditors.

“40. That it is clear that respondent is suffering from a kind of psychological problem identified as “antisocial personality disorder” characterized by

CONTINUAL antisocial or criminal acts. It is an inability to conform to social norms.” (Kaplan & Synopsis of Psychiatry, Seventh Edition, by Harold I. Kaplan, M.D. Benjamin J. Sadock, MD AND Jack A. Grebb, MD, p.737). This kind of personality problem is further characterized by its fundamental lack of loyalty to persons or sense of moral values, exactly as the courts similarly described psychological incapacity, “the utter insensitivity or inability to give meaning to the marriage.” (Pesca v. Pesca, 356 SCRA 588).

“41. That the respondent’s psychological problem is likewise incurable. As further characterized by Kaplan, et.al., “once an antisocial personality disorder develops, it runs as unremittingly coarse, with the height of antisocial behaviour usually occurring in late adolescence. The prognosis is variable. Some reports indicate that symptoms decrease as patients grow older. Many patients have somatization disorder and multiple physical complaint. Depressive disorder and other substances abuse are uncommon.” (Ibid, pp. 738-739.)

“42. That petitioner has suffered mental and emotional anguish due to respondent’s behaviour, and she believed and she will establish (sic) though an accredited psychiatrist, that respondent is psychologically incapacitated to fulfill his marital obligations, that he suffers, from an antisocial personality disorder, a fundamental lack of loyalty and sense of moral values, psychological disorder of marital but which could have been there even before the marriage. With this, he cannot possibly fulfill his marital obligations, and hence annulment of marriage is the only appropriate recourse.

“43. That petitioner finds respondent incapable of being role model to his son, of ful-

filling his obligations to provide for the needs of his family, more so now that he is heavily indebted because of his gambling. Furthermore, respondent’s using petitioner’s name in swindling other people of their money, tarnishing petitioner’s name in the process, has now become unbearable for the petitioner. For all these reasons, petitioner seeks annulment of her marriage to respondent.

“44. That respondent has denied love, care and affection to his son and only child and has been irresponsible as a father which should compel a directive from the Honorable Court to order custody of the child to the petitioner who assumed all the parental obligations towards the child for the latter’s paramount interest and welfare.

**PRAYER**

“WHEREFORE, premises considered, petitioner most respectfully prays that, after due hearing, a judgement be rendered annulling her marriage to respondent pursuant to Art.35 or under Art.36 of the Family Code of the Philippines, and awarding her the custody of their only child and son.

“Petitioner also respectfully prays for other just and equitable reliefs in the premises.

“Baguio City, Philippines, May 5, 2004.

(Sgd.) RUBEN A. CORPUZ

Counsel for the Petitioner  
4<sup>th</sup> Floor Maharlika Livelihood Complex Magsaysay Ave. cor. Abanao Rd., Baguio City

PTR No. BGO1052628; 1-8-04; Baguio City  
IBP No. 601403; 1-8-04; Baguio City  
Roll No. 32635, May 3, 1983

**VERIFICATION AND CERTIFICATION**

“I, HELENNE JOIE BRON-  
*continued on p. 10*

...continued fr. p. 9 (Civil Case No. 470)

ESTREBOR, hereby depose and state that: I am the petitioner in the above-entitled case, I caused the preparation of the PETITION, I read its contents, and attest that the allegations are true of my own knowledge.

"I further certify that I have not commenced any other action or proceeding involving the same issue in the Supreme Court, the Court of Appeals or any other tribunal or agency; that to the best of my knowledge, there is no such action or proceeding of the same nature pending before any of said bodies, agencies, tribunals, and if I should learn that a similar action or proceeding has been filed or I spending before any of these said bodies, agencies, tribunals, I undertake to report that fact within five (5) days therefrom to the court or agency wherein the original pleading and sworn certification contemplated herein have been filed.

"Baguio City, Philippines this 5<sup>th</sup> day of May, 2004.

(Sgd.) HELENNE JOIE BROWN-ESTREBOR  
Affiant

"SUBSCRIBED AND SWORN to before me this 5<sup>th</sup> day of May, 2004 at Baguio City, Philippines, affiant exhibiting to me her Community Tax Certificate No. 16931535 issued on March 16, 2004, at Baguio City, Philippines.

(Sgd.) RUBEN A. CORPUZ  
Notary Public  
Until December 31, 2004  
PTR No. BGO1052628; 1-8-04; Baguio City  
IBP No. 601403; 1-8-04; Baguio City  
Roll No. 32635, May 3, 1983  
Doc. No. 105;  
Page No. 21;  
Book No.3;  
Series of 2004."

WHEREAS, on July 7, 2004, the petitioner through counsel filed with this court, an Ex-Parte Motion to Serve Summons by Publication, it appearing that respondent is no longer staying at his given address and his whereabouts is unknown.

WHEREAS, This Court in its order dated July 13, 2004 granted the petitioner's Ex-Parte Motion to Serve Summons by Publication;

NOW, THEREFORE, you the respondent CHRISTOPHER D. ESTREBOR is hereby summoned through this medium of publication, and therefore required to file with the Office of the Clerk of Court, Regional Trial Court of Baguio City at Justice Hall, Baguio City your answer to the above-quoted petition within thirty (30) days from date of last publication hereof, serving at the same time a copy of your answer upon the petitioner's counsel Atty. Ruben A. Corpuz with office address at 4<sup>th</sup> Floor Maharlika Livelihood Complex, Magsaysay Avenue cor. Abanao Road, Baguio City, and failure to do so within the period herein prescribed, the petitioner shall take judgement against you and demand from the court the remedies and reliefs prayed for in the said petition.

Let this summons be published at the expense of the petitioner in The Junction, a newspaper of general circulation in Baguio City once a week for two (2) consecutive weeks.

Furthermore, let a copy of this summons, together with a copy of the petition and the Order dated July 13, 2004 be deposited at the Baguio City Post Office postage pre-paid to the respondent Christopher D. Estrebor by registered mail at his residence at No.10 West Modern Site, Aurora Hill, Baguio City.

WITNESS THE H O N O R A B L E

**ERRATUM**

Notice is hereby given that in the LTRFB Notice of Hearing for Case No. 92-CAR-644/2004-BAG-CAR-0971, published in the July 30 - Aug. 6, 2004 issue of The Junction, the first paragraph should read:

Applicant Vendor is grantee of a Certificate of Public Convenience to operate PUJ Service on the line: Baguio Plaza-Green Valley and vice versa. In the present application, applicant requests for the Sale and transfer of said Certificate with Extension/Amendment of the aforesaid line to: BAGUIO PLAZA-GREEN VALLEY - BILIS-PULA (Sto. Tomas) and vice versa with the use of same one (1) unit.  
and not as published.

**City Sets Inquiry on Wiped-Out Pine Trees**

BAGUIO CITY - The city is set to conduct an inquiry on the ongoing development in a parcel of land at Session Road Extension particularly in front of GSIS and near the Victory Bus Terminal.

The Junction previously published a photo of the existing construction of CALTEX Gasoline Refilling Station Development in the area.

"Where Have All the Trees Gone?" is the title of the headline photo that came out in the July 10-16 issue of the Junction, questioning the sudden disappearance of Benguet pine trees in the area where CALTEX station is being built.

Councilors Panagan, Olowan, Datuin, Balisong and Molintas issued a proposed resolution inquiring the status of the said construction. The Committee on Urban Planning, Lands and Housing of the Sangguniang Panlungsod posed no objection to the construction because the company had sufficiently complied with all the requirements.

But Councilor Leandro Yangot Jr. bickered that there seem to be an abuse of mature Benguet pine trees without consideration by CALTEX.

He said that the incident is an eye-opener for all of them because they are acting too late on the matter since 75 mature pine trees were already cut. There were also numerous immature pine trees scratched.

Yangot said that the company should have considered the trees in their development plan and carped the tardy action of the city council.

Councilor Faustino Olowan, head of the Urban Planning Committee reported that an agreement is made between the DENR and CALTEX.

CALTEX is supposed to plant 4,000 pine tree seedlings within a period of 1 year in exchange for all the pine trees they excised. The 2,493 sq. m. of land is leased to CALTEX by GSIS for 12 years and can be extended for five more years.

Molintas then expressed his stance on the environmental aspect of the incident.

**ILUMINADA CABATO-CORTES, Presiding Judge of this Court, this 23<sup>rd</sup> day of July, 2004 at Baguio City, Philippines.**

(sgd) MA. THERESA G. TANO  
Branch Clerk of Court

July 31, Aug. 7, and 14, 2004

The councilors unanimously voted for the inquiry into the CALTEX construction although it is rather too late.

Olowan said he still do not know where CALTEX will plant the 4,000 pine tree seedlings. /MGB

Republic of the Philippines  
Department of Transportation and Communications  
LAND TRANSPORTATION FRANCHISING AND REGULATORY BOARD

Cordillera Administrative Region, Baguio City  
**PAULA PASAG-Vendor**

**REYNALDO DATUGAN - Vendee  
CASE NO. 2001-BC-534/2004-BAG-CAR-1006  
NOTICE OF HEARING**

This is an application for the Sale and Transfer with Extension of Validity of a Certificate of Public Convenience and Amendment of Line to operate a taxi Service for the transportation of passengers and freight on the line: BAGUIO CITY TO ANY POINT IN CORDILLERA ADMINISTRATION REGION with the use of one (1) unit.

Notice is hereby given that this application shall be heard by the Board on August 17, 2004 at 9:30 A.M. at the LTRFB Office, Paodal, Baguio City which date and time the applicant shall formally submit his/her/their evidences.

At least ten (10) days prior to the above date, the applicant/s shall publish the NOTICE once in one (1) weekly newspaper of general circulation in the Cordillera Administrative Region.

Parties opposed to the granting of the application must file their written opposition supported by documentary evidence on or before the above date, furnishing a copy of the same to the applicant/s and if they so desire, appear during the hearing.

This application shall be acted upon the Board on the basis of its records and the documentary evidences submitted by the parties unless the Board deem necessary to receive additional documentary and/or oral evidence.

WITNESS, the Honorable ALFREDO P. MONDIGUING - Regional Director this 5th day of July 2004.

(SGD) ATTY. BRENDAD. POKLAY  
Hearing Officer

**EXTRA JUDICIAL  
SETTLEMENT OF ESTATE  
AMONG HEIRS**

NOTICE IS HEREBY GIVEN THAT THE ESTATE OF THE LATE SPOUSES PEDRO CABANILLA, SR., AND ESPERANZA CABANILLA who died on May 27, 1989 at Tuding, Itogon, Benguet and on February 25, 1995 at Baguio City respectively, containing an area of .0800 hectares of Fruitland and 535 SQUARE METERS of Residential Lot covered by Assessment of Real Property No. 99-007-03180 located at Tuding, Itogon, Benguet was the subject of an Extra judicial Settlement of Estate Among the Heirs of the late Spouses Pedro Cabanilla, Sr. and Esperanza Cabanilla as per Doc. No. 64; Page No. 13; Book No. 01; Series of 2004 of the Notarial Registry of notary Public ATTY. LEONARDO L. LAWANA of Baguio City.

July 24, 31, and Aug. 7, 2004

Republic of the Philippines  
Department of Transportation and Communications  
LAND TRANSPORTATION FRANCHISING AND REGULATORY BOARD

Cordillera Administrative Region, Baguio City  
**RUFINA TINGBAOEN**

**Applicant  
CASE NO. 2001- BC- 234  
NOTICE OF HEARING**

Applicant is a grantee of a Certificate of Public Convenience to operate a PUJ Service on the line: Baguio Plaza- Sto. Tomas (School Area) and vice versa. In the present application filed, applicant requests for Renewal of her certificate with Extension/ Amendment of the aforesaid line to: BAGUIO PLAZA - GREEN VALLEY- APUGAN - BET-ANG PULA (Sto. Tomas) and vice versa with the use of same one (1) unit.

Notice is hereby given that this application shall be heard by the Board on August 17, 2004 at 9:30 A.M. at the LTRFB Office, Paodal, Baguio City which date and time the applicant shall formally submit his/her/their evidences.

At least ten (10) days prior to the above date, the applicant/s shall publish the NOTICE once in one (1) weekly newspaper of general circulation in the Cordillera Administrative Region.

Parties opposed to the granting of the application must file their written opposition supported by documentary evidence on or before the above date, furnishing a copy of the same to the applicant/s and if they so desire, appear during the hearing.

This application shall be acted upon the Board on the basis of its records and the documentary evidences submitted by the parties unless the Board deem necessary to receive additional documentary and/or oral evidence.

WITNESS, the Honorable ALFREDO P. MONDIGUING - Regional Director this 5th day of July 2004.

(SGD) ATTY. BRENDAD. POKLAY  
Hearing Officer

**ATTY. BATAS**

**"Kakampi mo ang Batas"**

**BY ATTY. BATAS MAURICIO**



Dumawatak iti dispensa kadakayo Apo nga agbasbasa kadaytoy nga kolum no personal kanyak iti maisurat ditoy tatta, gapu ta kayat ko nga usaren daytoy nga isyu tapno imbitaran kay amin nga agbuya iti baro programak iti telebisyon.

Daytoy nga programa ket nanaganan nga "Kakampi Mo ang Batas." Mabuy-buya daytoy Lunes agingg'a't Biyernes, alas 5 iti malem aginggana alas 6 iti rabii, didyay UN Television.

Channel 37 iti pakabuyaan na daytoy nga programa no saan nga nakakabit iti cable iti telebisyon yo. Channel 95, no Skycable iti cable yo, ken Channel 59 no HomeCable.

Naitad kanyak, daytoy nga baro nga programa malpas nga nagtuntong kami kenni Jay Sonza, daydiay nalaiing nga TV host, broadcaster ken mannalan (adu iti talon na didyay Zamboanga), ken malpas nga nangited iti go-signal dagiti opisiales iti UN Television nga dadaluan ni Daniel Soriano Razon, maysa nga nalaiing met laeng nga TV host ken broadcaster. Anya't mabuya kadaytoy nga programa?

Adu Apo, agsipud ta maymaysa laeng iti kayat na nga ragpaten daytoy nga programa - isu iti pannangited iti naus-usto nga serbisyo publiko ken libre nga tulong abogado kadagiti kakailan tayo nga masapul da unay iti tulong itri abogado ngem awan iti kuwarta da nga gastusen para iti kaso. Umuna kadagitoy nga serbisyo ket daydiay panangited iti makungkuna nga "Balitang Batas." Daytoy nga paset iti "Kakampi Mo ang Batas" ket making-ngegan ket makakitaan iti news wenno dadduma pay nga madamag maipanggep iti paglintegan.

Sumarsaruno, kadaytoy ket daydiay segment nga maaw-awagan nga "Batas Kaalaman". Daytoy "Batas Kaalaman" ket agipalawag iti nadumaduma nga probisyonites iti Civil Code, Revised Penal Code, Labor Code ken dadduma pay nga linteg.

Adda met iti segment nga "Batas sa Latin", nga mangipalawag met iti kayat na nga saw-en iti Pilipino dagiti paglintegan nga adda iti sao nga Latin.

Kasta met, naikuyog iti programa iti segment nga maaw-awagan nga "Today's Segment" nga addaan iti mainterview nga bisita nga aggapu iti opisina ng gobyerno, tapno makaited da iti panagpalawag dagiti reglamento ket regulasyon kadagiti opisina da.

Malpas dagita nga segments, sumarsaruno met iti "DirectLink." Dito "DirectLink", aw-awagak dagiti opisiales iti gobyerno wenno pribado nga kompanya tapno maiyasidag kadakuwada iti naduma-duman manen nga problema dagiti agbuy-buya, tapno maikkanen iti dagdagus nga solusyon. Kamaudian na, adda met iti segment nga "Tanong at Sagot." Kadaytoy nga segment adda dagiti tumaw-tawag kanyak didyay programa nga mismo ket agkon-konsular da iti problema da, nga sung-sungbatak met nga dagdaus, live and on the spot.

oOo

TANONG: Atty. Batas, ang resolution ba ng NLRCc (National Labor

**BANGSOY...**

**...from p. 5**

adds that he has not been quite active in the last five years. (Law) Practice he said is like riding a bicycle. Although one has not been riding for a while, once you get the feel of it, the riding goes smooth.

How will you defend the City of Baguio by starting from zero Tabora then asked him.

"There's nothing practice and diligence can accomplish" Bangsoy replied. He also pointed out that he has not received a salary since he took the position of City Legal Officer in July 1, 2004 and that there was not even a single computer in the office. He suggested there should be more lawyers in his office to effectively address the tons of cases filed against the city.

"I am willing to put in extra hours at work

Relations Commission) na back to work ay maaaring pigilin ng TRO (Temporary Restraining Order)? Naserve na ang return to work order last June 15, 2004 pero until di pa rin kami back to work. - P.G. Oracion (09185617071)

SAGOT: Opo, maaari pong pigilin ng TRO ang isang return to work order ng N:RC, lalo na kung ang TRO ay galing sa Court of Appeals o Supreme Court.

Itinuturing kasing mas mataas ang Court of Appeals at ang Supreme Court kaysa sa NLRC.

Dahil diyan, anuman ang desisyon ng NLRC ay maaaring kuwestiyunin sa Court of Appeals o sa Supreme Court, at maaaring magpalabas ang dalawang hukumang ito ng mga kautusang pipigil sa anumang kautusan ng NLRC. Kung kayo ay may return to work order pero may tro, ibig sabihin hindi pa pupuwedeng bumalik sa trabaho hanggang hindi naalis ang TRO.

oOo

BUKAL NG B U H A Y : M A G P A T U L O Y KAYONG NAG-IIBIGAN BILANG MAGKAKAPATID KAY CRISTO. HEBREO 13:1

and I can manage."

Molintas then said that he respects

the fact that Bangsoy is the personal choice of the mayor as City Legal Officer but cites the late confirmation letter to the city council and the letter came from Atty. Melchor Rabanes, the Assistant City Legal Officer and not from the mayor.

He also asked Bangsoy if he has signed official documents before his confirmation as City Legal Officer and if he has given any legal opinions in behalf of the city.

Bangsoy retorted that the delay of his confirmation letter is due to his lack of requirements. He lacked the necessary documents for government employment.

He also emphasized that he signed documents under the mistaken notion that "I am empowered to act, it is the desire to really be of use to the city that I undertook these actions."

"I did not make any legal opinions except on the case of Digitel," he adds.

A complaint from a Mr. Simeon Tan and the

Pink Sisters regarding a tower in danger of falling located at Munsayac Inn in Teacher's Camp was received by the their office last month. The office of Bangsoy found out that the tower has no building permit.

Bangsoy then issued a demolition order approved by the mayor after which Digitel immediately demolished the tower voluntarily.

Molintas subsequently asked Bangsoy his attitude towards squatting.

The Law on Squatting must be enforced and squatting transcends legalities, Bangsoy responded.

The squatting issue must be based on laws, he says, and it is up to the mayor to act on solutions submitted by the City Legal Office.

Bangsoy reveals that half of the five thousand squatting cases in their office are not even squatting cases but are more on jurisdiction issues where a mere dialogue between parties involved is the solution to the case.

He also opined that the NCIP has no jurisdiction in Baguio and that strict implementation regarding public lands must be enforced.

Rondez then asked him if a conflict of interest will arise since Bangsoy used to work for Balgos and Perez, one of the law firms representing Jadewell today.

Bangsoy said he worked for the law firm in 1991-1992 and Jadewell was not yet in the city so a conflict of interest could not possibly happen.

Olowan on the other hand, cited a case where Bangsoy lawyered for the Green Mountain Farms located at Itoyon, Benguet and owned by Jaime Ongpin. Olowan said Bangsoy filed criminal and civil cases against an Adam Ventura, an alleged employee of the Green Mountain Farms.

Olowan discussed that the cases filed by Bangsoy against Ventura was dismissed but has caused Ventura not to be able to take the bar exams and had a fairly dismal life because of that.

Bangsoy reacted by saying that Olowan, himself being a lawyer, should know better that it was "part of the job that I have to do," and that sometimes, they have to make difficult choices.

Despite all the compelling vindications presented by Bangsoy to secure his position as City Legal Officer, still, the city council voted for a loss where only councilors Yangot, Bayan, Molintas, Rondez, Balisong and Weygan voted for his concurrence. The other councilors including Fariñas abstained.

It can be recalled that the confirmation of Bueno as City Administrator was rejected by the city council last week.

This and Bangsoy's rebuff leaves the City of Baguio without a City Administrator and a City Legal Officer.

The question is until when, now that loads of work to be done are piling up in these empty offices. /MGB

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