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*Tatak ng Integridad, Serbisyong Dekalidad, Kaagapay sa Pag-unlad*



04 April 2016

**HON. ROSALINDA DIMAPILIS-BALDOZ**

Secretary

Department of Labor and Employment  
Intramuros, Manila

Attention: **ATTY. ROMEO M. MONTEFALCO, JR.**  
Director IV  
Legal Service

Dear **Secretary Baldoz**:

This is to officially submit to your office the attached first quarter monitoring reports on the pending cases and complaints involving TESDA personnel.

Thank you and best regards.

Very truly yours,

**PILAR G. DE LEON**  
Director IV, AS  
Chief of Services for Administration

|                                    |                    |
|------------------------------------|--------------------|
| DEPARTMENT OF LABOR AND EMPLOYMENT |                    |
| Legal Service                      |                    |
| Receiver by:                       | <i>[Signature]</i> |
| Date / Time                        | 4/4/16             |
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| DEPARTMENT OF LABOR AND EMPLOYMENT |                    |
| IV                                 |                    |
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Republic of the Philippines  
DEPARTMENT OF LABOR AND EMPLOYMENT  
Intramuros, Manila

FORM 01- LIST OF PENDING CASES  
First Quarter, 2016

| NO. | CASE/DOCKET NO.                | RESPONDENT/S (POSITION) AND (Level of Position/No. OF RESPONDENT/S.                                                                           | COMPLAINANT/S                                      | NATURE OF CHARGE                                                                                           | TYPE OF CASE (Administrative/ Criminal/Civil) and w/o integrity/efficiency/ integrity-graft related | CASE LODGED AT THE | DATE OF FORMAL CHARGE (Year, Month, Day) | AGING (Year, Month, Day)                                     | DETAILED STATUS OF CASES                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            | REMARKS/STATUS OF EMPLOYMENT                                                                                                                          |
|-----|--------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------|----------------------------------------------------|------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------|--------------------|------------------------------------------|--------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------|
| 1   | Crim. Case Nos. 28632 to 28374 | Felicidad B. Zurbano/Assistant Executive Director/Former Provincial Director of TESDA Cavite)/Executive/ Managerial Level/ One (1) respondent | People of the Philippines vs. Felicidad B. Zurbano | For Violation of Sec. 3 (h) of RA 3019 (For not declaring that the supplier of TESDA Cavite is her sister) | Criminal/integrity-graft related                                                                    | Sandiganbayan      | 2004 April 21                            | eleven (11) years, eleven (11) months and fourteen (14) days | Pending resolution with the Sandiganbayan                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           | Permanent Employee                                                                                                                                    |
| 2   | N/A                            | Julie Ann D. Banganan/ Provincial Director/Executive/Managerial Level/One (1) respondent                                                      | TESDA                                              | Grave Misconduct                                                                                           | Administrative/integrity only                                                                       | TESDA              | 2013 January 13                          | three (3) years, two (2) months and twenty two (22) days     | The designated Hearing Officer from the Department of Labor and Employment recommended that Ms Banganan be held liable for Grave Misconduct and be meted out with the penalty of dismissal from the service with cancellation of eligibility, forfeiture of retirement benefits, perpetual disqualification from holding public office and bar from taking civil service examinations as accessory penalties pursuant to Section 52 (A) of RRACCS. The case is for resolution by the Director General                                                                               | Permanent Employee/Ms Banganan is currently assigned at TESDA Batanes Provincial Office per TESDA Order No 187, Series of 2014, dated 26 August 2014. |
| 3   | N/A                            | Rafael D. Aduca/Instructor I/Rank-and-File/One (1) respondent                                                                                 | Rosa P. Untalan                                    | Grave Misconduct                                                                                           | Grave Misconduct                                                                                    | TESDA              | 2014 March 28                            | two (2) years and seven (7) days                             | The designated Hearing Officer from the TESDA recommended that Mr. Aduca be found GUILTY of Grave Misconduct and that he be consequently DISMISSED from the service pursuant to Section 46 (A)(3) of Rule 10 of the Revised Rules on Administrative Cases on the Civil Service (RRACCS), with cancellation of eligibility, forfeiture of retirement benefits, perpetual disqualification from holding public office and bar from taking civil service examinations as accessory penalties pursuant to Section 52 (A) of RRACCS. The case is for resolution by the Director General. | Permanent Employee                                                                                                                                    |
| 4   | N/A                            | Anabella P. Lizada/Administrative Assistant III/Rank-and-File/One (1) respondent                                                              | Ladeva P. Marquez, Assistant Professor I           | Gross Neglect of Duty                                                                                      | Administrative/ efficiency                                                                          | TESDA              | 2014 March 28                            | two (2) years and seven (7) days                             | Pending investigation by the designated Hearing Officer from the Department of Labor and Employment (DOLE)                                                                                                                                                                                                                                                                                                                                                                                                                                                                          | Permanent Employee                                                                                                                                    |

*Handwritten initials/signature*

|   |                                        |                                                                                                                                                  |                                                                                                                                                                                                                        |                                                                                                                                                       |                                             |                             |                 |                                                               |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                                                               |
|---|----------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------|---------------------------------------------|-----------------------------|-----------------|---------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------|
| 5 | D-2014-05060                           | Rhosalie A. Amazona,<br>Provincial<br>Director/Executive/<br>Managerial Level/One (1)<br>respondent                                              | Adrastus T.<br>Gesmundo, Ma<br>Loredee S. Unson,<br>Serafin Sergio M.<br>Canafranca, Doreen<br>D. Alim, Myla T.<br>Canzana, Jorge G.<br>Oguan, Madona O.<br>Merjudio, Antonio E.<br>Canzana and Arnold<br>D. Marasigan | Complaint for Oppression;<br>Grave Misconduct; Grave<br>Abuse of Authority;<br>Violation of R.A. No.<br>6713; Violation of Sec. 3 of<br>R.A. No. 3019 | Administrative/integrity<br>only            | Civil Service<br>Commission | 2014 October 14 | one (1) year, five (5)<br>months and twenty one<br>(21) days  | Pending investigation by the CSC                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         | Permanent Employee                                                                                                            |
| 6 | N/A                                    | Florante L. Herrera/<br>Provincial<br>Director/Executive/<br>Managerial Level/One (1)<br>respondent                                              | Mr. Jessie Steve D.<br>Amparo, President of<br>the Cotabato<br>Association of Public<br>and Private TVET<br>Institutions (CAPPTI)                                                                                      | Grave Misconduct                                                                                                                                      | Administrative/integrity-<br>graft related  | TESDA                       | 2010 July 16    | five (5) years, eight (8)<br>months and nineteen (19)<br>days | The Director General dismissed<br>Director Herrera from the service<br>with cancellation of eligibility,<br>forfeiture of retirement benefits and<br>perpetual disqualification for<br>reemployment in the government<br>service as administrative disabilities.<br>Director Herrera filed a Motion for<br>Reconsideration on 26 June 2013.<br>The Motion for Reconsideration is<br>pending resolution by the Director<br>General.                                                                                                                                                                       | Permanent Employee                                                                                                            |
| 7 | CA G R No.<br>11993/<br>G R No. 214904 | Mantuel A. Jaramilla,<br>former VSA of Luciano<br>Millan Memorial School of<br>Arts and Trades<br>(LMMSAT) /Rank-and-<br>File/One (1) respondent | TESDA                                                                                                                                                                                                                  | Grave Misconduct and<br>Dishonesty                                                                                                                    | Administrative /Integrity-<br>graft related | Court of Appeals            | 2008 June 26    | seven (7) years, eight (8)<br>months and nine (9) days        | CSC Resolution No. 10-0430 dated<br>08 March 2010 found Jaramilla guilty<br>of Simple Misconduct and Less<br>Serious Dishonesty and imposed him<br>the penalty of one (1) year<br>suspension from the service. On 17<br>September 2014, the Petition for<br>review which was filed by TESDA was<br>denied by the Court of Appeals and<br>affirmed the Resolution issued by the<br>CSC. The TESDA through the Office<br>of the Solicitor General filed its<br>Petition for Review on Certiorari<br>before the Supreme Court.                                                                              | Permanent Employee<br>Mr. Jaramilla is currently<br>assigned as the Officer-in-<br>Charge at the Passi Trade<br>School (PTS). |
| 8 | N/A                                    | Rosalia T. Lagunay,<br>Administrative Aide<br>IV/Rank-and-File/One (1)<br>respondent                                                             | TESDA                                                                                                                                                                                                                  | Gross Neglect of Duty                                                                                                                                 | Administrative/ efficiency                  | TESDA                       | March 28, 2014  | two (2) years and seven<br>(7) days                           | The designated Hearing Officer from<br>the Department of Labor and<br>Employment recommended that Ms.<br>Lagunay be found guilty of two (2)<br>counts of SIMPLE NEGLECT OF<br>DUTY and be consequently<br>SUSPENDED FOR SIX (6) MONTHS<br>from the service pursuant to Rule 10,<br>Section 46 (D) (1) of the Revised<br>Rules on Administrative Cases in the<br>Civil Service (RRACCS), with<br>disqualification from promotion<br>corresponding to the period of<br>suspension as accessory penalty<br>pursuant to Sections 52 (C) of<br>RRACCS. The case is for resolution<br>by the Director General. | Permanent Employee/Ms.<br>Lagunay retired from the<br>service effective 16<br>September 2014.                                 |

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