

FORM 01- LIST OF PENDING CASES
Third 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 win/ 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	CA G.R. No. 11993/ G.R. No. 214904	Manuel A. Jaramilla, former VSA of Luciano Milian Memorial School of Arts and Trades (LMMSAT) /Rank-and-File/One (1) respondent	TESDA	Grave Misconduct and Dishonesty	Administrative/Integrity-graft related	Court of Appeals	2008 June 26	eight (8) years and three (3) months and nine (9) days	CSC Resolution No. 10-0430 dated 08 March 2010 found Jaramilla guilty of Simple Misconduct and Less Serious Dishonesty and imposed him the penalty of one (1) year suspension from the service. On 17 September 2014, the Petition for review which was filed by TESDA was affirmed by the Court of Appeals and CSC. The TESDA through the Office of the Solicitor General filed its Petition for Review on Certiorari before the Supreme Court.	Permanent Employee Mr. Jaramilla is currently appointed as the Vocational School Administrator III at the Passi Trade School (PTS).
2	N/A	Gervacio C. Daus Jr., Administrative Officer V of PO-Agusan Del Norte/Rank-and-File/One (1) respondent	TESDA	Grave Misconduct	Misconduct/ Administrative/Integrity only	TESDA	2016 May 24	Four (4) months and eleven (11) days	Pending formal investigation by TESDA.	Permanent Employee
3	N/A	Luzviminda C. Rubi, Administrative Officer V, HRMD, TESDA-Central/Rank-and-File/One (1) respondent	TESDA-Central Office	Grave Misconduct	Habitual Tardiness/Efficiency	TESDA	2016 May 24	four (4) months and eleven (11) days	Pending Resolution of the Hearing Officer.	Permanent Employee
4	N/A	Rainero Tomas L. Jayme, Supervising TESD Specialist, TESDA-Cebu/Rank-and-File/One (1) respondent	Leah B. Velasco	Grave Misconduct/ Sexual Harassment	Administrative /Integrity	TESDA	2016 July 25	two (2) months and ten (10) days	Pending formal investigation by TESDA.	Permanent Employee/ On 08 September 2016, Mr. Rainero Tomas L. Jayme filed his application for retirement to Regional Director Florencio F. Sunico Jr. effective 01 November 2016.
5	N/A	Digna A. Diaz, Administrative Officer V, General Services Division, AS/Rank-and-File/One (1) respondent	Department of Labor and Employment (DOLE)	Violation of the Joint Circular No. 3-99 and corresponding offenses under Section 46, Rule 10 of Revised Rules on Administrative Cases in the Civil Service (RRACCS)	Administrative/Integrity - graft related	Department of Labor and Employment (DOLE)	2016 June 23	three (3) months and twelve (12) days	Pending formal investigation by the Department of Labor and Employment (DOLE)	Permanent Employee

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FORM 02-LIST OF DECIDED CASES
Third Quarter, 2016

NO	CASE/DOCKET NO.	RESPONDENTS (POSITION AND Level of Position)	COMPLAINANT	NATURE OF CHARGE	TYPE OF CASE (Administrative/ Criminal/Civil & w/in efficiency/integrity/ integrity-grant related)	CASE LOGGED AT	DATE FILED (mm/dd/yyyy)	DATE OF DECISION (MM/DD/YYYY)	AGING (Year, Month, Day)	DETAILED DECISION	DATE OF IMPLEMENTATION	REMARKS
1	N/A	Vicente R. Pagula/Vocational School Administrator III/ Rank-and-File Maximo/Administrative Officer IV/Rank-and-File	Reneito Prescafor	Grave Misconduct, Falsification of Official Documents, and Conduct Prejudicial to the Best Interest of the Service	Administrative/integrity only	CSC	11 February 2006	November 24, 2011 Signed by Chairman Francisco T. Duque III, Commissioner Mary Ann Z. Fernandez-Mendoza	five (5) years and seven (7) months	Wherefore, considering the above premises, Ms. GENOVEVA D. MAXIMO is hereby found GUILTY of the Administrative Offense of SIMPLE MISCONDUCT with the PENALTY of One (1) Month suspension from the government service, while the charges of Falsification of Official Documents and Conduct Prejudicial to the Best Interest of the Service are hereby DISMISSED for lack of substantial evidence. On the other hand, Mr. VICENTE R. PAGULA is hereby EXONERATED from all of the charges imputed against him for lack of substantial evidence.	April School of Arts and Trades (ASAT) paid the back wages of Ms. Maximo on 30 September 2011 for the period from 09 February 2011 to 07 March 2011.	The CSC decision dated 24 November 2010 found her guilty of Simple Misconduct and imposing upon her the penalty of one (1) month and one (1) day suspension from the government service and the Resolution dated 25 January 2011 denying her motion for reconsideration was reversed and set aside by the CSC.
2	N/A	Mensel S. Drito/Administrative Assistant III/Rank-and-File	TWC trainees Ms. Roselle Corpus, Candy Bertoime, Jiquelin Tuena and Catalina Pagula	Grave Misconduct	Administrative/integrity only	TESDA	30 April 2012	February 04, 2013 March 20, 2014 Signed by Sec. Emmanuel Joel J. Villanueva	One (1) year, seven (7) months and seven (7) days	Wherefore, the appeal of Genoveva Maximo is hereby GRANTED. Accordingly, the Civil Service Commission (CSCRO) No. II Decision dated November 24, 2010, finding her guilty of Simple Misconduct and imposing upon her the penalty of one (1) month and one (1) day suspension from the government service and the Resolution dated January 25, 2011 denying her motion for reconsideration is hereby REVERSED and SET ASIDE. Maximo is hereby EXONERATED from any administrative liability for lack of substantial evidence to prove the offense imputed.	April 7, 2014 to October 4, 2014	Ms. Drito received the Decision issued by the Director General on 06 June 2013. Ms. Drito was suspended from the service for six (6) months without pay. Ms. Drito filed a Motion for Reconsideration on 14 June 2013. The Director General party granted the Motion for Reconsideration and modified the Decision dated 04 February 2013.
3	N/A	Carmelita A. Dulay/Senior TESD Specialist/ Rank-and-File	anonymous with subject no. 09084098208	Grave Misconduct	Administrative/ efficiency/integrity only	TESDA CSC	04 August 2009	25 May 2010 (TESDA) 21 March 2012 (CSC) Commissioner Mary Ann Z. Fernandez-Mendoza, Chairman Francisco T. Duque III	two (2) years and three (3) months	WHEREFORE, premises considered, the Motion for Reconsideration of the Respondent is PARTLY GRANTED, the appeal is PARTLY DENIED, the appeal is PARTLY MODIFIED. Accordingly, the penalty imposed upon the Respondent is hereby DOWNGRADED from dismissal to a mere SUSPENSION from the service for SIX (6) MONTHS WITHOUT PAY. Likewise, a STERN WARNING is hereby given to the Respondent that any repetition of the same offense shall be dealt with more severely.	one (1) year suspension. Ms. Dulay has assumed the responsibilities of a Senior TESDA Specialist at the Regional Operations Division (ROD) of TESDA-Region I on 01 October 2012.	Permanent Employee
4	C.A.G.R. SP NO 11982/ UDK No 14708	Erlando L. Majan/ TESD Specialist II/Rank-and-File	TESDA	Being Notoriously Undesirable	Administrative/integrity only/efficiency	TESDA CSC Court of Appeals Supreme Court	11 August 2008	05 September 2012 (TESDA) January 26, 2012 (CA) September 5, 2012 (SC) Signed by Division Clerk of Court Edgar O. Archeta	three (3) years and six (6) days	Pursuant to Rule 45 and other related provisions of the 1997 Rules of Civil Procedure, as amended, governing appeals by certiorari to the Supreme Court, only petitions which comply with the requirements specified herein shall be entertained. On the basis thereof, the Court resolves to DENY the instant petition for review on certiorari of the Resolution dated 30 June 2011 of the Court of Appeals in C.C. GR. No. 119822.	05 October 2009	Permanent Employee/Mr. Majan was dismissed from the service effective 05 October 2009.

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