

Republic of the Philippines
DEPARTMENT OF LABOR AND EMPLOYMENT
Intramuros, Manila

FORM 01- LIST OF PENDING CASES
Second Quarter, 2017

| 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/n 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 Millan 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 | nine (9) years, four (4) months and eight (8) 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 denied by the Court of Appeals and affirmed the Resolution issued by the 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 | 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 | one (1) year, four (4) months and eleven (11) days | Pending formal investigation by the Department of Labor and Employment (DOLE). | Permanent Employee |
| 3 | N/A | Genaro Ronald C. Ibay, Provincial Director, TESDA-Nueva Vizcaya/Executive/ Managerial Level/One (1) respondent | Baguio Finest Security Agency and TESDA | Grave Misconduct | Administrative/Integrity | TESDA | 2017 June 27 | four (4) months and seven (7) days | Pending formal investigation by TESDA. | Permanent Employee |
| 4 | N/A | Genaro Ronald C. Ibay, Provincial Director, TESDA-Nueva Vizcaya/Executive/ Managerial Level/Nine (9) respondents | TESDA | Grave Misconduct | Administrative/Integrity | TESDA | 2017 August 16 | two (2) months and eighteen (18) days | Pending formal investigation by TESDA. | Permanent Employee |

1

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| 5 | N/A | Glenn N. Murphy, Chief Administrative Officer, TESDA-CAR/Rank-and-File/Nine (9) respondents | TESDA | Grave Misconduct and Gross Neglect of Duty | Administrative/Integrity | TESDA | 2017 August 16 | two (2) months and eighteen (18) days | Pending formal investigation by TESDA. | Permanent Employee |
| 6 | N/A | Marlyn G. Necesito, Chief TESD Specialist, TESDA-CAR/Rank-and-File/Nine (9) respondents | TESDA | Grave Misconduct and Gross Neglect of Duty | Administrative/Integrity | TESDA | 2017 August 16 | two (2) months and eighteen (18) days | Pending formal investigation by TESDA. | Permanent Employee |
| 7 | N/A | Daisy C. Bungallon, Supervising TESD Specialist, TESDA-CAR/Rank-and-File/Nine (9) respondents | TESDA | Grave Misconduct and Gross Neglect of Duty | Administrative/Integrity | TESDA | 2017 August 16 | two (2) months and eighteen (18) days | Pending formal investigation by TESDA. | Permanent Employee |
| 8 | N/A | Renato O. Hernandez, Regional Accountant, TESDA-CAR/Rank-and-File/Nine (9) respondents | TESDA | Grave Misconduct | Administrative/Integrity | TESDA | 2017 August 16 | two (2) months and eighteen (18) days | Pending formal investigation by TESDA. Mr. Hernandez is preventively suspended from the service effective 06 September 2017 to 04 December 2017. | Permanent Employee |
| 9 | N/A | Susana G. Carbonell, Senior TESD Specialist, TESDA-CAR/Rank-and-File/Nine (9) respondents | TESDA | Grave Misconduct and Gross Neglect of Duty | Administrative/Integrity | TESDA | 2017 August 16 | two (2) months and eighteen (18) days | Pending formal investigation by TESDA. | Permanent Employee |
| 10 | N/A | Billy Banglo F. Balingit, Administrative Officer V, TESDA-CAR/Rank-and-File/Nine (9) respondents | TESDA | Grave Misconduct and Gross Neglect of Duty | Administrative/Integrity | TESDA | 2017 August 16 | two (2) months and eighteen (18) days | Pending formal investigation by TESDA. | Permanent Employee |
| 11 | N/A | Dante F. Lacañale, Administrative Officer V, TESDA-CAR/Rank-and-File/Nine (9) respondents | TESDA | Grave Misconduct and Gross Neglect of Duty | Administrative/Integrity | TESDA | 2017 August 16 | two (2) months and eighteen (18) days | Pending formal investigation by TESDA. | Permanent Employee |

7

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| 12 | N/A | Israael R. Navora, Administrative Officer V, TESDA-CAR/Rank-and- File/Nine (9) respondents | TESDA | Grave Misconduct | Administrative/Integrity | TESDA | 2017 August 16 | two (2) months and eighteen (18) days | Pending formal investigation by TESDA. | Permanent Employee |
| 13 | N/A | Ladeva C. Marquez, Assistant Professor II, Passi Trade School/Rank- and-File/One (1) respondent | TESDA | Gross Insubordination and Simple Misconduct | Administrative/Integrity | TESDA | 2017 August 16 | two (2) months and eighteen (18) days | Pending formal investigation by TESDA. | Permanent Employee |
| 14 | N/A | Zoilo S. Galang, Chief TESD Specialist, Qualifications and Standards Office (QSO) | TESDA-Central Office | Non-submission of DTRs | Administrative/Integrity | TESDA | 2017 October 12 | twenty-two (22) days | Pending formal investigation by TESDA. | Permanent Employee |

7

4

FORM 02-LIST OF DECIDED CASES
Second Quarter, 2017

| NO. | CASE/DOCKET NO. | RESPONDENT/S (POSITION) AND (Level of Position) | COMPLAINANT | NATURE OF CHARGE | TYPE OF CASE (Administrative/ Criminal/Civil & w/n efficiency/ integrity/ integrity-graft related) | CASE LODGED 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 and Genoveva D. Maximo/Administrative Officer IV/Rank-and-File | Renelito Pascador | 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 September 06, 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 and One (1) day 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. 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. | Aparri School of Arts and Trades (ASAT) paid the back wages of Ms. Maximo on 30 September 2011 for the period 01 February 2011 to 07 March 2011. | The CSC decision dated 24 November 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 25 January 2011 denying her motion for reconsideration was reversed and set aside by the CSC. Mr. Pagula retired from the service effective March 23, 2014. |
| 2 | N/A | Mensel S. Drilo/Administrative Assistant III/Rank-and-File | TWC trainees. Ms. Roselle Corpus, Candy Bartolome, Jaquelin Nieva and Catalina Aguilta | 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, premises considered, the Motion for Reconsideration of the Respondent is PARTLY GRANTED. The assailed Decision dated 04 February 2013 is hereby 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. | April 7, 2014 to October 4, 2014 | Ms. Drilo received the Decision issued by the Director General on 06 June 2013. Ms. Drilo was suspended from the service for six (6) months without pay. Ms. Drilo filed a Motion for Reconsideration on 14 June 2013. The Director General partly 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 mobile 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, the appeal of Carmelita A. Dulay, Senior TESD Specialist, Technical Education and Skills Development Authority (TESDA), La Union Provincial Office, is hereby DISMISSED. However, the Decision dated May 25, 2010 of the TESDA Director General Pastor Z. Guiao, finding her guilty of Grave Misconduct, thereby imposing upon her the penalty of dismissal from the service with accessory penalties, is hereby MODIFIED, such that Dulay is found guilty only of Conduct of Prejudicial to the Best Interest of the Service, and meted the penalty of one (1) year suspension. | one (1) year suspension. Ms. Dulay has assumed the duties and responsibilities of a Senior TESDA Specialist at the Regional Operations Division (ROD) of TESDA-Region I on 01 October 2012. | Permanent Employee |
| 4 | CA G.R. SP NO. 119892/ 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 are accompanied by or which comply strictly with the requirements specified therein 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. G.R. No. 119892. | 05 October 2009 | Permanent Employee/Mr. Majan was dismissed from the service effective 05 October 2009. |

7