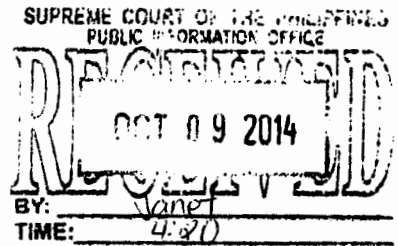




Republic of the Philippines
Supreme Court
Manila

THIRD DIVISION

NOTICE



Sirs/Mesdames:


*Please take notice that the Court, Third Division, issued a Resolution dated **October 8, 2014**, which reads as follows:*

“G.R. No. 200683 (*New San Jose Builders, Inc. vs. Government Service Insurance System*); G.R. No. 200710 (*Donardo S. Donato vs. Government Service Insurance System*); G.R. No. 201546 (*Carlitos L. Escueta vs. Government Service Insurance System*); and G.R. No. 211512 (*Carlos C. Abesamis, et al. vs. Government Service Insurance System, New San Jose Builders, Inc.*). – After deliberating on the petition for review on certiorari in G.R. No. 211512 (with prayer for temporary restraining order or preliminary injunction) assailing the Resolution and Joint Resolution dated April 15, 2013 and December 27, 2013, respectively, of the Regional Trial Court, Branch 85, Quezon City, in LRC Case No. Q-22034(06), the Court, without necessarily giving due course thereto, resolves to require respondents to **COMMENT thereon (not to file a motion to dismiss) within ten (10) days from notice.**

In view of the earlier Resolution dated March 24, 2014 in G.R. Nos. 200683, 200710 and 201546 (which were later consolidated with G.R. No. 211512), granting a temporary restraining order enjoining the said trial court from enforcing its Resolution dated April 15, 2013 and Joint Resolution dated December 27, 2013 in LRC Case No. Q-22034(06) which granted the Government Service Insurance System’s (GSIS) omnibus motion for issuance of a writ of possession, as directed in the assailed Court of Appeals Decision dated July 28, 2011 in CA-GR SP No. 110231, the Court likewise resolves to **ISSUE A TEMPORARY RESTRAINING ORDER in G.R. No. 211512** enjoining the said trial court and respondent GSIS from enforcing the subject writ of possession as against petitioners, effective immediately and continuing until further orders from the Court.

The Court further resolves to **REQUIRE** petitioners in G.R. No. 211512 to **SUBMIT** to the Court a statement of material date of receipt of the assailed Resolution dated April 15, 2013 within five (5) days from notice. (**Velasco, Jr., J.**, *on leave*; **Peralta and Perlas-Bernabe, JJ.**, *designated Acting Chairperson and Acting Member per Special Order Nos. 1815 and 1816, respectively, both dated October 3, 2014.*)”

Very truly yours,


WILFREDO V. LAPITAN
Division Clerk of Court 10/9/14

Hon. Maria Filomena D. Singh
Presiding Judge
Regional Trial Court
Branch 85, Quezon City
(LRC Case No. Q-22034[06])

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REPUBLIC OF THE PHILIPPINES

SUPREME COURT OF THE PHILIPPINES
PUBLIC INFORMATION OFFICE

Supreme Court
Manila
THIRD DIVISION

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BY: *Conrad*
TIME: *4:20*

TEMPORARY RESTRAINING ORDER

NEW SAN JOSE BUILDERS, INC.,
Petitioner,

G.R. No. 200683

- versus -

GOVERNMENT SERVICE INSURANCE
SYSTEM,
Respondent.

X-----X

DONARDO S. DONATO,
Petitioner,

G.R. No. 200710

- versus -

GOVERNMENT SERVICE INSURANCE
SYSTEM,
Respondent.

X-----X

CARLITOS L. ESCUETA,
Petitioner,

G.R. No. 201546

- versus -

GOVERNMENT SERVICE INSURANCE
SYSTEM,
Respondent.

X-----X

CARLOS C. ABESAMIS, ET AL.,
Petitioners,

G.R. No. 211512

- versus -

**GOVERNMENT SERVICE INSURANCE
SYSTEM, NEW SAN JOSE BUILDERS,
INC.,**

Respondents.

X-----X

TO:

HON. MARIA FILOMENA D. SINGH
Presiding Judge
Regional Trial Court
Branch 85, Quezon City
(LRC Case No. Q-22034[06])

GOVERNMENT SERVICE INSURANCE SYSTEM
GSIS Legal Services Group
GSIS Headquarters, Financial Center
Reclamation Area, 1300 Pasay City

GREETINGS:

WHEREAS, the Supreme Court on October 8, 2014 adopted a resolution in the above-entitled cases, to wit:

“G.R. No. 200683 (*New San Jose Builders, Inc. vs. Government Service Insurance System*); G.R. No. 200710 (*Donardo S. Donato vs. Government Service Insurance System*); G.R. No. 201546 (*Carlitos L. Escueta vs. Government Service Insurance System*); and G.R. No. 211512 (*Carlos C. Abesamis, et al. vs. Government Service Insurance System, New San Jose Builders, Inc.*). – After deliberating on the petition for review on certiorari in G.R. No. 211512 (with prayer for temporary restraining order or preliminary injunction) assailing the Resolution and Joint Resolution dated April 15, 2013 and December 27, 2013, respectively, of the

Regional Trial Court, Branch 85, Quezon City, in LRC Case No. Q-22034(06), the Court, without necessarily giving due course thereto, resolves to require respondents to **COMMENT** thereon (not to file a motion to dismiss) within ten (10) days from notice.


In view of the earlier Resolution dated March 24, 2014 in G.R. Nos. 200683, 200710 and 201546 (which were later consolidated with G.R. No. 211512), granting a temporary restraining order enjoining the said trial court from enforcing its Resolution dated April 15, 2013 and Joint Resolution dated December 27, 2013 in LRC Case No. Q-22034(06) which granted the Government Service Insurance System's (GSIS) omnibus motion for issuance of a writ of possession, as directed in the assailed Court of Appeals Decision dated July 28, 2011 in CA-GR SP No. 110231, the Court likewise resolves to **ISSUE A TEMPORARY RESTRAINING ORDER in G.R. No. 211512** enjoining the said trial court and respondent GSIS from enforcing the subject writ of possession as against petitioners, effective immediately and continuing until further orders from the Court.

The Court further resolves to **REQUIRE** petitioners in G.R. No. 211512 to **SUBMIT** to the Court a statement of material date of receipt of the assailed Resolution dated April 15, 2013 within five (5) days from notice. (*Velasco, Jr., J., on leave; Peralta and Perlas-Bernabe, JJ., designated Acting Chairperson and Acting Member per Special Order Nos. 1815 and 1816, respectively, both dated October 3, 2014.*)”

NOW THEREFORE, You, your agents, representatives and/or any person or persons acting upon your orders or in your place or stead are hereby **ENJOINED** from enforcing the subject writ of possession as against petitioners, effective immediately and continuing until further orders from the Court.

GIVEN by the authority of the **HONORABLE DIOSDADO M. PERALTA**, Acting Chairperson of the Third Division of the Supreme Court of the Philippines, this 8th day of October, Two Thousand and Fourteen.

Very truly yours,


WILFREDO V. LAPITAN
Division Clerk of Court
12/9/14

Copy furnished:

Court of Appeals
1000 Manila
(CA G.R. SP No. 110231)

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