



REPUBLIC OF THE PHILIPPINES
SENATE ELECTORAL TRIBUNAL
COA-NCR Bldg., Batasan Road, Quezon City

FRANCIS N. TOLENTINO,
Protestant,

- versus -

SET CASE No. 001-16

LEILA M. DE LIMA,
Protestee.

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RESOLUTION NO. 16-36

The Tribunal resolves to **CONFIRM** the following resolutions issued by the Executive Committee:

1. Resolution No. 16-33 dated 06 February 2017, which
 - a) **GRANTED** the motion of Protestant Tolentino to reduce the number of his pilot precincts from 3,507 to 2,973, comprising 21.57% of the total contested precincts;
 - b) **ADJUSTED** the estimated cost of collection of the ballot boxes and election documents and paraphernalia from Eight Million Four Hundred Ninety Two Thousand Two Hundred Seventy Five Pesos (Php8,492,275.00) to Seven Million One Hundred Forty Five Thousand Seven Hundred Seventy Five & 47/100 Pesos (Php7,145,775.47); and
 - c) **REQUIRED** Protestant Tolentino to deposit with the Tribunal the amount of Seven Million One Hundred Forty Five Thousand Seven Hundred Seventy Five & 47/100 Pesos (Php7,145,775.47) in accordance with the following schedule:

1. Php3,572,887.74 on or before 06 February 2017;
 2. Php1,786,443.87 on or before 06 March 2017; and
 3. Php1,786,443.87 on or before 06 April 2017.
2. **Resolution No. 16-34** dated 06 February 2017, which **DENIED** Protestant Tolentino's *Urgent Motion for Reconsideration* of Resolution No. 16-29 dated 18 January 2017, allowing the Commission on Elections (COMELEC) to reboot the servers at the Memory Configuration Room (MCR) of its Sta. Rosa Warehouse, which were abnormally shut down, to conduct diagnostics thereon to determine if any data stored therein had been damaged and thereafter to shut down the said servers; and **REQUESTED** the COMELEC to furnish the Tribunal and the parties the results of the investigation, if any, conducted on the sudden collapse of the ceiling of the MCR.
3. **RESOLUTION No. 16-35** dated 22 February 2017, which **GRANTED** the request of Atty. Ramon J. Dadulla Jr., Election Officer, Ormoc City, to transfer the ballot boxes used in the 2016 National and Local Elections from the lobby of the City Hall, where they are currently stored to a more secure and safer place to be provided by the Office of the City Administrator of the said City; and **DIRECTED** Election Officer Atty. Dadulla to inform the Tribunal and the parties of the exact location and address of the new storage place as well as the date and time of the transfer at least five (5) days before the start thereof.

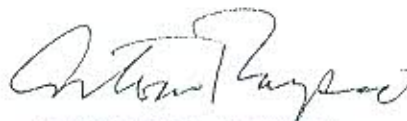
The Tribunal further Resolves to **NOTE** the following:

1. *Comment (On Protestant Tolentino's Urgent Motion for Reconsideration dated 25 January 2017)* filed by counsel for Protestee de Lima;
2. *Manifestation* filed by counsel for Protestant Tolentino on 08 February 2017 re payment of the amount of Three Million Five Hundred Seventy Two Thousand Eight Hundred Eighty Seven & 74/100 Pesos (Php3,572,887.74) in compliance with Resolution No. 16-33 dated 06 February 2017; and

3. *Comment / Opposition (To: Protestant Tolentino's Urgent Manifestation with Motion dated 31 January 2017) filed by counsel for Protestee de Lima on 06 February 2017.*

SO ORDERED.

02 March 2017.



ANTONIO T. CARPIO
Senior Associate Justice
Chairperson



TERESITA J. LEONARDO-DE CASTRO
Associate Justice
Member



LUCAS P. BERSAMIN
Associate Justice
Member



CYNTHIA A. VILLAR
Senator
Member



GRACE L. POE
Senator
Member

MA. LOURDES "NANCY" S. BINAY
Senator
Member



RICHARD J. GORDON
Senator
Member

FRANKLIN M. DRILON
Senator
Member



ANTONIO "SONNY" F. TRILLANES IV
Senator
Member