



Republic of the Philippines  
PROVINCE OF NEGROS OCCIDENTAL  
Old Capitol Building, Bacolod City  
Tel. No. 707-8075 (Admin) \* 435-7698 (Board Member) \* 709-0121 (Legislative Division)  
OFFICE OF THE SANGGUNIANG PANLALAWIGAN

*EXCERPT FROM THE MINUTES OF THE REGULAR SESSION OF THE SANGGUNIANG PANLALAWIGAN OF THE PROVINCE OF NEGROS OCCIDENTAL HELD IN THE CITY OF BACOLOD ON THE 15<sup>TH</sup> DAY OF JULY, 2025*

PRESENT:

Hon. Jose Benito A. Alonso	Vice-Governor/Presiding Officer
Hon. Laurence Marxlen J. Dela Cruz	Member - 1st District
Hon. Araceli T. Somosa	Member - 1st District
Hon. Sixto Teofilo Roxas V. Guanzon, Jr.	Member - 2nd District
Hon. Arthur Christopher D. Maraño	Member - 2nd District
Hon. Hope Marey B. Depasucat	Member - 3rd District
Hon. Andrew Gerard L. Montelibano	Member - 3rd District
Hon. Patricia Paula M. Alonso-Valderrama	Member - 4 <sup>th</sup> District
Hon. Nicholas M. Yulo	Member - 4 <sup>th</sup> District
Hon. Rita Angela S. Gatuslao	Member - 5th District
Hon. Hadji P. Trojillo	Member - 5 <sup>th</sup> District
Hon. Genaro G. Alvarez, IV	Member - 6th District
Hon. Jeffrey T. Tubola	Member - 6th District
Hon. Julius Martin D. Asistio	Member - PCL Rep.
Hon. Richard Julius L. Sablan	Member - ABC Rep.
Hon. Mayvelyn L. Madrid	Member - SKF Rep.

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**RESOLUTION NO. 0708**

Series of 2025

***RESOLUTION DISMISSING SP ADMINISTRATIVE CASE NO. 2025-002 AC, ENTITLED: MARY ANN DURAN DINO VS. BRADY SOMBERO AND EDMUND LIZA FOR DISHONESTY, OPPRESSION, MISCONDUCT IN OFFICE, GROSS NEGLIGENCE OR DERELICTION OF DUTY***

Authored by:

**HON. SIXTO TEOFILO ROXAS V. GUANZON, JR.**

Chairman, Committee on Laws, Rules, and Ordinances

***WHEREAS***, on January 3, 2025, a Notice of Appeal was submitted by the Sangguniang Panglungsod of the City of Victorias to the request of the Complainant, Mary Ann Duran Dino versus Brady Sombero and Edmund Liza for Dishonesty, Oppression, Misconduct in Office, Gross Negligence or Dereliction of Duty;

***WHEREAS***, after a Preliminary Hearing and cited for compliance of the requirements, the Quasi-Judicial Body docketed the Appeal as SP Administrative Case No. 2025-002 AC;

***WHEREAS***, subsequently, the Preliminary Hearing was attended by both the Appellant and Appellee on February 25, 2025, with all the gist of the tenor of the accusation for Dishonesty and what have actually transpired historically;

***WHEREAS***, the case was uncovered to be a historical case since the time of a former Punong Barangay of XIX-A Town Subdivision, where Honorable Lucia Duran, a former Barangay Capitan, happens to be the person of interest, a party of the case where there were alleged violations of the Government Procurement Law, Republic Act 9184;

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**WHEREAS**, in the foregoing allegation of violation of such, in the course of liquidating the Three Hundred Thousand Pesos (P300,000.00) received by the subdivision through the mechanism of the transfer of funds by the Provincial Government of Negros Occidental;

**WHEREAS**, the foregoing investigation was temporarily postponed due to the intervening event of the May 12, 2025 midterm election where the COMELEC Resolution No. 10999 expressly provided that, expressly included in its conditions. Henceforth, Omnibus Resolution No. 0302 was enacted to reset all Administrative hearings on June 17, 2025;

**WHEREAS**, in the resumption of the hearing, both the Appellant and the Appellee have again respectfully appeared to argue their position regarding the Question of Law, regarding the procedural, regarding the substantive element of the accusation as well as the procedural requirement if there were lapses or violations thereto;

**WHEREAS**, it was decided and agreed that both the Appellant and the Appellee have submitted a Consolidated Memorandum with a Prayer on June 25, 2025;

**WHEREAS**, after submission, the Quasi-Judicial Body have again reviewed the Case of the matter on the validity and the Merit of the accusation for Dishonesty and further scrutinize the very further fathoms the in-depth truth of the case;

**WHEREAS**, it was stated in the Committee Report, indicated that the January 3, 2025 Notice of Appeal was duly received by the Sangguniang Panlalawigan, have actually lapsed from the time it was decided through Administrative Case 23-002 of the City of Victorias, which is calculated at three (3) months and four (4) days since September 30, 2024 until January 3, 2025;

**WHEREAS**, if indeed there was compliance of the provision of Article No. 15, Section 1 of Ordinance No. 07-2005, of the City of Victorias, as well as Ordinance No. 2000-17, Series of 2000, Rule 14, Section 2 of the Province of Negros Occidental on the prescription period of thirty (30) days, from that time it was decided where Motion for Reconsideration should not be stopped the toll of running of the Appeal period which is only given thirty (30) days;

**WHEREAS**, summing up the two Questions of Law, on the intervening procedures to be followed in the application of the two (2) Ordinances, which has been proven untimely tested for over a long period of time;

**WHEREAS**, the prescribed period of thirty (30) days for the Appeal period has lapsed and is in violation of Ordinance No. 07-2005, Rule 15, Section 1 of the City of Victorias, as well as Ordinance No. 2000-17, Series of 2000, Rule 14, Section 2 of the Province of Negros Occidental. Altogether, the similar provisions have been overlapped by the delayed filing of the Appeal, which was done on January 3, 2025;

**WHEREAS**, it was further noted that the Appellant have failed to conform to the provision of the Rule of the former, where a Motion for Reconsideration must be filed within the period of Appeal;





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**WHEREAS**, this is a clear indication of overlapping the prescribed thirty (30) day period for Appeal, thereby extinguishing the validity of the Appeal made by the Appellant;

**WHEREAS**, the case is hereby Dismissed for Lack of Substantial Evidence to Merit the Case and Extinguishes the Validity of the Appeal for Administrative Cases;

**NOW, THEREFORE**, on motion of Hon. Sixto Teofilo Roxas V. Guanzon Jr., Ponente Writer, duly seconded by Hon. Araceli T. Somosa, Hon. Patricia Paula M. Alonso-Valderrama, Hon. Genaro G. Alvarez, IV and Hon. Mayvelyn L. Madrid, with the abstention of Hon. Hope Marey B. Depasucat during the regular session of the Sangguniang Panlalawigan of Negros Occidental,

**THE SANGGUNIANG PANLALAWIGAN RESOLVED**, as it hereby resolves, to pass and approve this resolution, to wit;

**RESOLUTION DISMISSING SP ADMINISTRATIVE CASE NO. 2025-002 AC, ENTITLED: MARY ANN DURAN DINO VS. BRADY SOMBERO AND EDMUND LIZA FOR DISHONESTY, OPPRESSION, MISCONDUCT IN OFFICE, GROSS NEGLIGENCE OR DERELICTION OF DUTY**

**RESOLVED FURTHER**, that a copy of this Resolution will serve as a basis for the formulation of a legal format Decision.

**RESOLVED FURTHERMORE**, that the same shall also be furnished to the Counsel of both the Appellant and the Appellee, the Provincial DILG, as well as the Ombudsman and the Office of the Provincial Governor.

**RESOLVED FINALLY**, that the Committee, all the foregoing documents, as a result of this Committee finding, as a result of this Resolution, shall be archived in the Office of the Secretariat, which shall serve as the final repository of all the records on Administrative cases in the Province of Negros Occidental.

**ADOPTED UNANIMOUSLY.**

This resolution shall take effect immediately upon approval.

CERTIFIED CORRECT:

  
**HON. JOSE BENITO A. ALONSO**  
Vice-Governor/Presiding Officer

ATTESTED:

  
**ATTY. MARI ANGEL O. ASCALON**  
Provincial Secretary