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Republic of the Philippines  
**House of Representatives Electoral Tribunal**  
Electoral Tribunal Building  
Commonwealth Avenue, Quezon City

## NOTICE

Sirs/ Mesdames:

Please take notice that in HRET Case No. 13-007 (EP), *Eduardo Salgo Matillano vs. Douglas Solon Hagedorn (Third District, Palawan)*, the Tribunal issued Resolution No. 14-012 dated January 30, 2014, which reads as follows:

In the November 5, 2013 *Order* of the Tribunal, the parties in the instant case were directed to augment their respective cash deposits in the amount of Seven Hundred Thirty Thousand Six Hundred Eighty-Five Pesos and Fifteen Centavos (₱730,685.15) within a non-extendible period of ten (10) days from receipt thereof.

Protestee paid the required cash deposit on November 19, 2013. On the other hand, protestant filed on November 20, 2013 an *Urgent Motion for Time* dated November 19, 2013 praying that he be given thirty (30) days from November 20, 2013 to augment his cash deposit which was supposed to be due on November 22, 2013. The Tribunal partially granted the motion in the November 25, 2013 *Order* by giving protestant a fresh period of ten (10) days from notice within which to augment his cash deposit.

On December 5, 2013, protestant filed an *Extremely Urgent Motion for Time* of even date praying that he be given additional fifteen (15) days to augment his cash deposit. Said motion was again granted by the Tribunal in the December 5, 2013 *Order* with a caveat that considering that this was already the second extension of time given to protestant, no further motion for extension shall be allowed.

On December 20, 2013, however, protestant paid only Two Hundred Thousand Pesos (₱200,000.00) and filed an *Extremely Urgent Motion* of even date praying that he be allowed to pay the balance of the required cash deposit of Seven Hundred Thirty Thousand Six Hundred Eighty-Five Pesos and Fifteen Centavos (₱730,685.15) upon collection and delivery to the Tribunal of the ballot boxes involved in the instant election protest.



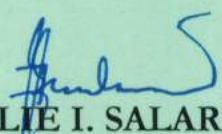
Rule 33 of the 2011 HRET Rules provides:

**RULE 33. Effect of Failure to Make Cash Deposit.** – If a party fails to make the cash deposits or additional deposits herein provided within the prescribed time limit, the Tribunal may dismiss the protest, counter-protest, or petition for *quo warranto*, or take such action as it may deem equitable under the circumstances.

The Tribunal has already given protestant sufficient time within which to pay the required cash deposit. It should be noted that the additional cash deposit is necessary to defray all expenses incidental to the disposition of this case, the initial stage of which is the collection of ballot boxes. Thus, protestant's failure to augment his cash deposit is delaying said collection proceeding. Moreover, the Tribunal cannot proceed with the collection unless sufficient funds are available for the revision of ballots and the eventual return of said ballot boxes to the point of origin. Hence, protestant's request to pay the balance of the required cash deposits only upon collection and delivery of the ballot boxes to the Tribunal cannot be granted.

WHEREFORE, the Tribunal **CONSIDERS** protestant's payment of additional cash deposit in the amount of Two Hundred Thousand Pesos (₱200,000.00) on December 20, 2013 as **UNSATISFACTORY** compliance with the *Orders* of the Tribunal dated November 5, 2013, November 25, 2013 and December 5, 2013 requiring him to pay the required cash deposit in the amount of Seven Hundred Thirty Thousand Six Hundred Eighty-Five Pesos and Fifteen Centavos (₱730,685.15).

Concomitantly, the Tribunal **DENIES** protestant's *Extremely Urgent Motion* dated December 20, 2013. The instant election protest is **DISMISSED** in accordance with Rule 33 of the 2011 HRET Rules for failure of protestant to pay the required additional cash deposit.

  
**GIRLIE I. SALARDA**  
*Secretary of the Tribunal*

Copy furnished:

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