

Republic of the Philippines
COURT OF TAX APPEALS
Quezon City

FIRST DIVISION

PEOPLE OF THE PHILIPPINES,
Plaintiff,

CTA Crim. Case No. 0-080
(I.S. NO. 05H-16768)

For: VIOLATION OF SECTION
255 IN RELATION TO SECTIONS
253 (d) AND 256, TAX CODE OF
1997, AS AMENDED BY R.A. NO.
8424

-versus-

Members:

ACOSTA, *Chairperson*,
BAUTISTA, and
CASANOVA, *JJ.*

MA. NELIA V. FABIE
FRESH LINK, INC.,

Accused.

Promulgated:

SEP 10 2008, 9:10 a.m.

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RESOLUTION

On July 17, 2008, the Court promulgated a Resolution to wit,

"WHEREFORE, Assistant City Prosecutor Jesse A. Tiburan is hereby ordered to comply with this Resolution within five (5) days from receipt hereof. Non-compliance will be dealt with accordingly.

SO ORDERED."

However, up to date, Assistant City Prosecutor Jesse A. Tiburan has failed to comply with the above-mentioned Resolution. Accordingly, the instant case is hereby **DISMISSED**, without prejudice, for failure of Assistant City Prosecutor Jesse A. Tiburan to submit to this Court proof that the criminal case against accused-**MA. NELIA V. FABIE** was with the written approval of the

Commissioner of Internal Revenue pursuant to Section 220 of the 1997 NIRC, as amended.

SO ORDERED.



ERNESTO D. ACOSTA
Presiding Justice



LOVELL R. BAUTISTA
Associate Justice



CAESAR A. CASANOVA
Associate Justice