

REPUBLIC OF THE PHILIPPINES
COURT OF TAX APPEALS
QUEZON CITY

First Division

MAXIMA MACHINERIES, INC.,
Petitioner,

CTA CASE NO. 9838

- versus -

Members:

DEL ROSARIO, P.J., Chairperson,
and **MANAHAN, JJ.**

**COMMISSIONER OF INTERNAL
REVENUE,**
Respondent.

Promulgated:

OCT 06 2020 *1:25 pm*

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DECISION

DEL ROSARIO, P.J.:

This is a Petition for Review filed by petitioner Maxima Machineries, Inc. on May 18, 2018 praying that the Court render judgment ordering respondent to refund or issue a tax credit certificate in favor of petitioner in the amount of Thirty Two Million One Hundred Thirty Nine Thousand Seven Hundred Seventy Six Pesos and 94/100 (₱32,139,776.94), representing its excess and unutilized input value added tax (VAT) allegedly attributable to its zero-rated transactions as declared in its quarterly VAT Returns for the 3rd and 4th quarters of fiscal year (FY) ending March 31, 2016.

THE PARTIES

Petitioner Maxima Machineries, Inc. is a domestic corporation duly organized under and by virtue of the laws of the Philippines with principal business address at No. 908 Quezon Avenue corner Dr. Garcia Paligsahan, Quezon City.¹ It is registered with the Bureau of Internal Revenue (BIR) as a VAT taxpayer with Tax Identification No. (TIN) 006-618-023-000.²

¹ Par. 8, Statement of Facts and Antecedent Proceedings, Petition for Review, CTA Docket, Vol. I, p. 12.

² Par. 11, Statement of Facts and Antecedent Proceedings, Petition for Review, CTA Docket, Vol. I, p. 13; Exhibit "P-3", CTA Docket, Vol. II, pp. 725-726.

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Pursuant to petitioner's Amended Articles of Incorporation, the purposes for which it was formed are to buy, sell, barter, trade, lease out, manufacture, import, export or otherwise acquire, dispose of, and deal with any kind of goods, wares, and merchandise such as spare parts or replacement parts and/or complete assemblies of agricultural, industrial, or commercial machineries, automobiles, buses, trucks, tractors or other motor vehicles and/or related machineries and equipment of every kind and description and to carry on such business as manufacturers, wholesalers, retailers, importers and exporters except the manufacture of food, drugs and cosmetics.³

Respondent Commissioner of Internal Revenue (CIR) is empowered to perform the duties of his office, as well as the power to approve claims for refund or tax credit certificates as provided by laws and their implementing regulations. His office is located at BIR National Office Bldg., BIR Road, Diliman, Quezon City.⁴

THE FACTS

On December 29, 2017, petitioner filed with the BIR its quarterly VAT Returns for the periods covering October 1, 2016 to December 31, 2016 (3rd quarter of FY ending March 31, 2017)⁵ and January 1, 2017 to March 31, 2017 (4th quarter of FY ending March 31, 2017).⁶

On December 31, 2017, petitioner filed with the BIR its administrative claims for the issuance of a tax credit certificate (TCC) of ₱13,838,236.48 for the 3rd quarter of FY ending March 31, 2017 and ₱18,301,540.46 for the 4th quarter of FY ending March 31, 2017, or in the total amount of ₱32,139,776.94.

On April 20, 2018, petitioner received the denial of its administrative claims for refund issued by the BIR's OIC-Assistant Commissioner for Large Taxpayers Service, Teresita M. Dizon.⁷

³ Par. 11, Statement of Facts and Antecedent Proceedings, Petition for Review, CTA Docket, Vol. I, pp. 12-13; Exhibit "P-2", Amended Articles of Incorporation of Maxima Machineries, CTA Docket, Vol. II, pp. 713-724.

⁴ Par. (A) (1), Joint Stipulation of Facts and Issues (JSFI), CTA Docket, p. 591; par. (A)(1), Admitted Fact, Pre-Trial Order, CTA Docket, Vol. II, p. 663.

⁵ Exhibit "P-19", petitioner filed an Amended Return for the 3rd Quarter of fiscal year ending March 31, 2016, CTA Docket, Vol. II, pp. 749-751.

⁶ Exhibit "P-21", petitioner filed an Amended Return for the 4th Quarter of fiscal year ending March 31, 2016, CTA Docket, Vol. II, pp. 754-755.

⁷ Par. 39, Statement of Facts and Antecedent Proceedings, Petition for Review, CTA Docket, Vol. I, p. 19; Admitted in par. 2 of respondent's Answer, CTA Docket, Vol. I, p. 219.



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On account of respondent's denial of petitioner's administrative claims for refund or issuance of TCC, the present Petition for Review was filed on May 18, 2018.

On August 23, 2018, respondent filed his Answer,⁸ with the following Special and Affirmative Defenses:

- i. The present judicial claim should be denied for petitioner's failure to substantiate the claim for refund at the administrative level;
- ii. The CIR is correct in denying petitioner's claims for refund as petitioner failed to comply with the requirements provided under the laws and implementing rules and regulations that pertain to zero-rated transactions and input VAT from importation;
- iii. Petitioner has the burden of proving that it was able to substantiate its claims to be entitled to the refund being prayed for;
- iv. Petitioner must prove that it has submitted complete documents to substantiate its administrative claims for refund;
- v. The claimant has the burden of proof to establish the factual basis of the claim for tax credit or refund; and,
- vi. Partaking of the nature of exemptions, claims for refund are strictly construed against the claimant and cannot be allowed unless granted in the most explicit and categorical language.

On November 29, 2018, petitioner and respondent filed their respective Pre-Trial Briefs.⁹

The Pre-Trial Conference was held on December 6, 2018.¹⁰ The parties filed their Joint Stipulation of Facts and Issues¹¹ on December 19, 2018. The Pre-Trial Order¹² was issued on March 4, 2019. The Court also terminated the Pre-Trial in the same Order.

⁸ CTA Docket, pp. 94-113.

⁹ Petitioner's Pre-Trial Brief, CTA Docket, Vol. I, pp. 552-568; Respondent's Pre-Trial Brief, CTA Docket, Vol. I, pp. 578-581.

¹⁰ Order issued on December 6, 2018; CTA Docket, Vol. I., pp. 583-585.

¹¹ CTA Docket, Vol. I, pp. 591-603.

¹² CTA Docket, Vol. II, pp. 662-670.

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During trial, petitioner presented testimonial and documentary evidence. Petitioner's formally offered exhibits, as contained in its Formal Offer of Evidence,¹³ were admitted in the Resolution dated June 11, 2019,¹⁴ except for Exhibits "P-6", "P-7", "P-8", "P-9", "P-10", "P-11", and "P-12" for failure to present the original documents for comparison.

Respondent, on his part, also presented documentary and testimonial evidence. Respondent's formally offered exhibits, as contained in his Formal Offer of Evidence on June 20, 2019,¹⁵ were admitted by the Court in the October 2, 2019 Resolution.¹⁶

Considering the filing of the petitioner's Memorandum¹⁷ on November 19, 2019 and respondent's Memorandum¹⁸ on November 15, 2019, the case was submitted for decision on December 4, 2019.¹⁹

THE ISSUES²⁰

The issues for consideration of the Court, as stipulated by the parties, are as follows:

- A. Whether or not petitioner is entitled to tax refund of its excess unutilized input VAT allocable and directly attributable to its VAT zero-rated sales for the period from 01 October 2015 to 31 March 2016 amounting to Thirty-Two Million One Hundred Thirty-Nine Thousand Seven Hundred Seventy Six Pesos and 94/100 (Php32,139,776.94); and,
- B. Whether the decision of the CIR denying the claims for refund is correct based on the documents submitted at the administrative level.

¹³ CTA Docket, Vol. II, pp. 692-709.

¹⁴ CTA Docket, Vol. II, pp. 798-801.

¹⁵ CTA Docket, Vol. II, pp. 810-813.

¹⁶ CTA Docket, Vol. II, pp. 872-875.

¹⁷ CTA Docket, Vol. II, pp. 885-925.

¹⁸ CTA Docket, Vol. II, pp. 876-884.

¹⁹ CTA Docket, Vol. II, p. 927.

²⁰ Par. B, JSFI, CTA Docket, pp. 591-592; Issues, Pre-Trial Order, CTA Docket, Vol. II, p. 663.



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THE COURT'S RULING

Petitioner cites Section 112 (A) and (C) of the National Internal Revenue Code (NIRC) of 1997, as amended, as its basis in claiming for the refund or issuance of TCC of its excess and unutilized input VAT which are attributable to its zero-rated sales, viz.:

"SEC. 112. *Refunds or Tax Credits of Input Tax.* –

- (A) *Zero-Rated or Effectively Zero-Rated Sales.* - Any VAT registered person, whose sales are zero-rated or effectively zero-rated may, within two (2) years after the close of the taxable quarter when the sales were made, apply for the issuance of a tax credit certificate or refund of creditable input tax due or paid attributable to such sales, except transitional input tax, to the extent that such input tax has not been applied against output tax: *Provided, however,* That in the case of zero-rated sales under Section 106(A)(2)(a)(1), (2) and (b) and Section 108(8)(1) and (2), the acceptable foreign currency exchange proceeds thereof had been duly accounted for in accordance with the rules and regulations of the Bangko Sentral ng Pilipinas (BSP): *Provided, further,* That where the taxpayer is engaged in zero-rated or effectively zero-rated sale and also in taxable or exempt sale of goods of properties or services, and the amount of creditable input tax due or paid cannot be directly and entirely attributed to any one of the transactions, it shall be allocated proportionately on the basis of the volume of sales: *Provided, finally,* That for a person making sales that are zero-rated under Section 108(8)(6), the input taxes shall be allocated ratably between his zero-rated and non-zero-rated sales.

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- (C) *Period within which Refund or Tax Credit of Input Taxes shall be Made.* - In proper cases, the Commissioner shall grant a refund or issue the tax credit certificate for creditable input taxes within one hundred twenty (120) days from the date of submission of complete documents in support of the application filed in accordance with Subsection (A) hereof. In case of full or partial denial of the claim for tax refund or tax credit, or the failure on the part of the Commissioner to act on the application within the period prescribed above, the taxpayer affected may, within thirty (30) days from the receipt of the decision denying the claim or after the expiration of the one hundred twenty day-period, appeal the decision or the unacted claim with the Court of Tax Appeals."



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Pursuant thereto, in order to be entitled to a refund or tax credit of unutilized input VAT attributable to zero-rated or effectively zero-rated sales, it is imperative upon the claimant to prove the following:

1. that the taxpayer is VAT-registered;
2. that the claim for refund was filed within the prescriptive period both in the administrative and judicial levels;
3. that there must be zero-rated or effectively zero-rated sales;
4. that input VAT were incurred or paid;
5. that the input VAT due or paid were attributable to zero-rated sales or effectively zero-rated sales; and,
6. that the input VAT were not applied against any output VAT liability.

First Requisite: Petitioner is a VAT-registered entity.

Petitioner has proven its compliance with the first requisite through its BIR Certificate of Registration²¹ which shows that it is a VAT-registered taxpayer with TIN No. 006-618-023-000.

Second Requisite: Petitioner timely filed its administrative and judicial claims.

As mandated under Section 112(A) of the NIRC of 1997, as amended, the administrative claim for refund or the issuance of a TCC of input VAT must be filed with the BIR within two (2) years after the close of the taxable quarter when the zero-rated or effectively zero-rated sales were made.

Petitioner's claims involve the application for refund or issuance of TCC of input VAT attributable to zero-rated sales for the periods of October to December 2015, and January to March 2016. Thus, the end of the two-year period to file the administrative claims are as follows:

²¹ Exhibit "P-3", CTA Docket, Vol. II, pp. 725-726.

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Quarter	Close of the Taxable Quarter when Sales were Made	Last day to file Administrative Claim	Date when Administrative Claims were filed
3 rd (October to December 2015)	December 31, 2015	December 31, 2017	December 29, 2017
4 th (January to March 2016)	March 31, 2016	March 31, 2018	

Based on the foregoing, petitioner's filing of its administrative claims on December 29, 2017 was well within the two (2)-year prescriptive period under Section 112 (A) of the NIRC of 1997, as amended.

As for the timeliness of petitioner's judicial claim, the relevant dates are illustrated below:

Quarter	Date of Filing of Administrative Claim	Last day of 120 days	Receipt of BIR's Decision	Last day to file Judicial Claim	Date when Petition for Review was filed
3 rd (October to December 2015)	December 29, 2017	April 28, 2018	April 20, 2018	May 20, 2018	May 18, 2018
4 th (January to March 2016)					

Based on the above table, counting one-hundred twenty (120) days from December 29, 2017, respondent had until April 28, 2018 within which to act on petitioner's administrative claims for refund or issuance of TCC.

In the present case, respondent issued a decision denying petitioner's administrative claims for refund or issuance of TCC which was received by petitioner on April 20, 2018. Counting thirty (30) days therefrom, petitioner had until May 20, 2018 within which to elevate to this Court the CIR's denial of its administrative claims. The filing of the Petition for Review on May 18, 2018 was well within the reglementary period provided by Section 112(A) of the NIRC of 1997, as amended.



Third Requisite: Petitioner is engaged in zero-rated or effectively zero-rated sales

Sale of Goods and Services to Entities Registered with PEZA, SMBA, CDA, CEZA, CDC, and BOI

Petitioner posits that its sales of goods and services to entities registered with the Philippine Economic Zone Authority (PEZA), Subic Bay Metropolitan Authority (SBMA), Clark Development Authority (CDA), Cagayan Economic Zone Authority (CEZA), Clark Development Corporation (CDC) and Board of Investments (BOI) during the period covering April 1, 2013 to June 30, 2013 are subject to zero percent (0%) VAT, pursuant to Sections 106(A)(2)(a)(3), (5) and (c) and 108(B)(3) of the NIRC of 1997, as amended.

The pertinent provisions of Sections 106(A)(2)(a)(3), (5) and (c) and 108(B)(3) of the NIRC of 1997, as amended, state:

"SEC. 106. Value-Added Tax on Sale of Goods or Properties. -

(A) Rate and Base of Tax - xxx

xxx xxx xxx

(2) The following sales by VAT-registered persons shall be subject to zero percent (0%) rate:

(a) **Export Sales.**- The term 'export sales' means:

xxx xxx xxx

(1) Sale of raw materials or packaging materials to export oriented enterprise whose export sales exceed seventy percent (70%) of total annual production;

xxx xxx xxx

(5) Those considered export sales under Executive Order No. 226, otherwise known as the Omnibus Investment Code of 1987, and other special laws.

xxx xxx xxx



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- (c) Sales to persons or entities whose exemption under special laws or international agreements to which the Philippines is a signatory effectively subjects such sales to zero rate."

"SEC. 108. Value-added Tax on Sale of Services and Use or Lease of Properties. –

(A) Rate and Base of Tax. –

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(B) Transactions Subject to Zero Percent (0%) Rate. -

The following services performed in the Philippines by VAT-registered persons shall be subject to zero percent (0%) rate:

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- 3) Services rendered to persons or entities whose exemption under special laws or international agreements to which the Philippines is a signatory effectively subjects the supply of such services to zero percent (0%) rate;"

Relative thereto, Sections 4.106-5 and 4.108-5 of Revenue Regulations (RR) No. 16-2005, as amended by RR No. 04-07, also provide:

"SEC. 4.106-5. Zero-Rated Sales of Goods or Properties.

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The following sales by VAT-registered persons shall be subject to zero percent (0%) rate: (a) Export sales.- 'Export Sales' shall mean:

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- (5) Transactions considered export sales under Executive Order No. 226, otherwise known as the Omnibus Investments Code of 1987, and other special laws.

'Considered export sales under Executive Order No. 226'

shall mean the Philippine port F.O.B. value determined from invoices, bills of lading, inward letters of credit, landing certificates, and other commercial documents, of export products exported directly by a registered export producer, or the net selling price of export products sold by a registered export producer to another export producer, or to an export trader that subsequently exports the same; Provided, That sales of export products to another producer or to an export trader shall only be deemed export sales when actually exported by the latter, as evidenced by landing certificates or similar commercial documents; *Provided, further,*

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That pursuant to EO 226 and other special laws, even without actual exportation, the following shall be considered constructively exported: (1) sales to bonded manufacturing warehouses of export-oriented manufacturers; (2) sales to export processing zones pursuant to Republic Act (RA) Nos. 7916, as amended, 7903, 7922 and other similar export processing zones; (3) sale to enterprises duly registered and accredited with the Subic Bay Metropolitan Authority pursuant to RA 7227; (4) sales to registered export traders operating bonded trading warehouses supplying raw materials in the manufacture of export products under guidelines to be set by the Board in consultation with the Bureau of Internal Revenue (BIR) and the Bureau of Customs (BOC); (5) sales to diplomatic missions and other agencies and/or instrumentalities granted tax immunities, of locally manufactured, assembled or repacked products whether paid for in foreign currency or not.

For purposes of zero-rating, the export sales of registered export traders shall include commission income. The exportation of goods on consignment shall not be deemed export sales until the export products consigned are in fact sold by the consignee: and *Provided*, finally, that sales of goods, properties or services made by a VAT-registered supplier to a BOI-registered manufacturer or producer whose products are 100% exported are considered export sales. A certification to this effect must be issued by the Board of Investment (BOI) which shall be good for one year unless subsequently re-issued by the BOI.

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(c) Sales to Persons or Entities Deemed Tax-exempt under Special Law or International Agreement. - Sales of goods or property to persons or entities who are tax-exempt under special laws, e.g. sales to enterprises duly registered and accredited with the Subic Bay Metropolitan Authority (SBMA) pursuant to R.A. No. 7227, sales to enterprises duly registered and accredited with the Philippine Economic Zone Authority (PEZA) or international agreements to which the Philippines is signatory, such as, Asian Development Bank (ADB), International Rice Research Institute (IRRI), etc., shall be effectively subject to VAT at zero-rate."

"SEC. 4.108-5. Zero-Rated Sale of Services. -

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(b) Transactions Subject to Zero Percent (0%) VAT Rate.- The following services performed in the Philippines by a VAT-registered person shall be subject to zero percent (0%) VAT rate:

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(3) Services rendered to persons or entities whose exemption under special laws or international agreements to which the Philippines is a signatory effectively subjects the supply of such services to zero percent (0%) rate;"

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Further, the special laws applicable to this case are Republic Act (RA) No. 7227, as amended by RA No. 9400, otherwise known as "Bases Conversion and Development Act of 1992", RA No. 7916, as amended, otherwise known as "The Special Economic Zone Act of 1995", and RA No. 7922, otherwise known as "Cagayan Special Economic Zone Act of 1995". The relevant portions of said laws are quoted hereunder:

"REPUBLIC ACT NO. 9400 AN ACT AMENDING REPUBLIC ACT NO. 7227, AS AMENDED, OTHERWISE KNOWN AS THE BASES CONVERSION AND DEVELOPMENT ACT OF 1992, AND FOR OTHER PURPOSES

SECTION 1. Section 12 of Republic Act No. 7227, as amended, otherwise known as the Bases Conversion and Development Act of 1992, is hereby amended to read as follows:

'SEC. 12. *Subic Special Economic Zone.*- xxx

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(b) The Subic Special Economic Zone shall be operated and managed as a separate customs territory ensuring free flow or movement of goods and capital within, into and exported out of the Subic Special Economic Zone, as well as provide incentives such as tax and duty-free importations of raw materials, capital and equipment. xxx

(c) The provision of existing laws, rules and regulations to the contrary notwithstanding, no national and local taxes shall be imposed within the Subic Special Economic Zone. xxx'

xxx xxx xxx

SEC. 2. Section 15 of the Republic Act No. 7227, as amended, is hereby amended to read as follows:

'SEC. 15. Clark Special Economic Zone (CSEZ) and Clark Freeport Zone (CFZ). - xxx.

The CFZ shall be operated and managed as a separate customs territory ensuring free flow or movement of goods and capital equipment within, into and exported out of the CFZ, as well as provide incentives such as tax and duty-free importation of raw materials and capital equipment. xxx

The provisions of existing laws, rules and regulations to the contrary notwithstanding, no national and local taxes shall be imposed on registered business enterprises within the CFZ. Xxx



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Duly registered business enterprises that will operate in the Special Economic Zones to be created shall be entitled to the same tax and duty incentives as provided for under Republic Act No. 7916, as amended: Provided, That for the purpose of administering these incentives, the PEZA shall register, regulate, and supervise all registered enterprises within the Special Economic Zones."

"REPUBLIC ACT NO. 7916 (as amended by Republic Act No. 8748)

AN ACT PROVIDING FOR THE LEGAL FRAMEWORK AND MECHANISMS FOR THE CREATION, OPERATION, ADMINISTRATION, AND COORDINATION OF SPECIAL ECONOMIC ZONES IN THE PHILIPPINES, CREATING FOR THIS PURPOSE, THE PHILIPPINE ECONOMIC ZONE AUTHORITY (PEZA) AND FOR OTHER PURPOSES.

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SECTION 8. ECOZONE to be Operated and Managed as Separate Customs Territory.- The ECOZONE shall be managed and operated by the PEZA as separate customs territory. The PEZA is hereby vested with the authority to issue certificates of origin for products manufactured or processed in each ECOZONE in accordance with the prevailing rules of origin, and the pertinent regulations of the Department of Trade and Industry and/or the Department of Finance.

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SECTION 24. Exemption form National and Local Taxes. - Except for real property taxes on land owned by developers, no taxes, local and national, shall be imposed on business establishments operating within the ECOZONE. xxx"

"REPUBLIC ACT NO. 7922

AN ACT ESTABLISHING A SPECIAL ECONOMIC ZONE AND FREE PORT IN THE MUNICIPALITY OF SANTA ANA AND THE NEIGHBORING ISLANDS IN THE MUNICIPALITY OF APPARI, PROVINCE OF CAGAYAN, PROVIDING FUNDS THEREFOR, AND FOR OTHER PURPOSES

SECTION 1. Short Title. - This Act shall be known as the 'Cagayan Special Economic Zone Act of 1995'.

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SEC. 4. Governing Principles.- The Cagayan Special Economic Zone shall be managed and operated under the following principles:

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(b) Business establishments operating within the Zone shall be entitled to the existing fiscal incentives as provided for under Presidential Decree No. 66, the law creating the Export Processing Zone Authority (EPZA), or those provided under Book VI of Executive Order No. 226, otherwise known as the Omnibus Investment Code of 1987;

c) Any provision of existing law, rules or regulations to the contrary notwithstanding, no taxes, local and national, shall be imposed on business establishments operating within the Zone. xxx"

Since an Ecozone is treated as a foreign territory by legal fiction, sales of goods and services made by a VAT-registered person in the Philippine customs territory to an entity registered and operating within an Ecozone are considered exports to a foreign country subject to 0% VAT. This was elucidated by the Supreme Court in the case of *Commissioner of Internal Revenue vs. Toshiba Information Equipment (Phils.), Inc.*,²² to wit:

"This Court agrees, however, that PEZA-registered enterprises, which would necessarily be located within ECOZONES, are VAT-exempt entities, not because of Section 24 of Rep. Act No. 7916, as amended, which imposes the five percent (5%) preferential tax rate on gross income of PEZA-registered enterprises, in lieu of all taxes; but, rather, because of Section 8 of the same statute which establishes the fiction that ECOZONES are foreign territory.

xxx An ECOZONE or a Special Economic Zone has been described as-

... [S]elected areas with highly developed or which have the potential to be developed into agroindustrial, industrial, tourist, recreational, commercial, banking, investment and financial centers whose metes and bounds are fixed or delimited by Presidential Proclamations. An ECOZONE may contain any or all of the following: industrial estates (IEs), export processing zones (EPZs), free trade zones and tourist/recreational centers.

The national territory of the Philippines outside of the proclaimed borders of the ECOZONE shall be referred to as the Customs Territory.

Section 8 of Rep. Act No. 7916, as amended, mandates that the PEZA shall manage and operate the ECOZONES as a

²² G.R. No. 150154, August 9, 2005.



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separate customs territory; thus, creating the fiction that the ECOZONE is a foreign territory. As a result, sales made by a supplier in the Customs Territory to a purchaser in the ECOZONE shall be treated as an exportation from the Customs Territory. Conversely, sales made by a supplier from the ECOZONE to a purchaser in the Customs Territory shall be considered as an importation into the Customs Territory.

Given the preceding discussion, what would be the VAT implication of sales made by a supplier from the Customs Territory to an ECOZONE enterprise?

The Philippine VAT system adheres to the Cross Border Doctrine, according to which, no VAT shall be imposed to form part of the cost of goods destined for consumption outside of the territorial border of the taxing authority. Hence, actual export of goods and services from the Philippines to a foreign country must be free of VAT; while, those destined for use or consumption within the Philippines shall be imposed with ten percent (10%) VAT."

Sales of goods and services by a VAT-registered taxpayer, such as petitioner, to entities located in the Ecozones, as well as, to BOI-registered entities whose products are 100% exported are considered "export sales" subject to 0% VAT rate pursuant to Sections 106(A)(2)(a)(3), (5) and (c) and 108(8)(3) of the NIRC of 1997, as amended, and as implemented by Sections 4.106-5 and 4.108-5 of RR No. 16-05, as amended.

To prove that its clients are duly registered with PEZA, SBMA, CDC, CEZA and BOI, petitioner submitted various Certifications issued by said agencies. Petitioner also presented the Letter²³ dated April 3, 2018 issued by PEZA Director General, Charito B. Plaza, stating that PEZA has issued VAT-zero rating certifications to the enterprises listed by petitioner as its clients, and that they are qualified enterprises for the purpose of VAT zero-rating of their transactions with its local suppliers of goods, properties, and services.

Meanwhile, Section 3(3) of Revenue Memorandum Order No. 9-2000, dated February 2, 2000, requires a BOI certification attesting that the products of the BOI-registered manufacturer/producer are 100% exported to be able to avail of automatic zero-rating. Hence, in order for sales to BOI registered manufacturer/producer whose products are 100% exported to be considered as export sales, a certification to this effect must be issued by the BOI which shall be good for one (1) year unless subsequently re-issued by the BOI.

²³ Exhibit "P-4", CTA Docket, Vol. I, p. 313-318.

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In the present case, petitioner offered in evidence a Certification dated April 27, 2018 signed by the BOI OIC-Executive Director, Atty. Marjorie O. Ramos-Samaniego, on June 7, 2016,²⁴ confirming the BOI's issuance of VAT zero-rating certifications to certain clients of petitioner and attesting that they are qualified for VAT zero-rated transactions.

Upon review of the evidence offered by both petitioner and respondent, the Court finds that the following clients of petitioner are registered with PEZA, SBMA, CDC, and CEZA, including the Freeport Area of Bataan (FAB),²⁵ and with the BOI as manufacturer/producer whose products are 100% exported, viz.:

Clients	Certifying Body	Proof of VAT Zero-rating	Exhibit	Certification Period
ADNAMA MINING RESOURCES	BOI	Confirmation letter from BOI dated April 27, 2018; Certificate No. 2015-113; Certificate No. 2016-020	P-5; BIR Records pp. 383-384, 322-323	5/7/15 – 12/31/15 3/14/16 – 12/31/16
BERONG NICKEL CORPORATION	BOI	Confirmation letter from BOI dated April 27, 2018; Certificate No. 2015-083; Certificate No. 2016-013	P-5; BIR Records pp. 380-381, 319-320	2/5/15 – 12/31/15 1/1/16 – 12/31/16
BIGLIFT PROPERTIES & DEVELOPMENT CORPORATION	SBMA	Certificate of Tax Exemption	P-97-y	3/31/15 – 3/30/16
CAGDIANAO MINING CORPORATION	BOI	Confirmation letter from BOI dated April 27, 2018; Certificate No. 2015-014; Certificate No. 2016-003	P-5; BIR Records pp. 376-377, 316-317	1/1/15 – 12/31/15 1/1/16 – 12/31/16
CARMEN COPPER CORPORATION	BOI	Confirmation letter from BOI dated April 27, 2018; Certificate No. 2015-049; Certificate No. 2016-008	P-5; BIR Records pp. 373-374, 314-313	1/1/15 – 12/31/15 1/1/16 – 12/31/16
CENTURY PEAK CORPORATION	BOI	Confirmation letter from BOI dated April 27, 2018; Certificate No. 2015-088	P-5; BIR Records pp. 371-372	2/11/16 – 12/31/16
CITINICKEL MINES AND DEVELOPMENT CORPORATION	BOI	Confirmation letter from BOI dated April 27, 2018; Certificate No. 2016-022	P-5; BIR Records pp. 307-308	4/11/16 – 12/31/16
CORAL BAY NICKEL CORPORATION (CBNC)	PEZA	Confirmation letter from PEZA dated April 3, 2018; Certificate No. 2015-1214; Certificate No. 2016-0856	P-4; BIR Records pp. 370, 306	2015, 2016
CTP CONSTRUCTION AND MINING	BOI	Confirmation letter from BOI dated April 27, 2018; Certificate No. 2015-103	P-5; BIR Records pp. 367-368	3/11/15 – 12/31/15

²⁴ Exhibit "P-5", CTA Docket, Vol. II, p. 733.

²⁵ Section 4(e) of RA No. 9728, or the "Freeport Area of Bataan (FAB) Act of 2009" provides that the "FAB shall be managed and operated as a separate customs territory ensuring free flow or movement of goods and capital within, into and out of its territory" similar to ECOZONES.

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EAGLE SKY TECHNOLOGY AMUSEMENT AND GAMING, INC., (Formerly: EAGLESKY TECHNOLOGY CO., INC.)	CDC	Certificate of Registration and Tax Exemption	P-97-ai	3/15/13 – 3/14/16
EARTH & SHORE TOURISM LANDHOLDINGS CORP.	FAB	Certification	P-97-ak	2016
FASTECH PROPERTIES, INC. (FPI)	PEZA	Confirmation letter from PEZA dated April 3, 2018; Certificate No. 2015-2304	P-4; BIR Records p. 365	2015, 2016
FCF MINERALS CORPORATION	BOI	Confirmation letter from BOI dated April 27, 2018; Certificate No. 2015-016; Certificate No. 2016-011	P-5; BIR Records pp. 362-363, 301-302	1/1/15 – 12/31/15 1/1/16 – 12/31/16
GS EAST ASIA MANILA INC. (GEAMI)	PEZA	Confirmation letter from PEZA dated April 3, 2018; Certificate No. 2015-1661	P-4; BIR Records p. 361	2015, 2016
HINATUAN MINING CORPORATION	BOI	Confirmation letter from BOI dated April 27, 2018; Certificate No. 2015-039; Certificate No. 2016-002	P-5; BIR Records pp. 358-359, 299-300	1/1/15 – 12/31/15 1/1/16 – 12/31/16
HOUSE TECHNOLOGY INDUSTRIES PTE., LTD. (HTIPL)	PEZA	Confirmation letter from PEZA dated April 3, 2018; Certificate No. 2015-0115; Certificate No. 2016-0469	P-4; BIR Records pp. 357, 298	2015, 2016
HYS-YACHT PHILS. LTD. CO. INC.	SBMA	Certificate of Registration and Tax Exemption	P-97-aa	7/15/15 – 7/14/16
JAMJLE PROPERTIES (SUBIC) AND DEVELOPMENT CORPORATION (formerly: Jamjle Equipments and Gen. Merchandise Inc.)	SBMA	Certificate of Tax Exemption	P-97-ab; P-97-ac	11/27/14 – 11/26/15 and 11/27/15 – 11/26/16
MAJESTIC LANDSCAPE CORPORATION (MLC)	PEZA	Confirmation letter from PEZA dated April 3, 2018; Certificate No. 2015-0130	P-4; BIR Records p. 352	2015, 2016
MAPAN-IKWA TRADING, INC.	SBMA	Certificate of Tax Exemption	P-97-ad; P-97-ae	12/10/14 – 12/09/15 and 12/10/15 – 12/09/16
MARCVENTURE S MINING AND DEVELOPMENT CORP.	BOI	Confirmation letter from BOI dated April 27, 2018; Certificate No. 2016-018	P-5; BIR Records pp. 358-359	2/16/16 – 12/31/16
METRO CLARK WASTE MANAGEMENT CORPORATION	CDC	Certificate of Registration and Tax Exemption	P-97-aj	3/15/16 – 3/14/19
PHIL. BATTERIES	PEZA	Confirmation letter from PEZA dated April 3,	P-4; BIR Records p.	2015, 2016

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INCORPORATE D (PBI)		2018; Certificate No. 2015- 1125;	345	
PHILIPPINE ASSOCIATED SMELTING & REFINING CORP.	PEZA	Confirmation letter from PEZA dated April 3, 2018; Certificate No. 2015- 0331; Certificate No. 2016-0153	P-4; BIR Records pp. 349, 290	2015, 2016
PHILIPPINE GOLD PROCESSING AND REFINING CORP.	BOI	Confirmation letter from BOI dated April 27, 2018; Certificate No. 2015-034; Certificate No. 2016-009	P-5; BIR Records pp. 347-346, 287-288	1/1/15 – 12/31/15 1/1/16 – 12/31/16
PLATINUM GROUP METALS CORPORATION	BOI	Confirmation letter from BOI dated April 27, 2018; Certificate No. 2015-085; Certificate No. 2016-011	P-5; BIR Records pp. 342-344, 285-286	2/6/15 – 12/31/15 2/9/16 – 12/31/16
RIO TUBA NICKEL AND MINING CORPORATION	BOI	Confirmation letter from BOI dated April 27, 2018; Certificate No. 2015-035; Certificate No. 2016-007	P-5; BIR Records pp. 338-339, 282-283	1/1/15 – 12/31/15 1/1/16 – 12-31/16
SCAD SERVICES (S) PTE., LTD. (PHIL. BRANCH) (SSPL)	PEZA	Confirmation letter from PEZA dated April 3, 2018; Certificate No. 2015- 0070; Certificate No. 2016-0054	P-4; BIR Records pp. 337, 281	2015, 2016
SHINDENGEN PHILIPPINES CORPORATION (SPC)	PEZA	Confirmation letter from PEZA dated April 3, 2018; Certificate No. 2015-0106	P-4; BIR Records p. 336	2015, 2016
SUBIC CONSOLIDATED PROJECTS, INC.	SBMA	Certificate of Tax Exemption	P-97-ag	1/04/15 – 1/03/16
TAGANITO HPAL NICKEL CORPORATION (THPAL)	PEZA	Confirmation letter from PEZA dated April 3, 2018; Certificate No. 2015- 0414; Certificate No. 2016-0534	P-4; BIR Records pp. 333, 276	2015, 2016
TAGANITO MINING CORPORATION	BOI	Confirmation letter from BOI dated April 27, 2018; Certificate No. 2015-009- A; Certificate No. 2015-110	P-5; BIR Records pp. 330-331, 273-274	1/1/15 – 12/31/15 1/1/15 – 12/31/16
TECHNOCLEAN PHILIPPINES, INC. (TPI)	PEZA	PEZA Certificate No. 2016-1425	P-97-t	2016
TRANSCOM WORDLWIDE (PHILIPPINES), INC.	PEZA	Confirmation letter from PEZA dated April 3, 2018; Certificate No. 2015-1855	P-4; BIR Records p. 329	2015, 2016
UNICHAMP MINERAL PHILIPPINES, INC. (UMPI)	PEZA	Confirmation letter from PEZA dated April 3, 2018; Certificate No. 2015- 0137; Certificate No. 2016-0951	P-4; BIR Records pp. 328, 271	2015, 2016
VISAYAS SLAKED LIME CORPORATION (VSLC)	PEZA	Confirmation letter from PEZA dated April 3, 2018; Certificate No. 2015- 1583; Certificate No. 2016-1519	P-4; BIR Records pp. 327, 270	2015, 2016

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WU KONG SINGAPORE PTE.LTD	PEZA	Confirmation letter from PEZA dated April 3, 2018; Certificate No. 2015- 0079; Certificate No. 2016-0058	P-4; BIR Records pp. 326, 268	2015, 2016
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Sale of Services to Non-resident Foreign Corporations (NRFCs)

Petitioner alleges that out of its zero-rated sales aggregating in the amount of ₱742,641,360.36 for the 3rd and 4th quarters of FY ending March 31, 2016, ₱114,403,793.16 pertains to sale of services to NRFCs. Under an "indent arrangement", three (3) NRFCs had designated petitioner to be their agent in the Philippines to deal with former's local customers. Petitioner then arranged for the placing of orders of the local customers to these NRFC suppliers. For acting as an agent, petitioner earned indent commissions on all orders placed with the NRFC suppliers.²⁶ More particularly, petitioner earned a total peso equivalent of ₱114,403,793.16 from the following clients:

Customers	3 rd Quarter	4 th Quarter	Total
Marubeni Corporation	₱ 66,920,636.01	₱ 40,768,097.86	₱ 107,688,733.87
Hyundai Corporation	-	868,773.11	868,773.11
Daewoo International Corporation	5,846,286.18	-	5,846,286.18
Total	₱ 72,766,922.19	₱ 41,636,870.97	₱ 114,403,793.16

Section 108(B)(2) of the NIRC of 1997, as amended, provides:

"SEC. 108. *Value-added Tax on Sale of Services and Use or Lease of Properties.*—

(A) xxx

(B) *Transactions Subject to Zero Percent (0%) Rate.* – The following services performed in the Philippines by VAT-registered persons shall be subject to zero percent (0%) rate:

(1) Processing, manufacturing or repacking goods for other persons doing business outside the Philippines which goods are subsequently exported, where the services are paid for in acceptable foreign currency and accounted for in accordance with the rules and regulations of the Bangko Sentral ng Pilipinas (BSP);

²⁶ Petition for Review, CTA Docket, Vol. I, p. 15.



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(2) **Services other than those mentioned in the preceding paragraph rendered to a person engaged in business conducted outside the Philippines or to a non-resident person not engaged in business who is outside the Philippines when the services are performed, the consideration for which is paid for in acceptable foreign currency and accounted for in accordance with the rules and regulations of the *Bangko Sentral ng Pilipinas (BSP)*;**” (*Boldfacing supplied*)

Based on the foregoing provision, certain essential elements must be present for a sale or supply of services to be subject to the VAT rate of zero percent (0%) under Section 108(B)(2) of the NIRC of 1997, as amended, to wit:

1. The recipient of the services is a foreign corporation, and the said corporation is doing business outside the Philippines, or is a non-resident person not engaged in business who is outside the Philippines when the services were performed;²⁷
2. The payment for such services were made in acceptable foreign currency accounted for in accordance with the BSP rules;²⁸
3. The services fall under any of the categories under Section 108(B)(2)²⁹, or simply, the services rendered should be other than “processing, manufacturing or repacking goods”;³⁰ and,
4. The services must be performed in the Philippines by a VAT-registered person.

To be considered as a non-resident foreign corporation doing business outside the Philippines, each entity must be supported at the very least by both: (1) SEC Certification of Non-Registration of Corporation/Partnership; **AND** (2) Proof of Certificate/Articles of Foreign Incorporation/Association or printed screenshots of the US

²⁷ *Sitel Philippines Corporation (Formerly Clientlogic Phils., Inc.) vs. Commissioner of Internal Revenue*, G.R. No. 201326, February 8, 2017.

²⁸ *Commissioner of Internal Revenue vs. Burmeister and Wain Scandinavian Contractor Mindanao, Inc.*, G.R. No. 153205, January 22, 2007; *Commissioner of Internal Revenue vs. American Express International, Inc. (Philippine Branch)*, G.R. No. 152609, June 29, 2005.

²⁹ *Commissioner of Internal Revenue vs. American Express International, Inc. (Philippine Branch)*, *supra*.

³⁰ *Commissioner of Internal Revenue vs. Burmeister and Wain Scandinavian Contractor Mindanao, Inc.*, *supra*.



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Securities and Exchange Commission (SEC) Website showing the state/province/country where the entity was organized.³¹

For its alleged sale to Marubeni Corporation, petitioner submitted a SEC Certification of Non-Registration of Company³² and the duly-authenticated Articles of Incorporation of Marubeni Corporation.³³ In its Petition for Review,³⁴ petitioner indicated the corporate name "Marubeni Corporation – Japan" as one of those alleged NRFCs it rendered services to. Perusal of supporting documents such as official receipts,³⁵ bank certificates of inward remittance,³⁶ and even the duly-authenticated Articles of Incorporation, however, reveals that petitioner had transacted with "Marubeni Corporation" and not "Marubeni Corporation – Japan." As stated in the SEC Certification of Non-Registration of Company submitted in evidence by petitioner, there exists a company name "Marubeni Corporation" registered with the SEC. Thus, it cannot be said that Marubeni Corporation is an NRFC. Accordingly, petitioner's sales to Marubeni Corporation shall not be considered as zero-rated sales.

With respect to the export sale to Daewoo International Corporation, petitioner submitted an SEC Certification of Non-Registration of Company.³⁷ Petitioner, however, did not offer in evidence any proof of incorporation/registration in a foreign country, such as Certificate/Articles of Foreign Incorporation/Association or printed screenshots of the US SEC Website. Thus, as correctly disallowed by the Court-commissioned Independent Certified Public Accountant (ICPA), the sales to Daewoo International Corporation cannot be considered as zero-rated sales.³⁸

As for the alleged export sale of service to Hyundai Corporation, petitioner was able to present both the SEC Certification of Non-Registration of Company³⁹ and the duly authenticated Articles of Incorporation of Hyundai Corporation.⁴⁰ Petitioner likewise submitted a Certification dated December 28, 2017 showing the inward remittances made by Hyundai Corporation in favor of

³¹ *Commissioner of Internal Revenue vs. CITCO International Support Services Limited-Philippine ROHQ*, CTA EB No. 2015, November 29, 2019.

³² Exhibit "P-13", CTA Docket, Vol. I, p. 331.

³³ Exhibit "P-14", CTA Docket, Vol. I, pp. 332-356.

³⁴ Petition for Review, CTA Docket, Vol. I, p. 15.

³⁵ Exhibit "P-88-a" to "P-88-c" and "P-88-f" to "P-88-j".

³⁶ Exhibit "P-98-a" to "P-98-d".

³⁷ Exhibit "P-17", CTA Docket, Vol. I, p. 401.

³⁸ Exhibit "P-89".

³⁹ Exhibit "P-99-b".

⁴⁰ Exhibit "P-100-b".



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petitioner.⁴¹ Petitioner, however, failed to offer any evidence to prove the kind of services it rendered to Hyundai Corporation that would qualify as zero-rated sales under Section 108(B)(2) of the NIRC of 1997, as amended. Other than the allegation that it rendered services for which it received indent commissions, no proof of any contract or service agreement was adduced by petitioner. Hence, the Court is unable to verify whether any service other than "processing, manufacturing or repacking of goods" was rendered by petitioner.

In view of the foregoing, the Court adopts the findings of the ICPA that the VAT zero-rated sales to Daewoo International Corporation in the amount of ₱5,846,286.16 should be disallowed; and in addition thereto, the sales of service to Marubeni Corporation and Hyundai Corporation in the total amount of ₱108,557,506.98 should also be disallowed, as follows:

Customers	3 rd Quarter	4 th Quarter	Total
Marubeni Corporation	₱ 66,920,636.01	₱ 40,768,097.86	₱ 107,688,733.87
Hyundai Corporation	-	868,773.11	868,773.11
Total	₱ 66,920,636.01	₱ 41,636,870.97	₱ 108,557,506.98

Disallowed Zero-rated Sales

In its 3rd and 4th quarterly VAT Returns⁴² for FY ending March 31, 2016, petitioner reported total sales of ₱2,740,186,115.69 which included zero-rated sales in the amount of ₱742,641,360.36, broken down as follows:

Sales Reported per Quarterly VAT Returns	3 rd Quarter	4 th Quarter	Total
VATable Sales	₱ 971,182,118.47	₱ 1,016,822,856.25	₱ 1,988,004,974.72
Sales to Government	2,491,611.11	7,048,169.50	9,539,780.61
Zero-rated Sales	396,978,672.96	345,662,687.40	742,641,360.36
Total Reported Sales per Quarterly VAT Returns	₱ 1,370,652,402.54	₱ 1,369,533,713.15	₱ 2,740,186,115.69

The Court shall examine whether the zero-rated sales of petitioner complied with the invoicing requirements under Sections 113(A)(1) and (2), (8)(1), (2)(c) and (3) of the NIRC of 1997, as amended, viz:

⁴¹ Exhibit "P-98-b"

⁴² Exhibits "P-19" and "P-21", CTA Docket, Vol. II, p. 749 and 754.

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"SEC. 113. Invoicing and Accounting Requirements for VAT-Registered Persons. –

(A) Invoicing Requirements. -A VAT-registered person shall issue:

- (1) A VAT invoice for every sale, barter or exchange of goods or properties; and
- (2) A VAT official receipt for every lease of goods or properties, and for every sale, barter or exchange of services.

(B) Information Contained in the VAT Invoice or VAT Official Receipt - The following information shall be indicated in the VAT invoice or VAT official receipt:

- (1) A statement that the seller is a VAT-registered person, followed by his Taxpayer's Identification Number (TIN);
- (2) The total amount which the purchaser pays or is obligated to pay to the seller with the indication that such amount includes the value-added tax: *Provided, That:*

xxx xxx xxx

(c) If the sale is subject to zero percent (0%) value-added tax, the term 'zero-rated sale' shall be written or printed prominently on the invoice or receipt;

xxx xxx xxx

(3) The date of transaction, quantity, unit cost and description of the goods or properties or nature of the service; and"

The same requirements are provided for under Sections 4.113-1(A)(1) and (2), (8)(1) and (2)(c) of RR No. 16-2005, as follows:

"SEC. 4.113-1. Invoicing Requirements.-

(A) A VAT-registered person shall issue:-

- (1) A VAT invoice for every sale, barter or exchange of goods or properties; and
- (2) A VAT official receipt for every lease of goods or properties, and for every sale, barter or exchange of services.



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Only VAT-registered persons are required to print their TIN followed by the word 'VAT' in their invoice or official receipts. Said documents shall be considered as a 'VAT Invoice' or VAT official receipt. All purchases covered by invoices/receipts other than VAT Invoice/VAT Official Receipt shall not give rise to any input tax.

VAT invoice/official receipt shall be prepared at least in duplicate, the original to be given to the buyer and the duplicate to be retained by the seller as part of his accounting records.

(B) Information contained in VAT invoice or VAT official receipt. - The following information shall be indicated in VAT invoice or VAT official receipt:

- (1) A statement that the seller is a VAT-registered person, followed by his TIN;
- (2) The total amount which the purchaser pays or is obligated to pay to the seller with the indication that such amount includes the VAT; Provided, That:

xxx xxx xxx

(c) If the sale is subject to zero percent (0%) VAT, the term 'zero-rated sale' shall be written or printed prominently on the invoice or receipt;"

Zero-rated sales for the 3rd and 4th quarters ending March 31, 2016 in the amount of ₱143,066,770.58 were noted with exceptions by the ICPA, as follows:⁴³

Exhibit No.	Exceptions	3rd Quarter	4th Quarter
P-89	Export sale of services which are properly supported by VAT zero-rated ORs issued to companies with foreign address and with certificates of non-registration with SEC and certificates of bank inward remittance but with no consularized articles of incorporation provided	₱ 5,846,286.16	₱ -
P-90	Zero-rated sale of goods which are properly supported by VAT zero-rated invoices/zero-rated sale of services which are properly supported by VAT zero-rated ORs not dated within the	7,258,991.86	11,285,964.50

⁴³ Exhibit "P-49", ICPA Report Binder, Part 1 of 4, pp. 9-11.

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	quarter but falling within the same taxable year and not reported in VAT returns of other quarters		
P-91	Zero-rated sale of goods which are properly supported by VAT zero-rated invoices/zero-rated sale of services which are properly supported by VAT zero-rated ORs not dated within the quarter and not falling within the same taxable year	218,602.59	-
P-92	Zero-rated sale of services supported by documents other than VAT zero-rated ORs	6,244,430.55	5,410,018.04
P-93	Zero-rated sale of goods which are properly supported by VAT zero-rated invoices but without valid VAT zero-rating incentive certificates provided	-	27,967,678.41
P-94	Zero-rated sale of goods which are properly supported by VAT zero-rated invoices but without VAT zero-rating stamp	-	15,817,753.15
P-95	VATable sales incorrectly tagged as zero-rated sales	76,612.00	-
P-96	Without supporting documents presented	56,622,162.88	6,318,270.44
Subtotal		₱ 76,267,086.04	₱ 66,799,684.54
Total Zero-rated Sales Disallowed by ICPA			₱ 143,066,770.58

The Court finds the observations of the ICPA to be in order and adopts the above findings insofar as the denial of VAT zero-rating in the amount of ₱143,066,770.58 is concerned.

Upon further evaluation, the Court additionally finds that the reported zero-rated sales in the amount of ₱41,377,407.15 should also be denied VAT zero-rating for petitioner's failure to comply with the invoicing requirements under the NIRC of 1997, as amended, and RR No. 16-2005, as follows:

Date	Exhibit No.	Invoice No.	Clients	Amount	Reason for Disallowance
1) Sale of goods supported by VAT Invoices but with unreadable details					
3rd Quarter					
10/1/15	P-85-p	MLA No. 15080	PHIL. GOLD PROCESSING & REFINING CORP.	₱ 43,271.57	Unreadable date, payor details and amounts
10/5/15	P-85-af	MLA No. 15260	BERONG NICKEL CORPORATION	208,528.00	Unreadable amounts
10/5/15	P-85-am	MLA No. 15083	PHIL. GOLD PROCESSING & REFINING CORP.	48,514.08	Unreadable date and amounts
10/5/15	P-85-an	MLA No. 15084	PHIL. GOLD PROCESSING & REFINING CORP.	35,337.06	Unreadable date and amounts

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10/6/15	P-85-as	MLA No. 15269	BERONG NICKEL CORPORATION	395,800.00	Unreadable date and amounts
10/6/15	P-85-aw	CEBU No. 16702	CARMEN COPPER CORP.	285,550.00	Unreadable date
10/6/15	P-85-be	MLA No. 15085	PHIL. GOLD PROCESSING & REFINING CORP.	12,756.01	Unreadable date, payor details and amounts
10/6/15	P-85-bn	BTN No. 07895	TAGANITO MINING CORP.	8,192.00	Unreadable date
10/6/15	P-85-br	BTN No. 08210	TAGANITO MINING CORP.	85,560.00	Unreadable date and amounts
10/6/15	P-85-bt	BTN No. 08212	TAGANITO MINING CORP.	256,416.00	Unreadable date and amounts
10/7/15	P-85-bz	CEBU No. 16717	CARMEN COPPER CORP.	366,896.00	Unreadable date
10/7/15	P-85-cb	CEBU No. 16719	CARMEN COPPER CORP.	214,704.00	Unreadable date
10/7/15	P-85-ce	CEBU No. 16722	CARMEN COPPER CORP.	368,240.00	Unreadable date
10/7/15	P-85-ch	CEBU No. 16725	CARMEN COPPER CORP.	536,256.00	Unreadable date
10/8/15	P-85-cr	MLA No. 15154	BERONG NICKEL CORPORATION	20,320.00	Unreadable date and amounts
10/8/15	P-85-cs	MLA No. 15162	BERONG NICKEL CORPORATION	268,928.00	Unreadable amounts
10/8/15	P-85-cv	BTN No. 08197-98	CAGDIANAO MINING CORPORATION	358,984.00	Unreadable date
10/8/15	P-85-cy	BTN No. 08143	PLATINUM GROUP METALS CORP.	15,424.00	Unreadable ATP details
10/8/15	P-85-cz	BTN No. 08217-08221	TAGANITO MINING CORP.	640,760.00	Unreadable date, payor details and amounts
10/8/15	P-85-da	BTN No. 08222	TAGANITO MINING CORP.	7,056.00	Unreadable date
10/8/15	P-85-dd	BTN No. 08226	TAGANITO MINING CORP.	19,840.00	Unreadable date
10/8/15	P-85-de	BTN No. 08227	TAGANITO MINING CORP.	16,512.00	Unreadable date
10/8/15	P-85-df	BTN No. 08228-08229	TAGANITO MINING CORP.	99,168.00	Unreadable date, payor details and amounts
10/9/15	P-85-di	MLA No. 15169	FCF MINERALS CORPORATION	97,193.58	Unreadable date, payor details and amounts
10/9/15	P-85-dl	BTN No. 08182	TAGANITO MINING CORP.	192.00	Unreadable date and amounts
10/9/15	P-85-dm	BTN No. 08199	TAGANITO MINING CORP.	12,440.00	Unreadable amounts
10/9/15	P-85-dn	BTN No. 8200	TAGANITO MINING CORP.	8,848.00	Unreadable date and amounts
10/12/15	P-85-do	MLA No. 15186	BERONG NICKEL CORPORATION	1,441,239.36	Unreadable date and amounts

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10/12/15	P-85-du	BTN No. 8230	HINATUAN MINING CORPORATION	7,048.00	Unreadable date, payor details and amounts
10/13/15	P-85-ee	BTN No. 08266	MARCVENTURES MINING AND DEVELOPMENT CORPORATION	16,040.00	Unreadable date, payor details and amounts
10/13/15	P-85-ef	BTN No. 08267	MARCVENTURES MINING AND DEVELOPMENT CORPORATION	45,184.00	Unreadable date, payor details and amounts
10/13/15	P-85-eg	MLA No. 15152	RIO TUBA NICKEL MINING CORP.	493,600.00	Unreadable date, payor details and amounts
10/13/15	P-85-el	BTN No. 08236	TAGANITO MINING CORP.	26,248.00	Unreadable date
10/14/15	P-85-ep	CEBU No. 16740	CARMEN COPPER CORP.	6,144.00	Unreadable date
10/16/15	P-85-fb	CEBU No. 16743	CARMEN COPPER CORP.	31,384.00	Unreadable date
10/16/15	P-85-fc	CEBU No. 16746	CARMEN COPPER CORP.	37,712.00	Unreadable date
10/16/15	P-85-fs	MLA No. 15187	FCF MINERALS CORPORATION	61,385.00	Unreadable date
10/19/15	P-85-gg	MLA No. 15201-02	BERONG NICKEL CORPORATION	781,583.08	Unreadable date and amounts
10/19/15	P-85-gm	MLA No. 15294	PHIL. GOLD PROCESSING & REFINING CORP.	41,510.69	Unreadable date
10/20/15	P-85-hb	BTN No. 08375	MARCVENTURES MINING AND DEVELOPMENT CORPORATION	5,384.00	Unreadable amounts
10/21/15	P-85-ij	BTN No. 8383	PLATINUM GROUP METALS CORP.	10,672.00	Unreadable date, payor details and amounts
10/22/15	P-85-it	BTN No. 8324	CAGDIANAO MINING CORPORATION	1,584.00	Unreadable date, payor details and amounts
10/22/15	P-85-iz	MLA No. 15228-15229	PHIL. GOLD PROCESSING & REFINING CORP.	199,298.89	Unreadable amounts
10/22/15	P-85-ja	MLA No. 15230	PHIL. GOLD PROCESSING & REFINING CORP.	101,141.08	Unreadable amounts
10/23/15	P-85-jd	MLA No. 15233	FCF MINERALS CORPORATION	26,172.12	Unreadable date
10/26/15	P-85-jh	BTN No. 08328	TAGANITO MINING CORP.	25,744.00	Unreadable date, payor details and amounts
10/27/15	P-85-ka	MLA No. 15656	FCF MINERALS CORPORATION	10,830.00	Unreadable date
10/28/15	P-85-kh	BTN No. 08332	CAGDIANAO MINING CORPORATION	69,808.00	Unreadable date
10/29/15	P-85-ks	BTN No. 08335	HINATUAN MINING CORPORATION	67,824.00	Unreadable payor details
10/29/15	P-85-kv	MLA No. 15662	RIO TUBA	86,880.00	Unreadable

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			NICKEL MINING CORP.		date
10/30/15	P-85-lh	BTN No. 08065	TAGANITO MINING CORP.	10,320.00	Unreadable date and amounts
10/30/15	P-85-lm	BTN No. 08345	TAGANITO MINING CORP.	27,624.00	Unreadable date, payor details and amounts
10/30/15	P-85-ls	BTN No. 08051	TAGANITO MINING CORP.	14,208.00	Unreadable date, payor details and amounts
10/30/15	P-85-lt	BTN No. 08052	TAGANITO MINING CORP.	4,136.00	Unreadable payor details and amounts
10/30/15	P-85-lu	BTN No. 08053	TAGANITO MINING CORP.	9,048.00	Unreadable payor details and amounts
10/30/15	P-85-lv	BTN No. 08054	TAGANITO MINING CORP.	7,424.00	Unreadable payor details and amounts
10/30/15	P-85-lw	BTN No. 08055	TAGANITO MINING CORP.	816.00	Unreadable payor details and amounts
10/30/15	P-85-lx	BTN No. 08056	TAGANITO MINING CORP.	5,168.00	Unreadable payor details and amounts
10/30/15	P-85-ly	BTN No. 08057	TAGANITO MINING CORP.	3,552.00	Unreadable payor details and amounts
10/30/15	P-85-lz	BTN No. 08058	TAGANITO MINING CORP.	36,064.00	Unreadable payor details and amounts
10/30/15	P-85-ma	BTN No. 08059	TAGANITO MINING CORP.	1,024.00	Unreadable payor details and amounts
10/30/15	P-85-mb	BTN No. 08060	TAGANITO MINING CORP.	8,192.00	Unreadable payor details and amounts
10/30/15	P-85-mc	BTN No. 08061	TAGANITO MINING CORP.	2,584.00	Unreadable payor details and amounts
10/30/15	P-85-md	BTN No. 08062	TAGANITO MINING CORP.	13,296.00	Unreadable payor details and amounts
10/30/15	P-85-me	BTN No. 08063	TAGANITO MINING CORP.	4,424.00	Unreadable payor details and amounts
10/30/15	P-85-mf	BTN No. 08064	TAGANITO MINING CORP.	14,208.00	Unreadable payor details and amounts
11/2/15	P-85-na	CEBU No. 17349	CARMEN COPPER CORP.	263,904.00	Unreadable date, payor details and amounts
11/2/15	P-85-nb	CEBU No. 17350	CARMEN COPPER CORP.	285,550.00	Unreadable date, payor details and amounts
11/2/15	P-85-nc	CEBU No. 17351	CARMEN COPPER CORP.	120,736.00	Unreadable date, payor details and amounts
11/2/15	P-85-nd	CEBU No. 17352	CARMEN COPPER CORP.	340,713.60	Unreadable date, payor

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					details and amounts
11/2/15	P-85-ne	CEBU No. 17353	CARMEN COPPER CORP.	35,936.00	Unreadable date, payor details and amounts
11/2/15	P-85-nf	CEBU No. 17354	CARMEN COPPER CORP.	36,224.00	Unreadable date, payor details and amounts
11/2/15	P-85-ng	BTN No. 08411	PLATINUM GROUP METALS CORP.	66,704.00	Unreadable date
11/2/15	P-85-nh	MLA No. 15637	RIO TUBA NICKEL MINING CORP.	230,528.00	Unreadable date and amounts
11/2/15	P-85-ni	BTN No. 08066	TAGANITO MINING CORP.	692,568.00	Unreadable date and amounts
11/3/15	P-85-nj	BTN No. 08414	ADNAMA MINING RESOURCES INC.	2,312.00	Unreadable date
11/3/15	P-85-nk	CEBU No. 17355	CARMEN COPPER CORP.	45,376.00	Unreadable date, payor details and amounts
11/3/15	P-85-nl	CEBU No. 17356	CARMEN COPPER CORP.	32,912.00	Unreadable date, payor details and amounts
11/3/15	P-85-nm	CEBU No. 17357	CARMEN COPPER CORP.	32,912.00	Unreadable date, payor details and amounts
11/3/15	P-85-nn	CEBU No. 17358	CARMEN COPPER CORP.	32,912.00	Unreadable date, payor details and amounts
11/3/15	P-85-no	CEBU No. 17359	CARMEN COPPER CORP.	32,912.00	Unreadable date, payor details and amounts
11/3/15	P-85-np	CEBU No. 17360	CARMEN COPPER CORP.	45,376.00	Unreadable date, payor details and amounts
11/3/15	P-85-nq	CEBU No. 17361	CARMEN COPPER CORP.	45,376.00	Unreadable date, payor details and amounts
11/3/15	P-85-nr	CEBU No. 17362	CARMEN COPPER CORP.	45,376.00	Unreadable date, payor details and amounts
11/3/15	P-85-ns	CEBU No. 17363	CARMEN COPPER CORP.	45,376.00	Unreadable date, payor details and amounts
11/3/15	P-85-nt	CEBU No. 17364	CARMEN COPPER CORP.	45,376.00	Unreadable date, payor details and amounts
11/3/15	P-85-nu	CEBU No. 17365	CARMEN COPPER CORP.	95,216.00	Unreadable date, payor details and amounts

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11/3/15	P-85-nv	CEBU No. 17366	CARMEN COPPER CORP.	95,216.00	Unreadable date, payor details and amounts
11/3/15	P-85-nw	CEBU No. 17367	CARMEN COPPER CORP.	95,216.00	Unreadable date, payor details and amounts
11/3/15	P-85-nx	CEBU No. 17368	CARMEN COPPER CORP.	95,216.00	Unreadable date, payor details and amounts
11/3/15	P-85-ny	CEBU No. 17369	CARMEN COPPER CORP.	11,233.60	Unreadable date, payor details and amounts
11/3/15	P-85-nz	CEBU No. 17370	CARMEN COPPER CORP.	95,216.00	Unreadable date, payor details and amounts
11/3/15	P-85-oa	CEBU No. 17371	CARMEN COPPER CORP.	95,216.00	Unreadable date, payor details and amounts
11/3/15	P-85-ob	CEBU No. 17372	CARMEN COPPER CORP.	89,912.00	Unreadable date, payor details and amounts
11/3/15	P-85-oc	CEBU No. 17373	CARMEN COPPER CORP.	41,136.00	Unreadable date, payor details and amounts
11/3/15	P-85-od	CEBU No. 17374	CARMEN COPPER CORP.	2,801.60	Unreadable date, payor details and amounts
11/3/15	P-85-oj	BTN No. 08067	TAGANITO MINING CORP.	5,512.00	Unreadable payor details and amounts
11/3/15	P-85-ok	BTN No. 08068	TAGANITO MINING CORP.	38,296.00	Unreadable date and amounts
11/4/15	P-85-ol	CEBU No. 17375	CARMEN COPPER CORP.	153,384.00	Unreadable payor details and amounts
11/4/15	P-85-om	CEBU No. 17376	CARMEN COPPER CORP.	16,416.00	Unreadable payor details and amounts
11/4/15	P-85-on	CEBU No. 17377	CARMEN COPPER CORP.	9,120.00	Unreadable payor details and amounts
11/4/15	P-85-oo	CEBU No. 17378	CARMEN COPPER CORP.	9,120.00	Unreadable date
11/4/15	P-85-oq	CEBU No. 17380	CARMEN COPPER CORP.	9,120.00	Unreadable date and payor details
11/4/15	P-85-or	CEBU No. 17381	CARMEN COPPER CORP.	191,161.60	Unreadable date, payor details and amounts
11/4/15	P-85-os	CEBU No. 17382	CARMEN COPPER CORP.	168,192.00	Unreadable date, payor details and amounts
11/4/15	P-85-ot	CEBU No. 17383	CARMEN COPPER CORP.	490,912.00	Unreadable date, payor

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					details and amounts
11/4/15	P-85-ov	CEBU No. 17385	CARMEN COPPER CORP.	9,120.00	Unreadable date, payor details and amounts
11/4/15	P-85-pd	CEBU No. 17393	CARMEN COPPER CORP.	10,208.00	Unreadable date
11/4/15	P-85-pm	BTN No. 08418	CENTURY PEAK CORPORATION	9,936.00	Unreadable date
11/4/15	P-85-pn	BTN No. 08419	CENTURY PEAK CORPORATION	6,384.00	Unreadable date
11/4/15	P-85-pw	BTN No. 08070	TAGANITO MINING CORP.	13,704.00	Unreadable amounts
11/4/15	P-85-px	BTN No. 08071	TAGANITO MINING CORP.	9,360.00	Unreadable amounts
11/5/15	P-85-qq	BTN No. 08074-08477	TAGANITO MINING CORP.	322,200.00	Unreadable date and payor details
11/5/15	P-85-qr	BTN No. 08079	TAGANITO MINING CORP.	84,512.00	Unreadable date and amounts
11/6/15	P-85-qs	BTN No. 08429	ADNAMA MINING RESOURCES INC.	26,224.00	Unreadable date
11/6/15	P-85-qu	CEBU No. 17414	CARMEN COPPER CORP.	397,776.00	Unreadable date
11/6/15	P-85-qy	CEBU No. 17419	CARMEN COPPER CORP.	430,233.60	Unreadable date and payor details
11/6/15	P-85-qz	CEBU No. 17430	CARMEN COPPER CORP.	14,600.00	Unreadable date and payor details
11/6/15	P-85-ri	BTN No. 08069	HINATUAN MINING CORPORATION	30,320.00	Unreadable payor details
11/9/15	P-85-rn	BTN No. 08085	CAGDIANAO MINING CORPORATION	53,936.00	Unreadable payor details
11/9/15	P-85-rq	BTN No. 08083	TAGANITO MINING CORP.	3,552.00	Unreadable date and payor details
11/9/15	P-85-rr	BTN No. 08084	TAGANITO MINING CORP.	2,584.00	Unreadable date
11/10/15	P-85-ru	BTN No. 08086	TAGANITO MINING CORP.	113,920.00	Unreadable date and payor details
11/10/15	P-85-rv	BTN No. 08087	TAGANITO MINING CORP.	2,976.00	Unreadable date and payor details
11/10/15	P-85-rw	BTN No. 08089	TAGANITO MINING CORP.	92,872.00	Unreadable date and amounts
11/11/15	P-85-sd	MLA No. 15705	FCF MINERALS CORPORATION	125,372.51	Unreadable date
11/11/15	P-85-sh	BTN No. 08090	TAGANITO MINING CORP.	9,296.00	Unreadable date, payor details and amounts
11/12/15	P-85-sj	BTN No. 08078	TAGANITO MINING CORP.	7,424.00	Unreadable date, payor details and amounts
11/12/15	P-85-sk	BTN No. 08092	TAGANITO MINING CORP.	2,048.00	Unreadable date, payor

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					details and amounts
11/12/15	P-85-sl	BTN No. 08093	TAGANITO MINING CORP.	16,128.00	Unreadable date, payor details and amounts
11/13/15	P-85-sr	CEBU No. 17469	CARMEN COPPER CORP.	9,120.00	Unreadable date and payor details
11/13/15	P-85-su	BTN No. 08095	HINATUAN MINING CORPORATION	24,544.00	Unreadable date, payor details and amounts
11/13/15	P-85-sv	BTN No. 08094	TAGANITO MINING CORP.	12,640.00	Unreadable date and amounts
11/13/15	P-85-sw	BTN No. 08096	TAGANITO MINING CORP.	21,216.00	Unreadable date and amounts
11/14/15	P-85-sx	BTN No. 08502	TAGANITO MINING CORP.	3,728.00	Unreadable date
11/16/15	P-85-tm	BTN No. 08099	TAGANITO MINING CORP.	19,136.00	Unreadable amounts
11/16/15	P-85-tn	BTN No. 08503	TAGANITO MINING CORP.	19,616.00	Unreadable date
11/17/15	P-85-tv	BTN No. 08552	TAGANITO MINING CORP.	3,000.00	Unreadable amounts
11/17/15	P-85-tw	BTN No. 08553	TAGANITO MINING CORP.	1,568.00	Unreadable amounts
11/18/15	P-85-uc	BTN No. 08554	TAGANITO MINING CORP.	130,080.00	Unreadable date
11/18/15	P-85-ud	BTN No. 08555	TAGANITO MINING CORP.	287,824.00	Unreadable date, payor details and amounts
11/20/15	P-85-uj	CEBU No. 17494	CARMEN COPPER CORP.	45,376.00	Unreadable date
11/24/15	P-85-vl	BTN No. 08482	CENTURY PEAK CORPORATION	28,056.00	Unreadable amounts
11/24/15	P-85-vm	BTN No. 08483	CENTURY PEAK CORPORATION	29,824.00	Unreadable date and amounts
11/25/15	P-85-vn	MLA No. 10459	FCF MINERALS CORPORATION	76,160.00	Unreadable date
11/25/15	P-85-vs	MLA No. 16020	PHIL. GOLD PROCESSING & REFINING CORP.	5,274.12	Unreadable amounts
11/25/15	P-85-vx	BTN 08073	TAGANITO MINING CORPORATION	108,000.00	Unreadable date
11/25/15	P-85-vy	BTN No. 08562	TAGANITO MINING CORP.	192.00	Unreadable date
11/26/15	P-85-ws	BTN No. 08486	MARCVENTURES MINING AND DEVELOPMENT CORPORATION	24,784.00	Unreadable date and amounts
12/2/15	P-85-xy	MLA No. 16066	FCF MINERALS CORPORATION	37,480.00	Unreadable date
12/3/15	P-85-yn	BTN No. 08489	MARCVENTURES MINING AND DEVELOPMENT CORPORATION	51,696.00	Unreadable date and amounts
12/4/15	P-85-zf	BTN No. 08490-08491	MARCVENTURES MINING AND DEVELOPMENT	1,142,815.08	Unreadable date and amounts

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			CORPORATION		
12/7/15	P-85-zp	BTN No. 08567	TAGANITO MINING CORP.	859,928.00	Unreadable date
12/9/15	P-85-aae	MLA No. 16088	FCF MINERALS CORPORATION	20,080.00	Unreadable date, payor details and amounts
12/9/15	P-85-aaaj	BTN No. 08572	TAGANITO MINING CORP.	134,768.00	Unreadable date
12/9/15	P-85-aak	BTN No. 08574	TAGANITO MINING CORP.	39,888.00	Unreadable date
12/9/15	P-85-aal	BTN No. 08575	TAGANITO MINING CORP.	1,312.00	Unreadable date
12/10/15	P-85-aar	BTN No. 08581	CAGDIANAO MINING CORPORATION	42,816.00	Unreadable amounts
12/10/15	P-85-abf	BTN No. 08582	TAGANITO MINING CORP.	8,784.00	Unreadable amounts
12/10/15	P-85-abg	BTN No. 08583	TAGANITO MINING CORP.	44,545.60	Unreadable date and amounts
12/10/15	P-85-abi	BTN No. 08586	TAGANITO MINING CORP.	1,896.00	Unreadable date
12/10/15	P-85-abj	BTN No. 08587	TAGANITO MINING CORP.	4,264.00	Unreadable date
12/11/15	P-85-abr	BTN No. 08589	TAGANITO MINING CORP.	4,008.00	Unreadable date
12/14/15	P-85-abw	CEBU No. 17883	CARMEN COPPER CORP.	88,488.00	Unreadable date
12/15/15	P-85-acs	CEBU No. 17903	CARMEN COPPER CORP.	273,744.00	Unreadable date
12/15/15	P-85-act	BTN No. 08594	TAGANITO MINING CORP.	256,032.00	Unreadable date
12/15/15	P-85-acu	BTN No. 08595	TAGANITO MINING CORP.	2,824.00	Unreadable date
12/16/15	P-85-acy	CEBU No. 17576	ADNAMA MINING RESOURCES INC.	14,917.00	Unreadable date, payor details and amounts
12/16/15	P-85-acz	CEBU No. 17904	CARMEN COPPER CORP.	10,208.00	Unreadable date
12/16/15	P-85-adc	CEBU No. 17907	CARMEN COPPER CORP.	43,920.00	Unreadable date
12/16/15	P-85-add	CEBU No. 17908	CARMEN COPPER CORP.	27,720.00	Unreadable date
12/16/15	P-85-adf	BTN No. 08634	PLATINUM GROUP METALS CORP.	8,368.00	Unreadable date, payor details and amounts
12/16/15	P-85-adg	BTN No. 08635	PLATINUM GROUP METALS CORP.	158,592.00	Unreadable date, payor details and amounts
12/16/15	P-85-adh	BTN No. 08636	PLATINUM GROUP METALS CORP.	9,520.00	Unreadable date, payor details and amounts
12/16/15	P-85-adi	BTN No. 08637	PLATINUM GROUP METALS CORP.	19,040.00	Unreadable date, payor details and amounts
12/16/15	P-85-adj	BTN No. 08638	PLATINUM GROUP METALS CORP.	19,040.00	Unreadable date, payor details and amounts

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12/17/15	P-85-adk	BTN No. 08640	ADNAMA MINING RESOURCES INC.	168,864.00	Unreadable date, payor details and amounts
12/17/15	P-85-adl	CEBU No. 17909	CARMEN COPPER CORP.	12,032.00	Unreadable date
12/17/15	P-85-adt	CEBU No. 17972	CARMEN COPPER CORP.	60,480.00	Unreadable date
12/17/15	P-85-adw	BTN No. 08599	HINATUAN MINING CORPORATION	129,536.00	Unreadable date and amounts
12/21/15	P-85-aea	BTN No. 08654	CAGDIANAO MINING CORPORATION	20,280.00	Unreadable date, payor details and amounts
12/21/15	P-85-aeb	BTN No. 08655	CAGDIANAO MINING CORPORATION	19,472.00	Unreadable date, payor details and amounts
12/21/15	P-85-aec	BTN No. 08656	CAGDIANAO MINING CORPORATION	11,056.00	Unreadable date, payor details and amounts
12/21/15	P-85-aed	BTN No. 08657	CAGDIANAO MINING CORPORATION	17,200.00	Unreadable date and payor details
12/22/15	P-85-aeH	CEBU No. 17944	CARMEN COPPER CORP.	1,168,190.00	Unreadable date
12/22/15	P-85-aew	CEBU No. 17959	CARMEN COPPER CORP.	204,678.40	Unreadable date
12/22/15	P-85-aeY	CEBU No. 17961	CARMEN COPPER CORP.	320,028.80	Unreadable date
12/22/15	P-85-afI	MLA No. 16433	PHIL. GOLD PROCESSING & REFINING CORP.	76,440.90	Unreadable date, payor details and amounts
12/23/15	P-85-afP	CEBU No. 17971	CARMEN COPPER CORP.	72,852.80	Unreadable date
10/23/15	P-86-aq	CEBU 17134	PHIL. ASS. SMELTING & REF. CORP.	187,899.10	Unreadable amounts
12/9/15	P-86-cz	MLA No. 16172	WU KONG SINGAPORE PTE. LTD	20,411.00	Unreadable date
12/10/15	P-86-dd	BTN No. 08494	TAGANITO HPAL NICKEL CORPORATION	441,888.00	Unreadable amounts
12/11/15	P-86-dy	MLA No. 16226	WU KONG SINGAPORE PTE. LTD	2,521.00	Unreadable date
12/21/15	P-86-eb	BTN No. 08642	VISAYAS SLAKED LIME CORP.	15,560.00	Unreadable amounts
10/2/15	P-87-a	MLA-15006	JAMJLE PROPERTIES (SUBIC) AND DEVELOPMENT CORPORATION	11,688.00	Unreadable date
10/8/15	P-87-f	BTN-8255	SUBIC CONSOLIDATED PROJECTS, INC.	656.00	Unreadable date
10/20/15	P-87-n	BTN-8372	SUBIC CONSOLIDATED PROJECTS, INC.	2,240.00	Unreadable date
Subtotal – 3 rd Quarter				P 21,410,374.83	

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4 th Quarter					
1/4/16	P-85-agv	BTN No. 08658	TAGANITO MINING CORP.	₱ 25,024.00	Unreadable date, payor details and amounts
1/4/16	P-85-agz	BTN No. 08662	TAGANITO MINING CORP.	4,224.00	Unreadable date
1/4/16	P-85-aha	BTN No. 08663	TAGANITO MINING CORP.	155,104.00	Unreadable date
1/4/16	P-85-ahc	BTN No. 08666	TAGANITO MINING CORP.	83,512.00	Unreadable date
1/4/16	P-85-ahd	BTN No. 08667	TAGANITO MINING CORP.	165,840.00	Unreadable date
1/4/16	P-85-ahe	BTN No. 08668	TAGANITO MINING CORP.	152,880.00	Unreadable date
1/4/16	P-85-ahf	BTN No. 08669	TAGANITO MINING CORP.	345,072.00	Unreadable date
1/4/16	P-85-ahg	BTN No. 08670	TAGANITO MINING CORP.	3,176.00	Unreadable date
1/5/16	P-85-ahl	MLA No. 16378	PHIL. GOLD PROCESSING & REFINING CORP.	9,660.02	Unreadable amounts
1/5/16	P-85-ahq	MLA No. 16383	PHIL. GOLD PROCESSING & REFINING CORP.	1,377.11	Unreadable date
1/5/16	P-85-ahr	MLA No. 16384	PHIL. GOLD PROCESSING & REFINING CORP.	766.58	Unreadable date
1/5/16	P-85-aht	MLA No. 16444	RIO TUBA NICKEL MINING CORP.	204,384.00	Unreadable date
1/6/16	P-85-aia	CEBU 18022	CARMEN COPPER CORP.	117,425.60	Unreadable date
1/6/16	P-85-aif	CEBU 18027	CARMEN COPPER CORP.	11,136.00	Unreadable date
1/6/16	P-85-aig	CEBU 18028	CARMEN COPPER CORP.	169,384.00	Unreadable date
1/6/16	P-85-aih	CEBU 18029	CARMEN COPPER CORP.	85,568.00	Unreadable date
1/6/16	P-85-aii	CEBU 18030	CARMEN COPPER CORP.	17,064.00	Unreadable date
1/6/16	P-85-aik	CEBU 18032	CARMEN COPPER CORP.	90,872.00	Unreadable date
1/6/16	P-85-ail	CEBU 18033	CARMEN COPPER CORP.	90,872.00	Unreadable date
1/6/16	P-85-aiq	CEBU 18038	CARMEN COPPER CORP.	31,264.00	Unreadable date
1/6/16	P-85-air	CEBU 18039	CARMEN COPPER CORP.	285,550.00	Unreadable date
1/6/16	P-85-ais	CEBU 18040	CARMEN COPPER CORP.	33,296.00	Unreadable date
1/6/16	P-85-aiu	CEBU 18066	CARMEN COPPER CORP.	483,840.00	Unreadable date
1/6/16	P-85-aiv	CEBU No. 18009	CARMEN COPPER CORP.	411,246.00	Unreadable date
1/6/16	P-85-aiz	MLA No. 16387	RIO TUBA NICKEL MINING CORP.	134,232.00	Unreadable date
1/6/16	P-85-aja	MLA No. 16445-46	RIO TUBA NICKEL MINING CORP.	331,496.00	Unreadable date, payor details and amounts
1/6/16	P-85-ajb	MLA No. 16447	RIO TUBA NICKEL MINING	870,352.00	Unreadable date, payor

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			CORP.		details and amounts
1/6/16	P-85-ajc	MLA No. 16448-49	RIO TUBA NICKEL MINING CORP.	456,792.00	Unreadable date, payor details and amounts
1/6/16	P-85-ajd	MLA No. 16450	RIO TUBA NICKEL MINING CORP.	316,728.00	Unreadable date, payor details and amounts
1/6/16	P-85-ajg	BTN No. 08675	TAGANITO MINING CORP.	66,840.00	Unreadable date
1/7/16	P-85-ajm	CEBU 18045	CARMEN COPPER CORP.	105,968.00	Unreadable date
1/8/2016	P-85-akb	CEBU No. 17631	ADNAMA MINING RESOURCES INC.	17,085.00	Unreadable date, payor details and amounts
1/8/16	P-85-akd	CEBU 18053	CARMEN COPPER CORP.	84,822.40	Unreadable date
1/12/16	P-85-aks	CEBU 18075	CARMEN COPPER CORP.	85,568.00	Unreadable date
1/12/16	P-85-ald	MLA No. 16396	FCF MINERALS CORPORATION	48,018.93	Unreadable date and amounts
1/12/16	P-85-ale	MLA No. 16397	FCF MINERALS CORPORATION	2,648.93	Unreadable date and amounts
1/12/16	P-85-alf	MLA No. 16398	FCF MINERALS CORPORATION	540.00	Unreadable date and amounts
1/13/16	P-85-alp	CEBU 18093	CARMEN COPPER CORP.	25,904.00	Unreadable date
1/13/16	P-85-alz	BTN No. 08679	TAGANITO MINING CORP.	167,864.00	Unreadable date, payor details and amounts
1/14/16	P-85-amc	MLA No. 16400	PHIL. GOLD PROCESSING & REFINING CORP.	14,073.71	Unreadable date, payor details and amounts
1/15/16	P-85-ame	CEBU 18106	CARMEN COPPER CORP.	32,800.00	Unreadable date
1/15/16	P-85-amx	BTN No. 08695	HINATUAN MINING CORPORATION	18,864.00	Unreadable date
1/18/2016	P-85-anb	BTN 08758	ADNAMA MINING RESOURCES INC.	4,272.00	Unreadable date
1/18/16	P-85-ane	CEBU 18127	CARMEN COPPER CORP.	32,800.00	Unreadable date
1/18/16	P-85-anf	CEBU 18128	CARMEN COPPER CORP.	310,576.00	Unreadable date
1/20/16	P-85-ann	BTN No. 08696	TAGANITO MINING CORP.	1,888.00	Unreadable amounts
1/21/16	P-85-anu	BTN No. 08697	TAGANITO MINING CORP.	131,904.00	Unreadable amounts
1/22/16	P-85-aoh	CEBU 18176	CARMEN COPPER CORP.	285,550.00	Unreadable date
1/22/16	P-85-aoi	CEBU 18177	CARMEN COPPER CORP.	382,690.00	Unreadable date
1/26/16	P-85-ape	CEBU 18200	CARMEN COPPER CORP.	85,568.00	Unreadable date
1/26/16	P-85-apr	BTN No. 08699	TAGANITO MINING CORP.	10,051,772.00	Unreadable date, payor

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					details and amounts
1/27/16	P-85-apt	CEBU 18225	CARMEN COPPER CORP.	218,752.00	Unreadable date
1/28/16	P-85-aqp	CEBU No. 18254	CARMEN COPPER CORP.	931.20	Unreadable date
1/28/16	P-85-aqq	CEBU No. 18256	CARMEN COPPER CORP.	931.20	Unreadable date
1/29/16	P-85-arm	CEBU No. 18267	CARMEN COPPER CORP.	251,840.00	Unreadable date
2/2/16	P-85-asp	BTN 08865	TAGANITO MINING CORP.	6,984.00	Unreadable date
2/4/16	P-85-atk	BTN 08873	TAGANITO MINING CORP.	10,352.00	Unreadable date
2/5/16	P-85-atl	CEBU No. 18316	CARMEN COPPER CORP.	10,955.20	Unreadable date
2/9/16	P-85-aug	CEBU-18339	CARMEN COPPER CORP.	492,208.00	Unreadable date
2/9/16	P-85-aui	CEBU-18345	CARMEN COPPER CORP.	32,240.00	Unreadable date
2/12/16	P-85-awr	CEBU-18378	CARMEN COPPER CORP.	100,032.00	Unreadable date
2/12/16	P-85-axa	CEBU-18387	CARMEN COPPER CORP.	32,912.00	Unreadable date
2/16/2016	P-85-axu	BTN 08902	PLATINUM GROUP METALS CORP.	477,008.00	Unreadable date
2/18/16	P-85-ayj	CEBU-18427	CARMEN COPPER CORP.	29,000.00	Unreadable date
2/18/16	P-85-ayk	CEBU-18428	CARMEN COPPER CORP.	85,568.00	Unreadable date
2/18/16	P-85-aym	CEBU-18430	CARMEN COPPER CORP.	85,568.00	Unreadable date
2/18/16	P-85-ayn	CEBU-18431	CARMEN COPPER CORP.	64,424.00	Unreadable date
2/20/16	P-85-baa	CEBU 18484	CARMEN COPPER CORP.	32,912.00	Unreadable date
2/20/16	P-85-bab	CEBU 18485	CARMEN COPPER CORP.	32,912.00	Unreadable date
2/20/16	P-85-bac	CEBU 18486	CARMEN COPPER CORP.	2,064.00	Unreadable date
2/20/16	P-85-bad	CEBU 18487	CARMEN COPPER CORP.	32,912.00	Unreadable date
2/20/16	P-85-bae	CEBU 18488	CARMEN COPPER CORP.	32,912.00	Unreadable date
2/20/16	P-85-bag	CEBU 18490	CARMEN COPPER CORP.	32,912.00	Unreadable date
2/20/16	P-85-bah	CEBU 18491	CARMEN COPPER CORP.	32,912.00	Unreadable date
2/20/16	P-85-bai	CEBU 18492	CARMEN COPPER CORP.	32,912.00	Unreadable date
2/20/16	P-85-baj	CEBU 18493	CARMEN COPPER CORP.	32,912.00	Unreadable date
2/20/16	P-85-bak	CEBU 18494	CARMEN COPPER CORP.	32,912.00	Unreadable date
2/20/16	P-85-bal	CEBU 18495	CARMEN COPPER CORP.	32,912.00	Unreadable date
2/20/16	P-85-bam	CEBU 18496	CARMEN COPPER CORP.	32,912.00	Unreadable date
2/20/16	P-85-ban	CEBU 18497	CARMEN COPPER CORP.	32,912.00	Unreadable date
2/20/16	P-85-bao	CEBU 18498	CARMEN COPPER CORP.	32,912.00	Unreadable date
2/20/16	P-85-bap	CEBU 18499	CARMEN COPPER CORP.	32,912.00	Unreadable date, payor

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					details and amounts
2/20/16	P-85-baq	CEBU 18500	CARMEN COPPER CORP.	32,912.00	Unreadable date
3/3/16	P-85-bdp	BTN No. 08825	TAGANITO MINING CORP.	168.00	Unreadable amounts
3/7/16	P-85-bdx	CEBU No. 18833	CARMEN COPPER CORP.	65,816.00	Unreadable date
3/8/16	P-85-bee	BTN 08997	TAGANITO MINING CORP.	4,768.00	Unreadable date
3/10/16	P-85-bfz	MLA 0017463	RIO TUBA NICKEL MINING CORP.	25,592.00	Unreadable date
3/16/16	P-85-bgs	CEBU No. 19001	CARMEN COPPER CORP.	1,440.00	Unreadable date
3/18/16	P-85-bhi	CEBU No. 19015	CARMEN COPPER CORP.	30,736.00	Unreadable date
3/18/16	P-85-bhm	DVO 4418	MARCVENTURES MINING AND DEVELOPMENT CORPORATION	8,976.00	Unreadable date and payor details
3/18/16	P-85-bhn	DVO 4419	MARCVENTURES MINING AND DEVELOPMENT CORPORATION	11,056.00	Unreadable date and payor details
3/18/16	P-85-bho	DVO 4420	MARCVENTURES MINING AND DEVELOPMENT CORPORATION	152,064.44	Unreadable date, payor details and amounts
3/21/16	P-85-bhy	DVO 4426	PLATINUM GROUP METALS CORP.	1,296.00	Unreadable amounts
3/23/16	P-85-bir	DVO 04435	TAGANITO MINING CORP.	33,432.00	Unreadable date, payor details and amounts
Subtotal – 4th Quarter				P 19,776,948.32	
Total – Sale of goods supported by VAT Invoices but with unreadable details				P 41,187,323.15	
2) Sale of goods supported by incomplete documents					
3rd Quarter					
10/2/15	P-85-ad	BTN No. 08183-85	TAGANITO MINING CORP.	P 165,532.00	Incomplete supporting documents
Subtotal – 3rd Quarter				P 165,532.00	
Total – Sale of goods supported by incomplete documents				P 165,532.00	
3) Sale of goods to entity without BOI certification					
4th Quarter					
1/7/16	P-85-ajy	BTN No. 08742	CARRASCAL NICKEL CORP.	P 24,552.00	Buyer of goods without BOI certification
Subtotal – 4th Quarter				P 24,552.00	
Total – Sale of goods to entity without BOI certification				P 24,552.00	
Total Zero-rated Sales Disallowed by the Court				P 41,377,407.15	

Thus, the total disallowances in petitioner's reported total zero-rated sales as per the Court's verification are as follows:

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Disallowances per Court's further verification	3rd Quarter	4th Quarter	Total
Sale of services to non-resident client not qualified for VAT zero-rating under Sec. 108(B)(2) of the NIRC of 1997, as amended	₱ 66,920,636.01	₱ 41,636,870.97	₱ 108,557,506.98
Sale of goods supported by VAT invoices but with unreadable details (date, payor details, or amount)	21,410,374.83	19,776,948.32	41,187,323.15
Sale of goods supported by incomplete documents	165,532.00	-	165,532.00
Sale of goods to entity without BOI certification	-	24,552.00	24,552.00
Total disallowances per Court's verification	₱ 88,496,542.84	₱ 61,438,371.29	₱ 149,934,914.13

In sum, out of the reported zero-rated sales of ₱742,641,360.36, only the amount of ₱449,639,675.65 shall be considered as valid zero-rated sales for the 3rd and 4th quarters of FY ending March 31, 2016, detailed below:

	3rd Quarter	4th Quarter	Total
Total Reported Zero-rated Sales	₱ 396,978,672.96	₱ 345,662,687.40	₱ 742,641,360.36
Less: Sales denied of VAT zero-rating			
Per ICPA Report	76,267,086.04	66,799,684.54	143,066,770.58
Per Court's further verification	88,496,542.84	61,438,371.29	149,934,914.13
Valid Zero-rated Sales	₱ 232,215,044.08	₱ 217,424,631.57	₱ 449,639,675.65

Petitioner incurred/paid taxes attributable to zero-rated sales

Having found that petitioner had valid VAT zero-rated sales in the total amount of ₱449,639,675.65 for the 3rd and 4th quarters of FY ending March 31, 2016, the Court shall proceed to determine whether petitioner complied with the requisites pertaining to the input VAT being claimed for refund or issuance of a tax credit certificate.

For the 3rd and 4th quarters of FY ending March 31, 2016, petitioner reflected a total amount of ₱172,726,014.12 allowable input VAT arising from its amortization of input VAT on purchases of capital goods exceeding ₱1 million, domestic purchases and importation of goods other than capital goods, and domestic purchases of services, detailed as follows:



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Input tax as per Amended Quarterly VAT Returns	3 rd Quarter	4 th Quarter	Consolidated
Input Tax Deferred on Capital Goods exceeding 1M from Previous Quarter (Line 20B)	₱ 1,365,201.80	₱ 1,169,986.20	₱ 2,535,188.00
Less: Input Tax on Purchases of Capital Goods exceeding 1M deferred for succeeding period (Line 23A)	1,169,986.20	974,770.88	2,144,757.08
Input Tax Amortized for the Period	195,215.60	195,215.32	390,430.92
Add: Current Input Taxes			
Domestic Purchases of Goods Other Capital Goods (Line 21F)	1,366,284.45	2,398,640.57	3,764,925.02
Importation of Goods Other than Capital Goods (Line 21H)	58,993,114.00	96,308,618.00	155,301,732.00
Domestic Purchase of Services (Line 21J)	4,753,629.59	8,515,296.59	13,268,926.18
Total Current Input Tax	65,113,028.04	107,222,555.16	172,335,583.20
Total Input Taxes for the Period	₱ 65,308,243.64	₱ 107,417,770.48	₱ 172,726,014.12

Input tax as per subject claim ⁴⁴	3 rd Quarter	4 th Quarter	Total
Total current input tax for the current quarter	₱ 65,308,243.64	₱ 107,417,770.48	₱ 172,726,014.12
Less:			
Input tax directly attributable to VATable sale of machineries from current purchases	9,407,909.06	35,626,985.17	45,034,894.23
Input tax directly attributable to government sales from current purchases	8,230.31	57,852.34	66,082.65
Input tax directly attributable on current purchases not sold within the quarter	23,719,153.52	31,823,307.34	55,542,460.86
Input tax directly attributable to zero-rated sales of machineries from current purchases	975,489.41	1,812,673.50	2,788,162.91
Current input tax available for allocation	31,197,461.34	38,096,952.13	69,294,413.47
Total input tax allocable to zero-rated sales	8,917,818.84	9,615,458.75	18,533,277.59
Add:			
Input tax directly attributable to zero-rated sales of machineries from current purchases	975,489.41	1,812,673.50	2,788,162.91

⁴⁴ Application for Refund/TCC, Exhibit "P-34", CTA Docket, Vol. I, p. 52-88.



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Input tax directly attributable to zero-rated sales of machineries and spare parts which were imported in prior years but sold during the quarter	3,944,928.22	6,873,408.21	10,818,336.43
Total input tax claimed for refund/ issuance of TCC	₱ 13,838,236.47	₱ 18,301,540.46	₱ 32,139,776.93

In support of its total reported input VAT of ₱172,726,014.12, petitioner offered in evidence various sales invoices, ORs, Import Entry and Internal Revenue Declarations (IEIRDs), Statement of Settlement of Duties and Taxes (SSDTs), Bureau of Customs (BOC) ORs and other related documents,⁴⁵ which were examined by the ICPA.

Summarized below are petitioner's input VAT for the 3rd and 4th quarters of FY ending March 31, 2016, in the total amount of ₱172,726,014.13:

Particulars	3rd Quarter	4th Quarter	Total
1) Input tax on current quarter's importation directly related to VATable sale of machineries in the same quarter	₱ 9,407,909.06	₱ 35,626,985.17	₱ 45,034,894.23
2) Input tax on the importations in the current quarter directly related to zero-rated sale of machineries in the same quarter	975,489.42	1,812,673.50	2,788,162.92
3) Input tax on current purchase of machineries not sold within the quarter	23,719,153.52	31,823,307.34	55,542,460.86
4) Common input tax allocable between VATable and zero-rated sales			
a) Input tax on current quarter's importations	24,890,562.00	27,045,652.00	51,936,214.00
b) Input tax on current quarter's domestic purchases	6,119,914.04	10,913,937.16	17,033,851.20
c) Input tax on capital goods exceeding P1 Million amortized for the period	195,215.60	195,215.32	390,430.92
<i>Subtotal – Common input tax allocable between VATable sales</i>	31,205,691.64	38,154,804.48	69,360,496.12

⁴⁵ Exhibits "P-58" to "P-68" for current period importation of machineries; Exhibits "P-69" to "P-81" for domestic purchase of goods other than capital goods and domestic purchase of services; Exhibits "P-82" to "P-84" for prior period importation of machineries but sold during the taxable quarter.

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<i>and zero-rated sales</i>			
Total Input Taxes for the Period	₱ 65,308,243.64	₱ 107,417,770.49	₱ 172,726,014.13

Out of the input VAT amounting to ₱172,726,014.12, input taxes in the total amount of ₱69,360,496.12 are considered allocable between VATable sales and zero-rated sales.

Upon examination of the said documents, the ICPA noted exceptions in the total amount of ₱64,132,726.65, as summarized below, which shall be disallowed for failure to meet the substantiation and invoicing requirements under Sections 110(A), 113(A) and (B), and 237 of the NIRC of 1997, as amended, in relation to Sections 4.110-1, 4.110-2, 4.110-8, and 4.113-1 of RR No. 16-05, as amended:

Exhibit No.	Exceptions	3rd Quarter	4th Quarter	Total
1) Input tax on current quarter's importation of spare parts not directly attributable to VATable sales and VAT zero-rated sales				
P-63	Supported by IEIRDs/SADs and SSDTs and traced to E2M schedule [but with no Certification from authorized agent bank (AAB) as to payment of taxes]	₱ 22,141,311.00	₱ 22,933,838.00	₱ 45,075,149.00
P-64	Supported by IEIRDs/SADs and traced to E2M schedule [but with no SSDT and Certification from AAB]	6,471.00	-	6,471.00
P-65	Supported by SSDTs and traced to E2M schedule [with no IEIRDs/SAD submitted]	-	18,531.00	18,531.00
P-66	Not supported by IEIRDs/SAD and SSDTs and not traced to E2M schedule	-	26,276.00	26,276.00
P-67	Supported by IEIRDs/SAD, and SSDT and traced to E2M but dated in the prior quarters falling in the same taxable year	2,742,780.00	2,501,314.00	5,244,094.00
P-68	Supported by IEIRDs/SAD and traced to E2M but dated in the prior quarters not falling in the same taxable year	-	1,565,693.00	1,565,693.00
Total – Input tax on current quarter's importation of spare parts not directly attributable to VATable sales and VAT zero-rated sale		₱ 24,890,562.00	₱ 27,045,652.00	₱ 51,936,214.00
2) Input tax on domestic purchases of goods other than capital goods and domestic purchase of services				

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P-70	Domestic purchase of goods properly supported by VAT Invoice/purchase of services properly supported by VAT OR, that are issued in the name of the Petitioner with the Petitioner's complete TIN, address, business style, and with valid ATP but are dated in the prior quarter falling in the same taxable year	P 51,614.76	P 40,478.93	P 92,093.69
P-71	Domestic purchase of goods properly supported by VAT Invoice/purchase of services properly supported by VAT OR, that are issued in the name of the Petitioner with the Petitioner's complete TIN, address, and with valid ATP but without business style	820,151.67	1,389,727.51	2,209,879.18
P-72	Domestic purchase of goods not properly supported by VAT Invoice/purchase of services not properly supported by VAT OR	1,024,517.35	298,065.08	1,322,582.43
P-73	Domestic purchase of goods supported by VAT Invoice/purchase of services supported by VAT OR but not dated within the same taxable year or dated in the subsequent quarter	226,719.76	380,806.74	607,526.50
P-74	Domestic purchase of goods supported by VAT Invoice/purchase of services supported by VAT OR but without date	6,374.46	1,360.06	7,734.52
P-75	Domestic purchase of goods supported by VAT Invoice/purchase of services supported by VAT OR without valid Authority to Print (ATP)	18,994.73	52,761.41	71,756.14
P-76	Domestic purchase of goods supported by VAT Invoice/purchase of services supported by VAT OR with missing and/or incorrect Company name	54,035.06	87,843.69	141,878.75
P-77	Domestic purchase of goods supported by VAT Invoice/purchase of services supported by VAT OR with missing and/or incorrect TIN	332,054.14	381,989.07	714,043.21
P-78	Domestic purchase of goods supported by VAT Invoice/purchase of services supported by VAT OR with missing and/or incorrect registered address	43,977.58	62,192.40	106,169.98

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P-79	Domestic purchase of goods supported by VAT Invoice/purchase of services supported by VAT OR with a note "This document is not valid for claiming input taxes"	34,159.80	87,480.04	121,639.84
P-80	Domestic purchase of services with claimed input VAT on exempt transactions	558.42	40.57	598.99
P-81	Domestic purchases without supporting Invoices/ORs presented	1,606,152.17	5,194,457.25	6,800,609.42
<i>Total - Input tax on domestic purchases of goods other than capital goods and domestic purchase of services</i>		P 4,219,309.90	P 7,977,202.75	P 12,196,512.65
Total common input taxes disallowed per ICPA findings		P 29,109,871.90	P 35,022,854.75	P 64,132,726.65

Moreover, upon further verification, the Court disallows the following input VAT on domestic purchase of goods and purchase of capital goods exceeding P1 Million in the total amount of ₱2,146,736.49 for failure to comply with invoicing requirements, as follows:

Date	Exhibit No.	Supplier	Input VAT	
			3rd Quarter	4th Quarter
1) Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR wherein the VAT amount is not separately/properly indicated				
10/15/15	P-69-ae	ONG, SALVE L. (MAPULANG LUPA HARDWARE & CONSTRUCTION SUPPLIES)	P 11.25	
10/20/15	P-69-aj	INVISION MARKETING	122.14	
10/12/15	P-69-eu	WIDE WIDE WORLD EXPRESS CORPORATION	369.60	
10/22/15	P-69-ga	MATATAG CARGO LOGISTICS CORP	62,481.30	
10/22/15	P-69-gd	QUEEN DIESEL TRONICS INC.	6,071.26	
10/26/15	P-69-gm	DY TEBAN HARDWARE AUTO SUPPLY(DY TEBAN TRADING INCORPORATED)	325.71	
10/29/15	P-69-hn	SYNERGY GLOBAL LOGISTICS SOLUTION INC	2,411.61	
10/29/15		SYNERGY GLOBAL LOGISTICS SOLUTION INC	65.28	
10/29/15		SYNERGY GLOBAL LOGISTICS SOLUTION INC	1,263.04	
10/29/15		SYNERGY GLOBAL LOGISTICS SOLUTION INC	2,042.80	
10/29/15		SYNERGY GLOBAL LOGISTICS SOLUTION	2,310.71	

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		INC		
10/29/15		SYNERGY GLOBAL LOGISTICS SOLUTION INC	2,314.14	
10/29/15		SYNERGY GLOBAL LOGISTICS SOLUTION INC	2,313.30	
10/29/15		SYNERGY GLOBAL LOGISTICS SOLUTION INC	2,309.69	
10/29/15		SYNERGY GLOBAL LOGISTICS SOLUTION INC	3,795.33	
10/29/15		SYNERGY GLOBAL LOGISTICS SOLUTION INC	1,372.40	
10/29/15	P-69-ho	TOYOTA BUTUAN CITY	885.95	
10/29/15	P-69-hq	U BIX CORPORATION	2,291.64	
10/29/15	P-69-hu	WIDE WIDE WORLD EXPRESS CORPORATION	1,052.49	
11/5/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	645.12	
11/5/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	360.00	
11/5/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	564.00	
11/5/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	60.00	
11/5/15	P-69-ik	AIRTROPOLIS CONSOLIDATOR PHILS INC	564.00	
11/5/15	P-69-il	AIRTROPOLIS CONSOLIDATOR PHILS INC	2,460.00	
11/5/15	P-69-io	FEDERAL EXPRESS PACIFIC INC	96.75	
11/5/15	P-69-iq	FIVESTAR CARGO SERVICES INC	28,484.43	
11/5/15		SEA WORTH INTERNATIONAL FREIGHT INC	708.00	
11/5/15		SEA WORTH INTERNATIONAL FREIGHT INC	653.37	
11/5/15	P-69-ix	SEA WORTH INTERNATIONAL FREIGHT INC	420.00	
11/16/15	P-69-kw	CONDA, VICTORIA D. (VILLA VICTORIA HOTEL VICTORIA CUCCINA AND CATERING)	95.20	
11/24/15	P-69-lz	EDSA SHANGRI-LA MANILA	4,664.60	
11/26/15	P-69-mt	ALLEGIANCE CARGO ADVANTAGE INC	385.71	
11/26/15		SEA WORTH INTERNATIONAL FREIGHT INC	564.00	
11/26/15	P-69-nk	SEA WORTH	708.00	

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		INTERNATIONAL FREIGHT INC		
11/26/15		SEA WORTH INTERNATIONAL FREIGHT INC	420.00	
11/26/15		SEA WORTH INTERNATIONAL FREIGHT INC	644.44	
11/26/15		SEA WORTH INTERNATIONAL FREIGHT INC	420.00	
11/26/15		SEA WORTH INTERNATIONAL FREIGHT INC	708.00	
11/27/15	P-69-nr	MANILA TOLL EXPRESSWAY SYSTEMS INC	535.71	
12/3/15	P-69-or	WIDE WIDE WORLD EXPRESS CORPORATION	1,038.38	
12/7/15	P-69-pa	LANE S TRIPLE AND J FLOWCOR INC	139.29	
12/9/15	P-69-pj	GLOBE TELECOM INC	31.43	
12/9/15	P-69-pk	GLOBE TELECOM INC	64.18	
12/9/15	P-69-pl	GLOBE TELECOM INC	266.98	
12/9/15	P-69-pm	GLOBE TELECOM INC	192.75	
12/10/15	P-69-pu	GBB TECH ELECTRO MECHANICAL AND DEV INC	5,892.86	
12/17/15		SEA WORTH INTERNATIONAL FREIGHT INC	646.96	
12/17/15		SEA WORTH INTERNATIONAL FREIGHT INC	708.00	
12/17/15		SEA WORTH INTERNATIONAL FREIGHT INC	420.00	
12/17/15		SEA WORTH INTERNATIONAL FREIGHT INC	480.00	
12/17/15		SEA WORTH INTERNATIONAL FREIGHT INC	708.00	
12/17/15	P-69-qw	SEA WORTH INTERNATIONAL FREIGHT INC	420.00	
2/2/16	P-69-uc	ONG, JESTER JUDE A. (LADRIANO ENTERPRISES)		3,294.64
2/5/16	P-69-ui	STRONGHOLD HARDWARE		9.11
2/6/16	P-69-uj	INDU FLEX MARKETING AND AUTO SUPPLY		150.00
2/9/16	P-69-um	GAISANO SUPERSTORE (BUTUAN CITY BRANCH)		102.83
2/10/16	P-69-ur	VERACRUZ AUTOPARTS AND HARDWARE		81.96
3/14/16	P-69-xt	ONG, FREDERICK (NEW EXTENSIVE AUTO SUPPLY)		187.50
1/4/16	P-69-yq	LA PLANTA HOTEL AND		

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		RESTAURANT INC		332.14
1/7/16	P-69-zg	CAPARROSO, SIMEON C. (BASIC ROOMS HOTEL)		101.79
1/14/16	P-69-aar	UNITY PRINTING PHILIPPINES INC		1,875.00
1/15/16	P-69-aaw	GLOBE TELECOM INC		525.62
1/15/16	P-69-abb	MAAYO SHIPPING, INCORPORATED		19.93
1/26/16	P-69-acf	MARILAG BUSINESS AND INDUSTRIAL SERVICES INC		6,365.83
1/27/16	P-69-aco	PHILTRANCO SERVICE ENTERPRISES INC		146.83
1/28/16	P-69-acr	CENTER FOR RELIABILITY EXCELLENCE LABORATORIES CO		657.60
1/28/16	P-69-acx	I NAV PHILIPPINES CORP		2,507.14
1/28/16	P-69-adf	TDS AIRCONDITIONING INDUSTRIES INC		12,590.36
2/4/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		60.00
2/4/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		156.00
2/4/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		60.00
2/4/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		641.88
2/4/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		1,224.06
2/4/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		6,047.74
2/4/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		636.00
2/4/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		60.00
2/4/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		564.00
2/4/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		60.00
2/4/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		1,309.62
2/4/16	P-69-aeb	AIRTROPOLIS CONSOLIDATOR PHILS INC		8,205.90
2/4/16	P-69-aei	MATATAG CARGO LOGISTICS CORP		72,673.24
2/4/16	P-69-aem	WIDE WIDE WORLD EXPRESS CORPORATION		2,609.35
2/4/16	P-69-aeo	WIDE WIDE WORLD		

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		EXPRESS CORPORATION		630.52
2/18/16	P-69-agv	GLOBE TELECOM INC		212.65
2/29/16	P-69-aiq	GLOBE TELECOM INC		53.46
3/3/16	P-69-ajd	F2 GLOBAL LOGISTICS INC		113.57
3/3/16		F2 GLOBAL LOGISTICS INC		876.00
3/3/16		F2 GLOBAL LOGISTICS INC		223.46
3/3/16	P-69-aje	F2 GLOBAL LOGISTICS INC		2,139.68
3/3/16		F2 GLOBAL LOGISTICS INC		112.86
3/3/16		F2 GLOBAL LOGISTICS INC		960.00
3/3/16		F2 GLOBAL LOGISTICS INC		1,803.95
3/3/16		F2 GLOBAL LOGISTICS INC		1,057.68
3/3/16	P-69-ajk	MATATAG CARGO LOGISTICS CORP		2,139.68
3/3/16	P-69-ajk	MATATAG CARGO LOGISTICS CORP		430.20
3/10/16	P-69-alf	LBC EXPRESS INC		1,420.78
3/10/16	P-69-alh	LBC EXPRESS INC		959.42
3/10/16	P-69-alk	MARILAG BUSINESS AND INDUSTRIAL SERVICES INC		7,985.04
3/10/16	P-69-alm	OLIVARES, RODEL H. (RHOTECH PEST MANAGEMENT)		1,560.00
3/15/16	P-69-amb	QUEEN MARGARETTE HOTEL INC		225.00
3/17/16	P-69-ami	CACQUINO, MARIE JERZEN D. (CANDOUR TRANSPORT SERVICES)		15,803.57
3/17/16	P-69-aml	CORE SOLUTIONS AND NETWORK INFRASTRUCTURE INC		17,132.14
3/22/16	P-69-anm	LBC EXPRESS, INC.		162.32
3/23/16	P-69-anw	SYNERGY GLOBAL LOGISTICS SOLUTION INC		6,802.84
3/23/16	P-69-anx	TOYOTA DAVAO CITY INC		321.43
3/28/16	P-69-aod	MATATAG CARGO LOGISTICS CORP		6,321.43
3/31/16	P-69-aom	JITS CORPORATION		396.00
<i>Total - Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR wherein the VAT amount is not separately/properly indicated</i>			P 148,979.80	P 193,099.75
2) Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR wherein indicated TIN is incorrect, incomplete or unreadable				
10/9/15	P-69-q	GOLDEN BAT FAR EAST INC	P 3,610.71	
12/1/15	P-69-ob	U FREIGHT PHILIPPINES INC	164.64	
12/1/15	P-69-oc	U FREIGHT PHILIPPINES INC	164.64	

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1/14/16	P-69-sj	STRONGHOLD HARDWARE		₱ 77.68
1/28/16	P-69-acq	BAY S INN		139.29
3/17/16	P-69-amq	LIFTING AND HEAVY EQUIPMENT SAFETY SPECIALIST		4,285.71
<i>Total - Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR wherein indicated TIN is incorrect, incomplete or unreadable</i>			₱ 3,939.99	₱ 4,502.68
3) Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR with unreadable details (date, payor details and amounts)				
1/21/16	P-69-sz	DY, DICKY C. (NEW MILLENNIUM TRADING)		₱ 500.36
2/3/16	P-69-ud	BCM PHOENIX FUELS LIFE GAS STATION		8.04
2/3/16	P-69-ue	IGNACIO LUCAS AND SONS INC		107.14
2/23/16	P-69-wd	ACE HARDWARE PHILS		7.47
1/6/16	P-69-yv	PHILIPPINE PORT AUTHORITY		519.34
1/14/16	P-69-aap	PHILIPPINE PORTS AUTHORITY		186.98
2/5/16	P-69-aep	BETHEL GUEST HOUSE		450.00
2/11/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		725.92
2/11/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		720.00
2/11/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		735.53
2/11/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		7,066.12
2/11/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		60.00
2/11/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		636.00
2/11/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		178.99
2/11/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		1,162.37
2/11/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		4,480.16
2/11/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		716.97
2/11/16	P-69-afm	AIRTROPOLIS CONSOLIDATOR PHILS INC		4,283.06
2/11/16	P-69-afn	CWCOLE INC.		21.43
2/11/16	P-69-afp	F2 GLOBAL LOGISTICS INC		828.27
2/11/16		F2 GLOBAL LOGISTICS INC		251.84

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2/11/16		F2 GLOBAL LOGISTICS INC		222.18
2/11/16		F2 GLOBAL LOGISTICS INC		1,900.72
2/25/16	P-69-aig	ANA MARGARITA LUSTRE MALIJAN (HOLIDAY SUITES)		265.18
<i>Total - Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR with unreadable details (date, payor details and amounts)</i>			-	P 26,034.07
4) Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR where either there is no indicated business style or the indicated business style is incorrect or incomplete				
10/6/15	P-69-k	ONG, JESTER JUDE A. (LADRIANO ENTERPRISES)	P 321.43	
11/5/15	P-69-is	GOTRAVEL PHILIPPINES INC	171.43	
11/5/15	P-69-iu	LBC EXPRESS INC	1,915.07	
11/6/15	P-69-iy	GLOBE TELECOM INC	290.43	
11/6/15	P-69-ja	GLOBE TELECOM INC	64.18	
11/10/15	P-69-jn	DUN AND BRADSTREET PHILS INC	180.00	
11/12/15	P-69-js	CARPIO BELLO LAW OFFICES	3,405.86	
11/12/15	P-69-jt	CASA LE' ANNE	2,464.29	
11/12/15	P-69-ju	ENGAGEMENT INC	10,000.00	
11/12/15	P-69-jv	GIGANTIC DOODLES AND SKETCHES INC	18,642.86	
11/12/15		TRANSCONTAINER TCL PHILIPPINES INC	344.34	
11/12/15	P-69-kd	TRANSCONTAINER TCL PHILIPPINES INC	302.30	
11/12/15	P-69-ke	WIDE WIDE WORLD EXPRESS CORPORATION	1,171.56	
11/12/15	P-69-kf	WIDE WIDE WORLD EXPRESS CORPORATION	3,785.04	
11/13/15	P-69-kn	INNOVE COMMUNICATIONS INC	6,841.68	
11/13/15	P-69-ko	INNOVE COMMUNICATIONS INC	222.53	
11/13/15	P-69-kp	INNOVE COMMUNICATIONS INC	4,339.20	
11/13/15	P-69-kq	INNOVE COMMUNICATIONS INC	3,059.76	
11/20/15	P-69-li	CHARTER PING AN INSURANCE CORPORATION	1,559.65	
11/20/15	P-69-lj	CONTAINER JOCKEY TRANSPORTER TRUCKING COMPANY	72,321.43	
11/20/15	P-69-lq	GOTRAVEL PHILIPPINES INC	42.86	
11/20/15	P-69-lr	HIGH POWER ENGINEERING SERVICES	1,350.00	
11/25/15	P-69-mi	GLOBE TELECOM INC	835.61	
11/25/15	P-69-mj	GLOBE TELECOM INC	192.75	
11/25/15	P-69-mk	GLOBE TELECOM INC		

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			53.46	
11/25/15	P-69-mn	INNOVE COMMUNICATIONS INC	3,667.92	
11/26/15	P-69-mw	CHARTER PING AN INSURANCE CORPORATION	720.47	
11/26/15	P-69-no	U BIX CORPORATION	2,280.00	
12/3/15	P-69-og	2GO EXPRESS INC	9.60	
12/3/15	P-69-ok	CARPIO BELLO LAW OFFICES	1,607.14	
12/4/15	P-69-ot	DHL EXPRESS PHILIPPINES CORP	37.80	
12/10/15	P-69-ps	ENGAGEMENT INC	5,059.52	
12/10/15	P-69-pt	ENGAGEMENT INC	10,000.00	
12/10/15	P-69-pv	GOTRAVEL PHILIPPINES INC	235.71	
12/10/15	P-69-pw	GOTRAVEL PHILIPPINES INC	85.71	
12/15/15	P-69-qh	GLOBE TELECOM INC	385.50	
12/18/15	P-69-qy	GLOBE TELECOM INC	385.50	
12/21/15	P-69-rc	PRIMAVERA, NANETH (PRIMAVERA ENTERPRISES)	3,107.14	
12/21/15	P-69-rd	PRIMAVERA, NANETH (PRIMAVERA ENTERPRISES)	6,589.29	
12/22/15	P-69-rf	INNOVE COMMUNICATIONS INC	3,667.92	
12/28/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	432.00	
12/28/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	60.00	
12/28/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	564.00	
12/28/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	189.10	
12/28/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	636.00	
12/28/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	60.00	
12/28/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	636.00	
12/28/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	417.42	
12/28/15	P-69-ri	ASIAN ENGINE REBUILDERS INC	512.40	
12/28/15	P-69-rj	GOTRAVEL PHILIPPINES INC	21.43	
12/28/15	P-69-rk	GOTRAVEL PHILIPPINES INC	85.72	
12/28/15	P-69-rl	GOTRAVEL PHILIPPINES INC	85.72	

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12/29/15	P-69-rr	GLOBE TELECOM INC	276.17	
1/14/16	P-69-sh	ONG, JESTER JUDE A. (LADRIANO ENTERPRISES)		P 1,553.57
1/28/16	P-69-tq	SEE LEE ALFONSO (KIMSAN TRADING)		952.07
1/29/16	P-69-tu	YU NELSON L. (NEY SHELL STATION)		214.28
2/18/16	P-69-vr	LEGARDA HARDWARE INC		112.50
2/19/16	P-69-vx	DYNZTER BUSINESS CENTER INC		827.68
2/22/16	P-69-wb	CD R KING GENMERCHANDISE		13.93
1/7/16	P-69-zi	GOTRAVEL PHILIPPINES INC		64.29
1/7/16	P-69-zj	GOTRAVEL PHILIPPINES INC		85.72
1/7/16	P-69-zk	GOTRAVEL PHILIPPINES INC		214.29
1/7/16	P-69-zl	INNOVE COMMUNICATIONS INC		3,102.66
1/7/16	P-69-zn	INNOVE COMMUNICATIONS INC		6,841.68
1/7/16	P-69-zo	INNOVE COMMUNICATIONS INC		225.65
1/8/16	P-69-zu	PHILIPPINE PORTS AUTHORITY		667.21
1/11/16	P-69-aab	PHILIPPINE PORTS AUTHORITY		810.19
1/14/16	P-69-aak	ENGAGEMENT INC		10,000.00
1/15/16	P-69-aau	GLOBE TELECOM INC		193.82
1/15/16	P-69-aav	GLOBE TELECOM INC		64.18
1/15/16	P-69-aax	GLOBE TELECOM INC		192.75
1/20/16	P-69-abi	GLOBE TELECOM INC		192.75
1/20/16	P-69-abj	GLOBE TELECOM INC		674.31
1/20/16	P-69-abk	INNOVE COMMUNICATIONS INC		3,667.92
1/21/16	P-69-abq	BSM HEAVY EQUIPMENT TECHNICAL SERVICES INC		2,400.00
1/21/16	P-69-abt	GOTRAVEL PHILIPPINES INC		21.43
1/25/16	P-69-aca	INNOVE COMMUNICATIONS INC		3,117.18
1/27/16	P-69-acn	INNOVE COMMUNICATIONS INC		49,175.66
1/28/16	P-69-acv	GOTRAVEL PHILIPPINES INC		192.86
1/28/16	P-69-acw	GTS TRAVEL AND TOURS TRANSPORT INC		1,907.14
1/28/16	P-69-acy	MAPLE LEAF MOVERS INC		1,285.71
1/28/16	P-69-acz	MARILAG BUSINESS AND INDUSTRIAL SERVICES INC		6,280.62

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1/28/16	P-69-ada	MOL LOGISTICS PHILIPPINES INC		3,362.24
2/2/16	P-69-adr	GLOBE TELECOM INC		192.75
2/2/16	P-69-ads	GLOBE TELECOM INC		53.46
2/4/16	P-69-aef	GOTRAVEL PHILIPPINES INC		128.58
2/5/16	P-69-aet	WIDE WIDE WORLD EXPRESS CORPORATION		507.91
2/11/16	P-69-afo	ENGAGEMENT INC		10,000.00
2/11/16	P-69-afs	GOTRAVEL PHILIPPINES INC		342.86
2/11/16	P-69-aft	GOTRAVEL PHILIPPINES INC		128.58
2/16/16	P-69-agh	GLOBE TELECOM INC		64.18
2/16/16	P-69-agi	GLOBE TELECOM INC		209.34
2/18/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		636.00
2/18/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		60.00
2/18/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		564.00
2/18/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		746.67
2/18/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		2,810.43
2/18/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		240.00
2/18/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		69.99
2/18/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		751.74
2/18/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		4,149.45
2/18/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		803.63
2/18/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		2,867.43
2/18/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		780.08
2/18/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		4,825.26
2/18/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		108.00
2/18/16	P-69-ago	AIRTROPOLIS CONSOLIDATOR PHILS		802.82

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		INC		
2/18/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		2,615.87
2/18/16	P-69-agw	GLOBE TELECOM INC		192.75
2/18/16	P-69-agx	GLOBE TELECOM INC		192.75
2/18/16	P-69-agy	GLOBE TELECOM INC		321.43
2/18/16	P-69-agz	GLOBE TELECOM INC		321.43
2/18/16	P-69-aha	GLOBE TELECOM INC		208.81
2/24/16	P-69-ahx	GLOBE TELECOM INC		331.46
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		792.94
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		870.02
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		3,188.79
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		350.46
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		432.00
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		98.15
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		60.00
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		643.26
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		829.08
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		564.00
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		60.00
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		240.00
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		60.00
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		1,293.33
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		8,132.06
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		636.00
2/26/16	P-69-aih	AIRTROPOLIS		

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		CONSOLIDATOR PHILS INC		1,235.22
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		2,898.00
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		742.02
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		984.18
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		1,272.57
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		3,870.30
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		779.39
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		2,742.57
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		741.96
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		3,431.43
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		240.00
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		60.00
2/26/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		677.32
2/29/16	P-69-air	INNOVE COMMUNICATIONS INC		4,339.20
2/29/16	P-69-ais	INNOVE COMMUNICATIONS INC		6,841.68
2/29/16	P-69-ait	INNOVE COMMUNICATIONS INC		3,135.66
2/29/16	P-69-aiu	INNOVE COMMUNICATIONS INC		6,536.28
3/3/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		636.00
3/3/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		60.00
3/3/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		1,055.85
3/3/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		7,703.46
3/3/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		802.17
3/3/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		5,766.65
3/3/16	P-69-aiz	AIRTROPOLIS		

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		CONSOLIDATOR PHILS INC		844.48
3/3/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		2,201.18
3/3/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		432.00
3/3/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		60.00
3/3/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		1,152.78
3/3/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		2,898.00
3/3/16	P-69-ajf	GOTRAVEL PHILIPPINES INC		42.86
3/3/16	P-69-ajg	GOTRAVEL PHILIPPINES INC		85.72
3/3/16	P-69-ajh	GOTRAVEL PHILIPPINES INC		107.14
3/3/16	P-69-aji	GOTRAVEL PHILIPPINES INC		85.71
3/4/16	P-69-ajy	GLOBE TELECOM INC		64.18
3/10/16	P-69-akw	GLOBE TELECOM INC		337.48
3/10/16	P-69-akx	GLOBE TELECOM INC		235.02
3/10/16	P-69-aky	GOTRAVEL PHILIPPINES INC		85.71
3/10/16	P-69-akz	GOTRAVEL PHILIPPINES INC		21.43
3/17/16	P-69-amj	CONTAINER JOCKEY TRANSPORTER TRUCKING COMPANY		68,571.43
3/18/16	P-69-amz	GLOBE TELECOM INC		192.86
3/18/16	P-69-ana	GLOBE TELECOM INC		321.43
3/18/16	P-69-anb	GLOBE TELECOM INC		195.43
3/18/16	P-69-anc	GLOBE TELECOM INC		192.75
3/18/16	P-69-and	GLOBE TELECOM INC		208.27
3/18/16	P-69-ane	GLOBE TELECOM INC		208.27
3/23/16	P-69-ant	GOTRAVEL PHILIPPINES INC		128.58
3/31/16	P-69-aok	GOTRAVEL PHILIPPINES INC		85.72
<i>Total - Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR where either there is no indicated business style or the indicated business style is incorrect or incomplete</i>			₱ 175,607.18	₱ 288,002.38
5) Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR where the business address is incorrect, incomplete, or unreadable				
11/10/15	P-69-bu	CHAN, GONZALO JR. MAGNO (PAWA ENTERPRISES)	₱ 1,746.43	
11/17/15	P-69-cr	ONG, JESTER JUDE A. (LADRIANO	198.21	

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		ENTERPRISES)		
11/20/15	P-69-cu	ECLIPSE SOUND INNOVATION	128.60	
11/24/15	P-69-da	ART IN BLOOM HOUSE OF DECOR COMPANY L	610.71	
11/27/15	P-69-di	CHAN, GONZALO JR. MAGNO (PAWA ENTERPRISES)	1,907.14	
10/15/15	P-69-fb	GOTRAVEL PHILIPPINES INC	42.86	
10/15/15	P-69-fg	PGA SOMPO INSURANCE CORPORATION	53.64	
10/15/15	P-69-fh	WIDE WIDE WORLD EXPRESS CORPORATION	35,334.96	
10/22/15	P-69-fs	2GO EXPRESS INC	985.40	
10/24/15	P-69-gk	PGA SOMPO INSURANCE CORPORATION	10,548.59	
10/28/15	P-69-gr	BAY S INN	192.86	
10/29/15	P-69-hc	FEDERAL EXPRESS PACIFIC INC	9.60	
10/29/15	P-69-hf	GOTRAVEL PHILIPPINES INC	107.15	
10/29/15	P-69-hg	GOTRAVEL PHILIPPINES INC	64.29	
10/29/15	P-69-hh	GOTRAVEL PHILIPPINES INC	85.72	
11/5/15	P-69-ip	FIVESTAR CARGO SERVICES INC	20,066.74	
11/6/15	P-69-iz	GLOBE TELECOM INC	17.23	
11/20/15	P-69-im	FIVESTAR CARGO SERVICES INC	8,121.53	
11/20/15	P-69-ls	LIFTING AND HEAVY EQUIPMENT SAFETY SPECIALIST	2,142.86	
11/26/15	P-69-mq	AIRTROPOLIS CONSOLIDATOR PHILS INC	300.60	
11/26/15	P-69-mv	CACQUINO, MARIE JERZEN D. (CANDOUR TRANSPORT SERVICES)	27,642.86	
11/26/15	P-69-my	FEDERAL EXPRESS PACIFIC INC	306.75	
11/26/15	P-69-mz	GOTRAVEL PHILIPPINES INC	107.14	
11/26/15	P-69-nc	MATATAG CARGO LOGISTICS CORP	17,526.25	
11/26/15	P-69-nd	MATATAG CARGO LOGISTICS CORP	62,750.76	
11/26/15	P-69-nl	SYNERGY GLOBAL LOGISTICS SOLUTION INC	2,388.30	
11/26/15		SYNERGY GLOBAL LOGISTICS SOLUTION INC	1,479.76	
11/26/15		SYNERGY GLOBAL LOGISTICS SOLUTION INC	3,303.13	
11/26/15		SYNERGY GLOBAL LOGISTICS SOLUTION	2,671.39	

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		INC		
11/27/15	P-69-nt	STARWOOD HOTEL	364.28	
11/27/15	P-69-nv	TOYOTA DAVAO CITY INC	4,851.74	
12/1/15	P-69-nw	DDD HABITAT INC	257.14	
12/3/15	P-69-oo	MARILAG BUSINESS AND INDUSTRIAL SERVICES INC	8,742.70	
12/3/15	P-69-op	SYNERGY GLOBAL LOGISTICS SOLUTION INC	1,211.54	
12/9/15	P-69-ph	BAUAN INTERNATIONAL PORT INC	5,061.13	
12/9/15	P-69-pq	WIDE WIDE WORLD EXPRESS CORPORATION	1,669.45	
12/15/15	P-69-qi	PEOPLES AIR CARGO AND WAREHOUSING CO INC	649.88	
12/16/15	P-69-qk	PEOPLES AIR CARGO AND WAREHOUSING CO INC	430.06	
12/17/15	P-69-qu	PEOPLES AIR CARGO AND WAREHOUSING CO INC	1,153.28	
1/14/16	P-69-si	SANTIAGO, MA. CORAZON D. (CORS ENTERPRISES)		P 2,346.43
1/19/16	P-69-sr	DY, DICKY C. (NEW MILLENNIUM TRADING)		327.54
1/21/16	P-69-ta	GAUDIA, OLIVIA V. (DINLYS INDUSTRIAL SALES)		48.21
1/25/16	P-69-tf	DY, DICKY C. (NEW MILLENNIUM TRADING)		1,111.29
1/26/16	P-69-ti	DY, DICKY C. (NEW MILLENNIUM TRADING)		767.14
1/26/16	P-69-tj	MESINA, SUSAN F. (SKM INDUSTRIAL SALES)		675.00
1/27/16	P-69-tl	DY, DICKY C. (NEW MILLENNIUM TRADING)		1,015.80
2/7/16	P-69-uk	RT TAN ENTERPRISES		93.75
2/10/16	P-69-uo	CHONA S. JOSE (PINTURAMA PAINT DEPOT)		62.14
2/11/16	P-69-us	ADVANCE MICROSYSTEMS CORPORATION		3,535.71
2/16/16	P-69-vj	DY, DICKY C. (NEW MILLENNIUM TRADING)		47.73
2/17/16	P-69-vn	ITS SCIENCE PHILS INC		4,934.41
2/17/16	P-69-vq	WORLD BEST INDUSTRIAL SALES INC		4,891.66
2/23/16	P-69-we	DELOS REYES, ANTHONY B. (ADR GENSET TRADING)		5,357.14
2/24/16	P-69-wh	ONG, JESTER JUDE A. (LADRIANO ENTERPRISES)		289.29
2/27/16	P-69-wn	KEN TOOL HARDWARE CORPORATION		225.00
3/2/16	P-69-wu	CALOOCAN STANDARD		



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		INC		12,632.14
3/3/16	P-69-wx	JT OIL PHILS INC		857.14
3/4/16	P-69-wz	ADVANCE MICROSYSTEMS CORPORATION		3,535.71
3/4/16	P-69-xc	DY, DICKY C. (NEW MILLENNIUM TRADING)		184.11
3/9/16	P-69-xj	ONG, JESTER JUDE A. (LADRIANO ENTERPRISES)		11,250.00
3/9/16	P-69-xk	ONG, JESTER JUDE A. (LADRIANO ENTERPRISES)		321.43
3/14/16	P-69-xv	TDS AIRCONDITIONING INDUSTRIES INC		1,523.04
3/15/16	P-69-xy	FLEETSERV INC		1,522.96
3/15/16	P-69-xz	FLEETSERV INC		2,484.23
3/16/16	P-69-yc	DY, DICKY C. (NEW MILLENNIUM TRADING)		241.07
3/16/16	P-69-ye	KESCO INDUSTRIAL SALES CORP		246.43
3/17/16	P-69-yl	ONG, JESTER JUDE A. (LADRIANO ENTERPRISES)		3,535.71
1/6/16	P-69-yr	BAUAN INTERNATIONAL PORT INC		31,379.20
1/14/16	P-69-aan	PGA SOMPO INSURANCE CORPORATION		37,304.72
1/14/16	P-69-aao	PGA SOMPO INSURANCE CORPORATION		226.61
1/14/16	P-69-aas	WIDE WIDE WORLD EXPRESS CORPORATION		37,486.80
1/28/16	P-69-acp	BAY S INN		139.29
2/3/16	P-69-adx	CONDA, VICTORIA D. (VILLA VICTORIA HOTEL VICTORIA CUCCINA AND CATERING)		91.07
2/10/16	P-69-afk	RICELAND INN I AND REAL ESTATE LESSOR		233.57
2/11/16	P-69-afy	PGA SOMPO INSURANCE CORPORATION		15,096.26
2/11/16	P-69-afz	PGA SOMPO INSURANCE CORPORATION		305.87
2/11/16	P-69-aga	PGA SOMPO INSURANCE CORPORATION		10,171.96
2/11/16	P-69-agc	RAMIREZ, ROILAN F. (RLR TRAVELER S HOTEL)		131.25
2/18/16	P-69-ahh	WHITEKNIGHT SECURITY AGENCY CORPORATION		4,987.12
2/24/16	P-69-ahz	PGA SOMPO INSURANCE CORPORATION		8,222.07
2/24/16	P-69-aia	PGA SOMPO		

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		INSURANCE CORPORATION		7,079.66
2/26/16		MOL LOGISTICS PHILIPPINES INC		202.96
2/26/16		MOL LOGISTICS PHILIPPINES INC		430.47
2/26/16		MOL LOGISTICS PHILIPPINES INC		199.33
2/26/16		MOL LOGISTICS PHILIPPINES INC		144.61
2/26/16	P-69-ail	MOL LOGISTICS PHILIPPINES INC		149.76
3/3/16	P-69-ajm	PGA SOMPO INSURANCE CORPORATION		95.00
3/3/16	P-69-ajv	UNIVERSAL CITY SAFETY RESOURCES CORP		1,067.14
3/17/16	P-69-amm	ENGAGEMENT INC		10,000.00
3/17/16		MOL LOGISTICS PHILIPPINES INC		438.51
3/17/16		MOL LOGISTICS PHILIPPINES INC		208.74
3/17/16		MOL LOGISTICS PHILIPPINES INC		205.53
3/17/16		MOL LOGISTICS PHILIPPINES INC		126.06
3/17/16		MOL LOGISTICS PHILIPPINES INC		242.37
3/17/16	P-69-amr	MOL LOGISTICS PHILIPPINES INC		283.85
3/17/16	P-69-amx	WHITEKNIGHT SECURITY AGENCY CORPORATION		4,390.83
3/21/16	P-69-ank	BAYAN TELECOMMUNICATIONS INC		1,392.72
3/23/16	P-69-anp	CHARTER PING AN INSURANCE CORPORATION		3,868.80
3/23/16	P-69-anq	CHARTER PING AN INSURANCE CORPORATION		94.25
3/29/16	P-69-aof	MANILA GOLF AND COUNTRY CLUB INC		2,034.64
3/31/16	P-69-aoi	CHARTER PING AN INSURANCE CORPORATION		615.88
3/31/16	P-69-aoo	PGA SOMPO INSURANCE CORPORATION		6,365.54
<i>Total - Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR where the business address is incorrect, incomplete, or unreadable</i>			₱ 225,232.66	₱ 249,474.65
6) Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR where ATP details are not indicated and/or unreadable				
2/11/16	P-69-ut	AEROPHONE ENTERPRISES AND CO		₱ 107.14
<i>Total - Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR where ATP details are not indicated</i>			-	₱ 107.14
7) Input VAT on domestic purchase of goods/services with no valid VAT Invoice/OR				
11/27/15	P-69-nu	STARWOOD HOTEL	₱ 128.57	

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3/10/16	P-69-alo	PRIMAVERA, NANETH (PRIMAVERA ENTERPRISES)		P 12,214.29
<i>Total - Input VAT on domestic purchase of goods/services with no supporting documents</i>			P 128.57	P 12,214.29
8) Input VAT on domestic purchase of goods/services supported by a document with "NOT VALID FOR CLAIMING INPUT TAXES" remark				
10/26/15	P-69-ao	DONALYN L. BUSTAMANTE (JASDEL AUTO SUPPLY)	P 148.93	
<i>Total - Input VAT on domestic purchase of goods/services supported by a document with "NOT VALID FOR CLAIMING INPUT TAXES" remark</i>			P 148.93	-
9) Input VAT on domestic purchase of service supported by VAT Invoice				
11/11/15	P-69-ca	UNICORN SAFETY GLASS	P 375.00	
<i>Total - Input VAT on domestic purchase of service supported by VAT Invoice</i>			P 375.00	-
10) Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR where name of supplier is not indicated				
3/17/16	P-69-amu	PGA SOMPO INSURANCE CORPORATION		P 17,924.38
<i>Total - Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR where name of supplier is not indicated</i>			-	P 17,924.38
11) Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR where amount of VATable sale is not presented				
11/11/15	P-69-bz	ONG, JESTER JUDE A. (LADRIANO ENTERPRISES)	P 535.71	
11/16/15	P-69-cm	ONG, JESTER JUDE A. (LADRIANO ENTERPRISES)	4,821.43	
12/7/15	P-69-dv	ONG, JESTER JUDE A. (LADRIANO ENTERPRISES)	5,675.57	
10/5/15	P-69-ea	WIDE WIDE WORLD EXPRESS CORPORATION	477.60	
10/5/15	P-69-eb	WIDE WIDE WORLD EXPRESS CORPORATION	1,669.15	
10/8/15	P-69-ek	PHILIPPINE PORTS AUTHORITY	211.10	
10/8/15	P-69-el	PHILIPPINE PORTS AUTHORITY	238.98	
10/15/15	P-69-fc	ISABELA ZEN HOTEL AND RESTAURANT CORP	385.71	
10/15/15	P-69-fe	MINVETS SECURITY INC	472.90	
10/16/15	P-69-fk	LA ELLIANA HOTEL AND RESTAURANT INC	257.14	
10/22/15	P-69-fz	MARILAG BUSINESS AND INDUSTRIAL SERVICES INC	8,636.93	
10/22/15	P-69-gb	MINVETS SECURITY INC	472.90	
10/22/15	P-69-gc	PHILIPPINE PORTS AUTHORITY	259.48	
10/28/15	P-69-gw	PHILIPPINE PORTS AUTHORITY	131.95	
10/28/15	P-69-gx	PHILIPPINE PORTS AUTHORITY	223.58	
10/29/15	P-69-hd	FIVESTAR CARGO		

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		SERVICES INC	25,051.60	
11/4/15	P-69-ih	PHILIPPINE PORTS AUTHORITY	62.32	
11/6/15	P-69-jc	MINVETS SECURITY INC	346.56	
11/6/15	P-69-jd	PHILIPPINE PORTS AUTHORITY	1,162.12	
11/6/15	P-69-je	PHILIPPINE PORTS AUTHORITY	216.29	
11/6/15	P-69-jf	PHILIPPINE PORTS AUTHORITY	872.51	
11/10/15	P-69-jq	THE MARGARETTE BUSINESS HOTEL (ERLINDA D. CURAN)	316.07	
11/12/15	P-69-jr	BAY S INN	192.86	
11/12/15	P-69-jz	MARILAG BUSINESS AND INDUSTRIAL SERVICES INC	8,315.44	
11/16/15	P-69-kx	MINVETS SECURITY INC	472.90	
11/20/15	P-69-ln	FIVESTAR CARGO SERVICES INC	16,298.30	
11/25/15	P-69-mf	GLOBE TELECOM INC	192.75	
11/25/15	P-69-mg	GLOBE TELECOM INC	192.75	
11/25/15	P-69-mh	GLOBE TELECOM INC	321.43	
11/26/15	P-69-nf	MINVETS SECURITY INC	472.90	
11/26/15	P-69-np	UNIVERSAL CITY SAFETY RESOURCES CORP	1,067.14	
12/1/15	P-69-nz	THE MARGARETTE BUSINESS HOTEL (ERLINDA D. CURAN)	316.07	
12/3/15	P-69-oh	AIRTROPOLIS CONSOLIDATOR PHILS INC	636.00	
12/3/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	60.00	
12/3/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	884.48	
12/3/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	4,593.23	
12/3/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	680.59	
12/3/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	1,534.35	
12/3/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	636.78	
12/3/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	60.00	
12/3/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	1,376.65	
12/3/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	2,898.00	

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		INC		
12/3/15	P-69-oi	CARGOHAUS INC	910.06	
12/3/15	P-69-oq	WIDE WIDE WORLD EXPRESS CORPORATION	2,977.27	
12/4/15	P-69-ov	MAAYO SHIPPING, INCORPORATED	8.00	
12/4/15	P-69-ow	PHILIPPINE PORTS AUTHORITY	302.01	
12/4/15	P-69-ox	PHILIPPINE PORTS AUTHORITY	145.15	
12/4/15	P-69-oy	PHILIPPINE PORTS AUTHORITY	65.24	
12/7/15	P-69-oz	LA ELLIANA HOTEL AND RESTAURANT INC	160.71	
12/7/15	P-69-pd	TOYOTA DAVAO CITY INC	2,005.44	
12/9/15	P-69-pn	PHILIPPINE PORT AUTHORITY	649.19	
12/9/15	P-69-po	PHILIPPINE PORT AUTHORITY	194.98	
12/10/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	564.00	
12/10/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	60.00	
12/10/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	742.89	
12/10/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	1,796.24	
12/10/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	713.67	
12/10/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	373.47	
12/10/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	678.64	
12/10/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	862.64	
12/10/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	788.75	
12/10/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	566.44	
12/10/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	2,616.44	
12/10/15	P-69-pr	AIRTROPOLIS CONSOLIDATOR PHILS INC	637.97	
12/17/15	P-69-qp	CONTAINER JOCKEY TRANSPORTER TRUCKING COMPANY	22,725.92	
12/17/15	P-69-qq	FIVESTAR CARGO SERVICES INC	23,566.06	
12/17/15	P-69-qs	MARILAG BUSINESS AND INDUSTRIAL	7,891.01	

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		SERVICES INC		
12/18/15	P-69-qz	MINVETS SECURITY INC	346.56	
12/22/15	P-69-re	GLOBE TELECOM INC	194.89	
3/17/16	P-69-yi	EEB AIRE MARKETING		P 1,017.86
1/6/16	P-69-yw	PHILIPPINE PORTS AUTHORITY		265.37
1/6/16	P-69-yx	PHILIPPINE PORTS AUTHORITY		1,052.14
1/6/16	P-69-yy	PHILIPPINE PORTS AUTHORITY		263.89
1/6/16	P-69-yz	PHILIPPINE PORTS AUTHORITY		227.96
1/6/16	P-69-zc	PHILIPPINE PORTS AUTHORITY		195.73
1/8/16	P-69-zs	PHILIPPINE PORTS AUTHORITY		381.26
1/8/16	P-69-zt	PHILIPPINE PORTS AUTHORITY		667.21
1/8/16	P-69-zv	PHILIPPINE PORTS AUTHORITY		179.63
1/8/16	P-69-zw	PHILIPPINE PORTS AUTHORITY		3.67
1/8/16	P-69-zx	PHILIPPINE PORTS AUTHORITY		487.58
1/12/16	P-69-aag	PHILIPPINE PORTS AUTHORITY		417.14
1/12/16	P-69-aah	PHILIPPINE PORTS AUTHORITY		276.34
1/14/16	P-69-aam	ONG, JESTER JUDE A. (LADRIANO ENTERPRISES)		160.71
1/18/16	P-69-abg	PHILIPPINE PORTS AUTHORITY		171.52
1/28/16	P-69-acu	FIVESTAR CARGO SERVICES INC		20,280.78
2/1/16	P-69-adn	MINVETS SECURITY INC		346.56
2/4/16	P-69-aek	ONG, JESTER JUDE A. (LADRIANO ENTERPRISES)		535.71
2/4/16	P-69-aen	WIDE WIDE WORLD EXPRESS CORPORATION		2,587.10
2/10/16	P-69-afj	PIONEER DETECTIVE CREDIT SECURITY AGENCY INC		245.00
2/11/16	P-69-afr	FIVESTAR CARGO SERVICES INC		7,054.49
2/11/16	P-69-agb	PRIMAVERA, NANETH (PRIMAVERA ENTERPRISES)		10,607.14
2/18/16	P-69-agt	FIVESTAR CARGO SERVICES INC		1,583.99
2/18/16	P-69-agu	FIVESTAR CARGO SERVICES INC		7,054.49
2/26/16	P-69-aik	MINVETS SECURITY INC		346.56
3/1/16	P-69-aiy	TOYOTA DAVAO CITY INC		2,472.63
3/3/16	P-69-ajl	ONG, JESTER JUDE A. (LADRIANO ENTERPRISES)		535.71
3/7/16	P-69-akh	PRIMAVERA, NANETH		

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		(PRIMAVERA ENTERPRISES)		3,750.00
3/10/16	P-69-alg	LBC EXPRESS INC		995.98
3/17/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		396.00
3/17/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		60.00
3/17/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		1,071.48
3/17/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		7,158.00
3/17/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		2,240.40
3/17/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		186.97
3/17/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		6.43
3/17/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		564.00
3/17/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		259.88
3/17/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		432.00
3/17/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		289.83
3/17/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		766.00
3/17/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		1,551.79
3/17/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		678.94
3/17/16		AIRTROPOLIS CONSOLIDATOR PHILS INC		445.32
3/17/16	P-69-amg	AIRTROPOLIS CONSOLIDATOR PHILS INC		680.33
3/17/16	P-69-amk	CONTAINER JOCKEY TRANSPORTER TRUCKING COMPANY		15,000.00
3/18/16	P-69-anf	MINVETS SECURITY INC		346.56
Total - Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR where amount of VATable sale is not presented			P 166,243.86	P 96,298.08
12) Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR where amount of VATable sale incorrectly presented as VAT-exempt/zero-rated sale				
10/17/15	P-69-fm	LBC EXPRESS INC	P 134.46	
11/26/15	P-69-nj	RIO TUBA NICKEL MINING CORP	2,163.60	

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1/26/16	P-69-acd	2GO EXPRESS INC		P 32.14
1/29/16	P-69-adg	DAVAO PRIMA ELENA HOTEL (HOTEL ELENA)		290.57
2/9/16	P-69-afa	LAGUNA INTERNATIONAL INDUSTRIAL PARK ASSO INC		26.79
2/9/16	P-69-afb	MAAYO SHIPPING, INCORPORATED		129.00
2/9/16	P-69-afc	MANILA TOLL EXPRESSWAY SYSTEMS INC		267.86
2/11/16	P-69-afv	MAE WESS COMPANY, INCORPORATED		21.43
<i>Total - Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR where amount of VATable sale incorrectly presented as VAT-exempt/zero-rated sale</i>			P 2,298.06	P 767.79
13) Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR where alterations were made without authorized countersignature				
10/6/15	P-69-ef	NIKKIE POLLUTION TEST CO	32.14	
10/7/15	P-69-ei	RICELAND INN I AND REAL ESTATE LESSOR	467.14	
10/15/15	P-69-ez	EVERGREEN TAVERN DEVELOPMENT & MANAGEMENT CORPORATION	471.43	
10/21/15	P-69-fr	MINVETS SECURITY INC	346.56	
10/22/15	P-69-ge	ROBBINSDALE DEVELOPMENT CORPORATION	482.14	
10/29/15	P-69-hk	PHILTRANCO SERVICE ENTERPRISES INC	158.68	
10/29/15	P-69-hl	PHILTRANCO SERVICE ENTERPRISES INC	49.30	
11/2/15	P-69-hw	MINVETS SECURITY INC	346.56	
11/5/15	P-69-im	ARCHIPELAGO PHILIPPINE FERRIES CORPORA	197.79	
11/5/15	P-69-iv	LBC EXPRESS INC	1,586.25	
11/7/15	P-69-ij	MANILA TOLL EXPRESSWAY SYSTEMS INC	267.86	
11/12/15	P-69-jy	MANILA TOLL EXPRESSWAY SYSTEMS INC	267.86	
11/20/15	P-69-ik	DHL EXPRESS PHILIPPINES CORP	37.80	
11/26/15	P-69-nq	YUIPCO SECURITY AND WATCHMAN AGENCY INC	325.28	
12/1/15	P-69-od	WTEI REALTY AND DEVELOPMENT CORPORATION	2,400.00	
12/2/15	P-69-of	MANILA TOLL EXPRESSWAY SYSTEMS INC	267.86	
12/7/15	P-69-pb	MONTENEGRO SHIPPING LINES INC	306.64	
12/9/15	P-69-pi	DHEAVYLINE PROPERTY DEVELOPMENT	535.71	

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		CONSTR		
12/10/15	P-69-px	KARILAGAN INT L TRAVEL TOURS CORP	36.00	
12/10/15	P-69-pz	ROBBINSDALE DEVELOPMENT CORPORATION	803.57	
12/17/15	P-69-qt	MARILAG BUSINESS AND INDUSTRIAL SERVICES INC	8,256.26	
1/19/16	P-69-st	ONG, JESTER JUDE A. (LADRIANO ENTERPRISES)		P 803.57
2/11/16	P-69-uv	ONG, JESTER JUDE A. (LADRIANO ENTERPRISES)		1,071.42
1/7/16	P-69-zm	INNOVE COMMUNICATIONS INC		4,339.20
1/8/16	P-69-zr	MANILA TOLL EXPRESSWAY SYSTEMS INC		535.71
1/12/16	P-69-aaf	MANILA TOLL EXPRESSWAY SYSTEMS INC		267.86
1/12/16	P-69-aai	PRIMAVERA, NANETH (PRIMAVERA ENTERPRISES)		26,057.14
1/15/16	P-69-aba	LBC EXPRESS, INC.		182.69
1/29/16	P-69-adi	DAVAO PRIMA ELENA HOTEL (HOTEL ELENA)		321.17
2/11/16	P-69-afq	FIVESTAR CARGO SERVICES INC		7,489.32
2/20/16	P-69-ahm	MANILA TOLL EXPRESSWAY SYSTEMS INC		267.86
2/24/16	P-69-ahu	2GO EXPRESS INC		45.25
2/24/16	P-69-ahy	MANILA TOLL EXPRESSWAY SYSTEMS INC		535.71
3/1/16	P-69-aiw	QUEEN MARGARETTE HOTEL INC		337.50
3/3/16	P-69-ajb	CLYBROS MERCHANDISING INC. (PARKWAY)		305.36
3/4/16	P-69-aka	MANILA TOLL EXPRESSWAY SYSTEMS INC		535.71
3/10/16	P-69-ale	LBC EXPRESS INC		1,507.39
3/17/16	P-69-amf	2GO EXPRESS INC		26.25
Total - Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR where alterations were made without authorized countersignature			P 17,642.83	P 44,629.11
14) Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR where it cannot be ascertained whether amount paid includes VAT amount since Expended Withholding Tax (EWT) amount is not indicated				
10/15/15	P-69-ff	MOREDONE VENTURES INC	P 412.50	
10/22/15	P-69-fu	AM CLEOFE PRINTS, INC	2,517.86	
10/22/15	P-69-fv	AUTO CITY INC	296.25	

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10/22/15	P-69-fw	AUTO CITY INC	1,150.18	
10/22/15	P-69-fx	AUTO CITY INC	5,838.75	
10/22/15		SEA WORTH INTERNATIONAL FREIGHT INC	636.00	
10/22/15		SEA WORTH INTERNATIONAL FREIGHT INC	708.00	
10/22/15		SEA WORTH INTERNATIONAL FREIGHT INC	420.00	
10/22/15		SEA WORTH INTERNATIONAL FREIGHT INC	661.87	
10/22/15		SEA WORTH INTERNATIONAL FREIGHT INC	708.00	
10/22/15		SEA WORTH INTERNATIONAL FREIGHT INC	420.00	
10/22/15		SEA WORTH INTERNATIONAL FREIGHT INC	564.00	
10/22/15		SEA WORTH INTERNATIONAL FREIGHT INC	708.00	
10/22/15	P-69-gg	SEA WORTH INTERNATIONAL FREIGHT INC	420.00	
10/23/15	P-69-gi	BIWATER PHILIPPINES INC.	1,980.00	
10/29/15		TOYOTA BUTUAN CITY	95.20	
10/29/15	P-69-hp	TOYOTA BUTUAN CITY	95.20	
11/6/15	P-69-jb	MENDEZ SYSTEM MAINTENANCE AND MANPOWER SERVICES	1,198.21	
11/12/15	P-69-kg	WTEI REALTY AND DEVELOPMENT CORPORATION	2,400.00	
11/12/15	P-69-kh	WTEI REALTY AND DEVELOPMENT CORPORATION	2,400.00	
11/12/15	P-69-ki	WTEI REALTY AND DEVELOPMENT CORPORATION	2,400.00	
11/26/15	P-69-ne	MATATAG CARGO LOGISTICS CORP	2,365.00	
11/26/15	P-69-nn	U BIX CORPORATION	302.40	
12/3/15	P-69-os	ZF PHILIPPINES INC	10,225.71	
12/4/15	P-69-ou	FIERA DE MANILA INC	1,414.07	
2/28/16	P-69-wp	SM HYPERMARKET INC		239.25
1/21/16	P-69-abv	MATATAG CARGO LOGISTICS CORP		267.86
1/28/16	P-69-acs	CLYBROS MERCHANDISING INC. (PARKWAY)		349.29
2/1/16	P-69-adp	RAKDELL INN		160.71
2/9/16	P-69-aez	ALLEGIANCE CARGO ADVANTAGE INC		1,031.69
2/12/16	P-69-agf	MENDEZ SYSTEM		

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		MAINTENANCE AND MANPOWER SERVICES		1,198.21
2/18/16	P-69-agp	ASIA GLASS PALACE, INCORPORATED		6,000.00
2/18/16	P-69-ahd	PAMBID, RAE M. (SHINRA SOFTWARE SOLUTIONS)		660.00
2/26/16	P-69-ajj	MENDEZ SYSTEM MAINTENANCE AND MANPOWER SERVICES		1,198.21
3/3/16	P-69-ajc	CONTAINER JOCKEY TRANSPORTER TRUCKING COMPANY		24,321.43
3/4/16	P-69-akc	WIDE WIDE WORLD EXPRESS CORPORATION		938.34
3/4/16	P-69-akd	WIDE WIDE WORLD EXPRESS CORPORATION		992.33
3/31/16	P-69-aol	JITS CORPORATION		492.00
3/31/16	P-69-aop	PRIMAVERA, NANETH (PRIMAVERA ENTERPRISES)		4,285.71
3/31/16	P-69-aou	TDS INDUSTRIAL CORPORATION		182.14
<i>Total - Input VAT on domestic purchase of goods/services supported by VAT Invoice/OR where it cannot be ascertained whether amount paid includes VAT amount since EWT amount is not indicated</i>			₱ 40,337.20	₱ 42,317.17
15) Input VAT on capital goods exceeding P1 Million amortized for the period without any supporting documents				
N/A	N/A	N/A	195,215.60	195,215.32
<i>Total - Input VAT on capital goods exceeding P1 Million amortized for the period without any supporting documents</i>			₱ 195,215.60	₱ 195,215.32
Total Input VAT by the Court upon verification for not being properly substantiated			₱ 976,149.68	₱ 1,170,586.81

In addition, the Court finds that the following amounts of input VAT claimed by petitioner were higher than the amounts reflected in the VAT Invoices/Official Receipts, thus, the difference of ₱10,211.16 should likewise be disallowed:

Date	Exhibit No.	Supplier	Input VAT per Schedule	Input VAT per Invoice/OR	Excess Input VAT Claimed
3rd Quarter					
10/29/15	P-69-hr	U FREIGHT PHILIPPINES INC	₱ 168.00	₱ 164.64	₱ 3.36
11/2/15	P-69-hz	U FREIGHT PHILIPPINES INC	168.00	164.64	3.36
11/5/15	P-69-in	BUTUAN BRAKE CENTER TRADING	126.43	125.29	1.14
11/6/15	P-69-jg	U FREIGHT PHILIPPINES INC	168.00	164.64	3.36
11/23/15	P-69-lx	MANILA NORTH TOLLWAYS CORP	40.07	6.00	34.07
11/23/15	P-69-ly	MANILA NORTH TOLLWAYS CORP	90.92	8.00	82.92

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11/24/15	P-69-md	RIO TUBA NICKEL MINING CORP	2,259.60	2,219.25	40.35	
12/17/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	956.04	10,966.12	498.68	
12/17/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	6,198.00			
12/17/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	641.47			
12/17/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	60.00			
12/17/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	240.00			
12/17/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	38.93			
12/17/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	674.25			
12/17/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	1,625.04			
12/17/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	639.93			
12/17/15		AIRTROPOLIS CONSOLIDATOR PHILS INC	391.14			
Subtotal – 3 rd Quarter			P 14,485.82	P 13,818.58	P 667.24	
4 th Quarter						
1/15/16	P-69-aat	(GRETCHEN GWEN G. SARSABA)FLOR AL MANSION	P 36.10	P 36.00	P 0.10	
2/4/16	P-69-ael	U FREIGHT PHILIPPINES INC	2,235.84	2,195.91	39.93	
2/22/16	P-69-ahq	TOYOTA DAVAO CITY INC	345.39	339.23	6.16	
2/24/16		SYNERGY GLOBAL LOGISTICS SOLUTION INC	96.68	12,010.42	9,348.34	
2/24/16		SYNERGY GLOBAL LOGISTICS SOLUTION INC	1,342.80			
2/24/16		SYNERGY GLOBAL LOGISTICS SOLUTION INC	483.00			
2/24/16		SYNERGY GLOBAL LOGISTICS SOLUTION INC	101.01			
2/24/16		SYNERGY GLOBAL LOGISTICS SOLUTION INC	1,647.06			
2/24/16		SYNERGY GLOBAL LOGISTICS SOLUTION INC	5,990.40			
2/24/16		SYNERGY GLOBAL LOGISTICS SOLUTION INC	4,875.82			
2/24/16		P-69-aib	SYNERGY GLOBAL LOGISTICS SOLUTION INC	4,845.82		

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2/24/16		SYNERGY GLOBAL LOGISTICS SOLUTION INC	920.17		
2/24/16		SYNERGY GLOBAL LOGISTICS SOLUTION INC	1,056.00		
3/3/16	P-69-aiq	PRIMAVERA, NANETH (PRIMAVERA ENTERPRISES)	2,785.71	2,735.97	49.74
3/3/16		SEA WORTH INTERNATIONAL FREIGHT INC	660.00	1,522.07	73.93
3/3/16		SEA WORTH INTERNATIONAL FREIGHT INC	300.00		
3/3/16	P-69-ajs	SEA WORTH INTERNATIONAL FREIGHT INC	636.00		
3/10/16	P-69-alc	KARILAGAN INT L TRAVEL TOURS CORP	144.00	141.43	2.57
3/14/16	P-69-alx	MAAYO SHIPPING, INCORPORATED	85.71	62.57	23.14
Subtotal – 4 th Quarter			₱ 28,587.51	₱ 19,043.60	₱9,543.92
			Total Excess Input VAT Claimed		₱10,211.16

Thus, the total disallowances per the Court’s painstaking verification of petitioner’s input VAT is ₱2,153,947.65, computed as follows:

	3rd Quarter	4th Quarter	Total
Disallowances for failure to comply with invoicing requirements	₱ 976,149.68	₱ 1,170,586.81	₱ 2,146,736.49
Variance in Input VAT Claimed	667.24	9,543.92	10,211.16
Total Disallowances per Court’s further verification	₱ 976,816.92	₱ 1,180,130.73	₱ 2,156,947.65

In view of the foregoing disallowances, the total valid input VAT of petitioner subject for allocation is ₱3,070,821.82, as shown below:

	3rd Quarter	4th Quarter	Total
Total Common Input Tax for Allocation	₱ 31,205,691.64	₱ 38,154,804.48	₱ 69,360,496.12
Less:			
Disallowances per ICPA Exceptions	29,109,871.90	35,022,854.75	64,132,726.65
Disallowances per Court’s further verification	976,816.92	1,180,130.73	2,156,947.65
Total Valid Common Input Tax for Allocation	₱ 1,119,002.82	₱ 1,951,819.00	₱ 3,070,821.82

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Considering that petitioner is engaged in taxable sales subject to 0% and 12% VAT, and its input VAT cannot be directly or entirely attributed to any of the transactions, the valid common input VAT of ₱3,070,821.82 shall be proportionately allocated on the basis of the volume of its sales, thus:

Total VATable Sales per VAT Return	₱ 1,988,004,974.72
Divided by the Total Declared Sales per Quarterly VAT Returns	2,740,186,115.69
Multiplied by the Total Valid Input VAT	3,070,821.82
Input VAT Allocated to Total VATable Sales	₱ 2,227,881.17
Total Zero-rated Sales per VAT Return	₱ 742,641,360.36
Divided by the Total Declared Sales per Quarterly VAT Returns	2,740,186,115.69
Multiplied by the Total Valid Input VAT	3,070,821.82
Input VAT Allocated to Zero-rated Sales	₱ 832,249.78

***Petitioner has no excess input
VAT available for refund***

Having determined that petitioner had valid input VAT attributable to its zero-rated sales in the amount of ₱832,249.78, the Court shall proceed to determine whether the same was not applied against its output VAT liability.

After deducting the input VAT attributable to VATable sales in the amount of ₱2,227,881.17 from its output VAT liability of ₱238,560,596.97 from the said sales, petitioner still has a net output VAT payable of ₱236,332,715.80, as computed below:

Period	Output VAT per Returns
3rd Quarter	₱ 116,541,854.22
4th Quarter	122,018,742.75
Total	₱ 238,560,596.97

Output VAT Per Returns	₱ 238,560,596.97
Input VAT Allocated to VATable Sales	2,227,881.17
Net Output VAT Payable	₱ 236,332,715.80

Since petitioner's input VAT attributable to VATable sales is not enough to cover its output VAT liability, the valid input VAT attributable to zero-rated sales shall be utilized against the remaining output VAT liability of ₱236,332,715.80. The input VAT attributable to

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zero-rated sales of ₱832,249.78, however, is lower than the net output VAT payable of ₱236,332,701.29. Consequently, petitioner still has net output VAT due of ₱235,500,466.02, computed as follows:

Net Output VAT Payable	₱	236,332,715.80
Less: Input VAT Allocated to Zero-rated Sales		832,249.78
Net Output VAT Still Due	₱	235,500,466.02

Petitioner claims that there is enough input VAT credit from previous periods to cover any output tax liability for the 3rd and 4th quarters of FY ending March 31, 2014 and that the amount being claimed for refund was not utilized or applied to the current VAT liability. A careful review of the evidence and the records of the case reveals that petitioner failed to fully substantiate with official receipts, service invoices, or other pertinent documents, its input VAT credit from previous periods albeit its quarterly VAT Return for the 3rd quarter of FY ending March 31, 2014 reflected the amount of ₱435,817,931.49 as "Input Tax Carried Over from Previous Period". Therefore, the input VAT carry-over of ₱435,817,931.49 cannot be validly applied against petitioner's output VAT liability pursuant to Section 110(A) in relation to Section 110(B) of the NIRC of 1997, as amended.

Verily, in claiming excess or unutilized input VAT from zero-rated transactions, it is the excess over the output VAT which should be refunded to the taxpayer or credited against other internal revenue taxes. It is important for the taxpayer to prove that it has enough prior year's excess input VAT credits to cover its output VAT liability for the current taxable year. There being no excess input VAT which may be the subject of a claim for refund or issuance of TCC, petitioner's claim must be denied.

Finally, it bears stressing that a claimant has the burden of proof to establish the factual basis of his or her claim for tax credit or refund.⁴⁶ Tax refunds are in the nature of tax exemptions. As such, they are regarded as in derogation of sovereign authority and to be construed *strictissimi juris* against the person or entity claiming the refund.⁴⁷ The pieces of evidence presented entitling a taxpayer to an exemption are also *strictissimi* scrutinized and must be duly proven.⁴⁸

⁴⁶ *Citibank N.A. vs. Court of Appeals and Commissioner of Internal Revenue*, G.R. No. 107434, October 10, 1997.

⁴⁷ *Commissioner of Internal Revenue vs. S.C. Johnson and Son, Inc., et al.*, G.R. No. 127105, June 25, 1999.

⁴⁸ *Kepeco Philippines Corporation vs. Commissioner of Internal Revenue*, G.R. No. 179961, January 31, 2011.



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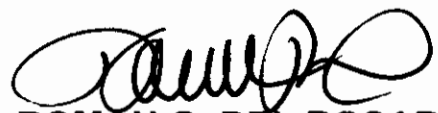
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Hence, an applicant for a claim of tax refund or tax credit must not only prove entitlement to the claim but also compliance with all the documentary and evidentiary requirements.⁴⁹

WHEREFORE, in light of the foregoing, the Petition for Review filed on May 18, 2018 is hereby **DENIED** for lack of merit.

SO ORDERED.


ROMAN G. DEL ROSARIO
Presiding Justice

I CONCUR:


CATHERINE T. MANAHAN
Associate Justice

CERTIFICATION

Pursuant to Article VIII, Section 13 of the Constitution, it is hereby certified that the conclusions in the above Decision were reached in consultation before the case was assigned to the writer of the opinion of the Court.


ROMAN G. DEL ROSARIO
Presiding Justice

⁴⁹ *Eastern Telecommunications Philippines, Inc. vs. Commissioner of Internal Revenue*, G.R. No. 183531, March 25, 2015.