

**REPUBLIC OF THE PHILIPPINES
COURT OF TAX APPEALS
QUEZON CITY**

DINAGAT ELECTRIC COOPERATIVE, INC.,
Petitioner,

- versus -

COMMISSIONER OF INTERNAL REVENUE,
Respondent.

C.T.A. CASE NO. 6766

Promulgated:

MAR 08 2004

[Handwritten signature]

X -----X

RESOLUTION

Confirming the order given in open court on February 27, 2004, petitioner's "Motion to Dismiss" filed through registered mail on February 10, 2004 and respondent's oral motion for the dismissal of the case on the ground of lack of jurisdiction, as the case is within the jurisdiction of the Department of Justice, are hereby GRANTED, without prejudice to the right of herein petitioner to bring the matter to the proper agency concerned.

ACCORDINGLY, let the Petition for Review be deemed withdrawn and the above -entitled case considered closed and terminated.

SO ORDERED.


LOVELL R. BAUTISTA
Associate Judge

(On Leave)
ERNESTO D. ACOSTA
Presiding Judge


JUANITO C. CASTANEDA, JR.
Associate Judge