



Republic of the Philippines
Supreme Court
Office of the Court Administrator
Manila

OCA CIRCULAR NO. 33-2012

TO : THE COURT OF APPEALS,
SANDIGANBAYAN, COURT OF TAX
APPEALS, REGIONAL TRIAL COURTS,
SHARI'A DISTRICT COURTS,
METROPOLITAN TRIAL COURTS,
MUNICIPAL TRIAL COURTS IN CITIES,
MUNICIPAL TRIAL COURTS, MUNICIPAL
CIRCUIT TRIAL COURTS, SHARI'A CIRCUIT
COURTS, THE OFFICE OF THE CHIEF STATE
PROSECUTOR, PUBLIC ATTORNEY'S
OFFICE AND THE INTEGRATED BAR OF THE
PHILIPPINES

SUBJECT: SUSPENSION FROM THE PRACTICE OF LAW
FOR SIX (6) MONTHS OF ATTY. CANDIDO
GUTIERREZ

For your information and guidance, quoted hereunder is the dispositive portion of the Resolution of the Third Division dated 28 November 2011, in Administrative Case No. 6906, entitled "**Spouses Oscar and Eliza Delos Santos vs. Atty. Candido Gutierrez**", to wit:

"WHEREFORE, Atty. Candido Gutierrez is found **GUILTY** of violating Canon 18, Rule 18.03 of the Code of Professional Responsibility. He is hereby **SUSPENDED** from the practice of law for a period of six (6) months effective upon receipt of this Resolution, with a **STERN WARNING** that a repetition of the same or similar act will be dealt with more severely.

However, the directive of the IBP Board of Governors ordering Atty. Gutierrez to return the amount of P690,000.00 to the complainants with interest is **DELETED** for lack of factual basis."

Atty. Candido Gutierrez received the Resolution on 25 January 2012 per Registry Return Receipt No. 13248.

April 20, 2012.


JOSE MIDAS P. MARQUEZ
Court Administrator