



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

OCA CIRCULAR NO. 33-2019

**TO : ALL JUDGES AND CLERKS OF COURT
OF THE FIRST AND SECOND LEVEL
COURTS**

**SUBJECT : REMAND OF THE DECISION DATED 28
JANUARY 2011 IN CRIMINAL CASE NO.
27487-R TO BRANCH 3, REGIONAL
TRIAL COURT, BAGUIO CITY FOR THE
DETERMINATION OF: (A) THE PROPER
PENALTY IN ACCORDANCE WITH
REPUBLIC ACT NO. 10951; AND (B)
WHETHER PETITIONER SAMUEL SAGANIB
Y LUTONG IS ENTITLED TO IMMEDIATE
RELEASE ON ACCOUNT OF FULL
SERVICE OF HIS SENTENCE, AS
MODIFIED, PURSUANT TO THE COURT EN
BANC RESOLUTION DATED 14 AUGUST
2018 IN G.R. NO. 240347 (IN
RE: CORRECTION/ADJUSTMENT OF
PENALTY PURSUANT TO REPUBLIC ACT
NO. 10951, IN RELATION TO HERNAN V.
SANDIGANBAYAN. SAMUEL SAGANIB Y
LUTONG, PETITIONER.)**

In accordance with the 14 August 2018 Resolution in **G. R. No. 240347** (*In Re: Correction/Adjustment of Penalty Pursuant to Republic Act No. 10951, in Relation to Hernan v. Sandiganbayan. Samuel Saganib y Lutong, Petitioner.*) the Court *En Banc* **REMANDED** the Decision dated 28 January 2011 in Criminal Case No. 27487-R to Branch 3, Regional Trial Court, Baguio City for the determination of: (a) the proper penalty in accordance with Republic Act No. 10951; and (b) whether petitioner Samuel Saganib y Lutong is entitled to immediate release on account of full service of his sentence, as modified, the full text of which is appended herein as Annex "A" for the information, guidance and strict compliance of all concerned.

28 February 2019


JOSE MIDAS P. MARQUEZ
Court Administrator