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Tatak ng Integridad, Serbisyong Dekalidad, Kaagapay sa Pag-unlad



04 April 2016

HON. ROSALINDA DIMAPILIS-BALDOZ

Secretary

Department of Labor and Employment
Intramuros, Manila

Attention: **ATTY. ROMEO M. MONTEFALCO, JR.**
Director IV
Legal Service

Dear **Secretary Baldoz**:

This is to officially submit to your office the attached first quarter monitoring reports on the pending cases and complaints involving TESDA personnel.

Thank you and best regards.

Very truly yours,

PILAR G. DE LEON

Director IV, AS

Chief of Services for Administration

DEPARTMENT OF LABOR AND EMPLOYMENT	
Legal Service	
Receiver by:	<i>[Signature]</i>
Date / Time	4/4/16
Ref. No.	
OFFICE OF THE DIRECTOR	

DEPARTMENT OF LABOR AND EMPLOYMENT	
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Republic of the Philippines
DEPARTMENT OF LABOR AND EMPLOYMENT
Intramuros, Manila

FORM 01- LIST OF PENDING CASES
First Quarter, 2016

NO.	CASE/DOCKET NO.	RESPONDENT/S (POSITION) AND (Level of Position/No. OF RESPONDENT/S.	COMPLAINANT/S	NATURE OF CHARGE	TYPE OF CASE (Administrative/ Criminal/Civil) and w/o integrity/efficiency/ integrity-graft related.	CASE LODGED AT THE	DATE OF FORMAL CHARGE (Year, Month, Day)	AGING (Year, Month, Day)	DETAILED STATUS OF CASES	REMARKS/STATUS OF EMPLOYMENT
1	Crim. Case Nos. 28632 to 28374	Felicidad B. Zurbano/Assistant Executive Director/Former Provincial Director of TESDA Cavite)/Executive/ Managerial Level/ One (1) respondent	People of the Philippines vs. Felicidad B. Zurbano	For Violation of Sec. 3 (h) of RA 3019 (For not declaring that the supplier of TESDA Cavite is her sister)	Criminal/integrity-graft related	Sandiganbayan	2004 April 21	eleven (11) years, eleven (11) months and fourteen (14) days	Pending resolution with the Sandiganbayan	Permanent Employee
2	N/A	Julie Ann D. Banganan/ Provincial Director/Executive/Managerial Level/One (1) respondent	TESDA	Grave Misconduct	Administrative/integrity only	TESDA	2013 January 13	three (3) years, two (2) months and twenty two (22) days	The designated Hearing Officer from the Department of Labor and Employment recommended that Ms Banganan be held liable for Grave Misconduct and be meted out with the penalty of dismissal from the service with cancellation of eligibility, forfeiture of retirement benefits, perpetual disqualification from holding public office and bar from taking civil service examinations as accessory penalties pursuant to Section 52 (A) of RRACCS. The case is for resolution by the Director General	Permanent Employee/Ms Banganan is currently assigned at TESDA Batanes Provincial Office per TESDA Order No 187, Series of 2014, dated 26 August 2014.
3	N/A	Rafael D. Aduca/Instructor I/Rank-and-File/One (1) respondent	Rosa P. Untalan	Grave Misconduct	Grave Misconduct	TESDA	2014 March 28	two (2) years and seven (7) days	The designated Hearing Officer from the TESDA recommended that Mr. Aduca be found GUILTY of Grave Misconduct and that he be consequently DISMISSED from the service pursuant to Section 46 (A)(3) of Rule 10 of the Revised Rules on Administrative Cases on the Civil Service (RRACCS), with cancellation of eligibility, forfeiture of retirement benefits, perpetual disqualification from holding public office and bar from taking civil service examinations as accessory penalties pursuant to Section 52 (A) of RRACCS. The case is for resolution by the Director General.	Permanent Employee
4	N/A	Anabella P. Lizada/Administrative Assistant III/Rank-and-File/One (1) respondent	Ladeva P. Marquez, Assistant Professor I	Gross Neglect of Duty	Administrative/ efficiency	TESDA	2014 March 28	two (2) years and seven (7) days	Pending investigation by the designated Hearing Officer from the Department of Labor and Employment (DOLE)	Permanent Employee

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5	D-2014-05060	Rhosalie A. Amazona, Provincial Director/Executive/ Managerial Level/One (1) respondent	Adrastus T. Gesmundo, Ma Loredee S. Unson, Serafin Sergio M. Cañafrañca, Doreen D. Alim, Myla T. Canzana, Jorge G. Oguan, Madona O. Merjudio, Antonio E. Canzana and Arnold D. Marasigan	Complaint for Oppression; Grave Misconduct; Grave Abuse of Authority; Violation of R.A. No. 6713; Violation of Sec. 3 of R.A. No. 3019	Administrative/integrity only	Civil Service Commission	2014 October 14	one (1) year, five (5) months and twenty one (21) days	Pending investigation by the CSC	Permanent Employee
6	N/A	Florante L. Herrera/ Provincial Director/Executive/ Managerial Level/One (1) respondent	Mr. Jessie Steve D. Amparo, President of the Cotabato Association of Public and Private TVET Institutions (CAPPTI)	Grave Misconduct	Administrative/integrity-graft related	TESDA	2010 July 16	five (5) years, eight (8) months and nineteen (19) days	The Director General dismissed Director Herrera from the service with cancellation of eligibility, forfeiture of retirement benefits and perpetual disqualification for reemployment in the government service as administrative disabilities. Director Herrera filed a Motion for Reconsideration on 26 June 2013. The Motion for Reconsideration is pending resolution by the Director General.	Permanent Employee
7	C.A.G.R. No. 11993/ G.R. No. 214904	Mantuel A. Jaramilla, former VSA of Luciano Millan Memorial School of Arts and Trades (LMMSAT) /Rank-and-File/One (1) respondent	TESDA	Grave Misconduct and Dishonesty	Administrative /Integrity-graft related	Court of Appeals	2008 June 26	seven (7) years, eight (8) months and nine (9) days	CSC Resolution No. 10-0430 dated 08 March 2010 found Jaramilla guilty of Simple Misconduct and Less Serious Dishonesty and imposed him the penalty of one (1) year suspension from the service. On 17 September 2014, the Petition for review which was filed by TESDA was denied by the Court of Appeals and affirmed the Resolution issued by the CSC. The TESDA through the Office of the Solicitor General filed its Petition for Review on Certiorari before the Supreme Court.	Permanent Employee Mr. Jaramilla is currently assigned as the Officer-in-Charge at the Passi Trade School (PTS).
8	N/A	Rosalía T. Lagunay, Administrative Aide IV/Rank-and-File/One (1) respondent	TESDA	Gross Neglect of Duty	Administrative/ efficiency	TESDA	March 28, 2014	two (2) years and seven (7) days	The designated Hearing Officer from the Department of Labor and Employment recommended that Ms. Lagunay be found guilty of two (2) counts of SIMPLE NEGLECT OF DUTY and be consequently SUSPENDED FOR SIX (6) MONTHS from the service pursuant to Rule 10, Section 46 (D) (1) of the Revised Rules on Administrative Cases in the Civil Service (RRACCS), with disqualification from promotion corresponding to the period of suspension as accessory penalty pursuant to Sections 52 (C) of RRACCS. The case is for resolution by the Director General.	Permanent Employee/Ms. Lagunay retired from the service effective 16 September 2014.

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