

Republic of the Philippines
REGIONAL TRIAL COURT
NATIONAL CAPITAL JUDICIAL REGION
BRANCH CXI (111), PASAY CITY

WILSON ORFINADA, ET. AL.,
Plaintiffs,

CIVIL CASE NO. 3957-P

-versus-

MACARIO J. RODRIGUEZ, ET. AL.,
Defendants.

ANACLETO M. ACOPIADO, ET. AL.,
Intervenors.

X-----X

ORDER

Submitted for consideration of the Court are the following:

1. Three (3) motions for issuance of an order to register portion of land covered by T.C.T. No. 408, all filed on November 5, 1997 by counsel for intervenors Atty. Lorenzo C. Ortiz, Jr.;
2. Motion for execution dated November 26, 1997 filed by Atty. Melecio V. Emata, counsel for substitute intervenors and the comment thereto dated December 29, 1997 both filed by counsel for intervenor Atty. Melecio V. Emata;
3. Motion for issuance of an alias writ of execution dated January 7, 1998 filed by Atty. Mauricio C. Ulep setting the aforesaid motion on January 16, 1998.

On January 12, 1998 Atty. Melecio Emata and Atty. Mauricio C. Ulep filed the manifestation and motion stating therein that they no longer had any additional or further argument on the pending incident and they are submitting the same for resolution of the Court.

The court carefully considered the allegation contained in

all the pleading filed for consideration of the Court and finds:

- a. The motions for issuance of an order to register portion of land covered by T.C.T. No. 408 to be without merit, and no basis, the same is hereby denied;
- b. The motion for execution as well as its supplemental reply to comment filed by Atty. Emata is hereby denied;

The Court hereby noted that the decision rendered in this case on November 4, 1975 Appended which has long become final had been reconstituted in the order of this Court on July 7, 1997 after the Office of the Solicitor General interposed no objection thereto.

- c. The motion for issuance of an alias Writ of Execution dated January 7, 1998 filed by Atty. Mauricio C. Ulep is hereby denied for lack of merit;
- d. The statement of the Solicitor General and the Lands Registration Authority is further noted.

Until and after the Register of Deeds of Pasig, Rizal (now Pasig City) reconstitute administratively the owners' duplicate Certificate of Title No. 408, pursuant to par. 2 of the dispositive portion of the judgment, the Decision of November 4, 1975 sought to be implemented cannot be enforced in the meantime by writ of execution.

SO ORDERED.

Pasay City, February 2, 1998

(Sgd) ERNESTO A. REYES
J u d g e