

REPUBLIC OF THE PHILIPPINES
OFFICE OF THE OMBUDSMAN
AGHAM ROAD, GOVERNMENT CENTER
DILIMAN, QUEZON CITY

CONSUMER COMPLAINT
CENTER, Rep. by Vicente F.
Gambito & Ariel T. Lim,
Complainant,

- versus -

OMB-C-C-03-0350-F

ALFONSO S. CUSI, *ET AL.*,
Respondents.

X ----- X

**MOTION FOR EXTENSION OF TIME
TO FILE COUNTER-AFFIDAVIT**

RESPONDENT ALFONSO G. CUSI, ("Respondent"), through the undersigned counsel, respectfully moves for an extension of time to file his counter-affidavit in the above-captioned case, and in support thereof, respectfully alleges that:

1. On 25 June 2003, respondent, holding office at the Philippine Ports Authority, Marsman Building, 22 Muelle de San Francisco, South Harbor, Port Area, Manila, received the Order from the Honorable Ombudsman requiring him to file his counter-affidavit in the instant case not later than ten (10) calendar days from receipt thereof. The tenth day from receipt (i.e., 25 June 2003) fell last 05 July 2003 (a Saturday), thus his counter-affidavit is due the next working day, or today, 07 July 2003.

2. Unfortunately, of the period allowed to respondent, **no less than three (3) days are non-working days** (i.e., June 28 and July 05 both fell on a Saturday, while June 29 fell on a Sunday). As government offices were closed during these days, it was impossible for respondent to study, photocopy and compile all the documents he will need to establish his defense. Likewise, certain PPA employees whose statements and/or affidavits are important to respondent's defense were not available during these days.

3. Coupled with the demands imposed by other equally urgent work, the deadlines for which happen to coincide or nearly coincide with that for respondent's counter-affidavit, the foregoing circumstances effectively preclude respondent from filing his counter-affidavit today, 07 July 2003. Accordingly, he is constrained to request for an additional ten (10) days therefrom, or until **17 July 2003**, within which to file his counter-affidavit in the above-captioned case.

4. This Motion is not being interposed for delay, but has been filed solely for the reasons aforesaid.

PRAYER

WHEREFORE, it is respectfully prayed that respondent **ALFONSO G. CUSI** be granted an additional period of ten (10) days from 07 July 2003, or until **17 July 2003**, within which to file his counter-affidavit in the above-captioned case.

Other just and equitable reliefs are likewise prayed for.

Pasig City for Quezon City, 07 July 2003.

**MUTIA TRINIDAD & ROMERO
Law Offices**

6th Floor, The Manila Luxury
Pearl Drive corner Gold Loop
Ortigas Centre, Pasig City
Counsel for the Respondent

By: 

LEO S. ROMERO

PTR NO. 1413116-01/10/03-Pasig
IBP NO. 574900-01/10/03-Rizal
Roll No. 40871


JAYMIE LYNN L. PARAFINA

PTR NO. 1559274-03/26/03-Pasig
IBP NO. 584962-03/12/03-Quezon
Roll No. 48376

REQUEST

THE HONORABLE OMBUDSMAN
Office of the Ombudsman
Agham Road, Government Center
Diliman, Quezon City

Greetings :

Kindly consider the foregoing motion submitted for resolution immediately upon receipt hereof.

Jaymie Lynn L. Parafina
JAYMIE LYNN L. PARAFINA

NOTICE/COPY FURNISHED

ARIEL T. LIM
Unit 50-F, St. Dominic Building
50 Timog Avenue, Quezon City

CONSUMER COMPLAINT CENTER, INC./VICENTE F. GAMBITO
14824 Dian Street, Makati City
Metro Manila

Greetings :

Please be informed that the foregoing motion will be submitted to the Honorable Ombudsman for its consideration and resolution immediately upon receipt hereof.

Jaymie Lynn L. Parafina
JAYMIE LYNN L. PARAFINA

EXPLANATION

Due to time constraints and to lack of messengerial personnel, a copy of the instant Motion was served by registered mail upon complainants.

Jaymie Lynn L. Parafina
JAYMIE LYNN L. PARAFINA