



Republic of the Philippines
 Department of Labor and Employment
NATIONAL LABOR RELATIONS COMMISSION
 National Capital Region
 Quezon City



RECIE GRACE ANNE CAMBE GONZALES,
Complainant(s),

-versus-

NLRC-NCR CASE NO. 02-00832-22

HI-TUTOR.COM, INC. / ANGEL SHU,
Respondent(s).

X ----- X

NOTICE OF LEVY/SALE ON EXECUTION OF PERSONAL PROPERTY

KNOW ALL MEN BY THESE PRESENTS:

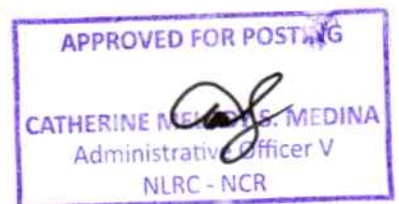
WHEREAS, by virtue of the **Writ of Execution** issued by the **Honorable Labor Arbiter MARIANNE HAZEL P. MORALES-FABRO** dated 23 August 2023 for the above-entitled case, copy of which is hereto attached for reference, and was unloaded on 18 March 2024 to the office of the **Honorable Labor Arbiter ANATOLY N. ESTRELLA** where the undersigned is the assigned sheriff, for the recovery by way of distraint the amounts of:

JUDGMENT AWARD	PHP 447,855.00
10% ATTORNEY'S FEES	44,785.50
LESS: Collected Amount	(152,145.54)
EXECUTION FEE	4,426.41
DEPOSIT FEE	2,483.20
TOTAL	PHP 347,404.57

and other expenses that may be incurred in connection with this execution, **LEVY** was made on **02 May 2024** upon the Personal Property of respondent(s) which are more particularly described as follows:

Forty - Six (46) Computer Sets
 One (1) unit server and its components

(Mode of Sale "AS IS WHERE IS" Basis)



NOW THEREFORE, by virtue of the said Writ of Execution and in accordance with Rule 39, Section 18, of the New Rules of Court in the Philippines, the undersigned Sheriff will sell at public auction to the highest bidder for CASH and in PHILIPPINE CURRENCY, on **09 May 2024 at 10:00 a.m.** or soon thereafter, at the property's location at **Units 2303-2306, 23/F, Prestige Tower, Emerald Avenue, Ortigas Center, San Antonio, Pasig City** the above-described properties in order to satisfy said Writ of Execution, together with interests, costs and expenses of sale.

02 May 2024.

BY AUTHORITY OF THE COMMISSION:



CHRISTIANSEN S. CASTEN
Sheriff III

Office of Hon. L.A. Anatoly N. Estrella
Branch ~~22~~ 3rd Floor, NLRC, Ben-Lor Building
1184 Quezon Avenue, Diliman
Quezon City

WARNING!!!

It is absolutely prohibited to remove, deface, or destroy this Notice of Sale on or before the date of sale, under penalty of the law.

N.B.

Properties levied herein are still in the possession of the respondent and will be made available at the time of the Auction Sale.



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RECIE GRACE ANNE CAMBE
GONZALES,
 Complainant,

-versus-

NLRC NCR CASE NO. 02-00832-22

HI TUTOR.COM, INC./ANGEL SHU,
 Respondents.

X-----X

WRIT OF EXECUTION

TO: MANOLITO G. MANUEL
 Sheriff
 NLRC-NCR

[Handwritten signature]
 8/31/23

GREETINGS:

WHEREAS, on October 20, 2022, a Decision was rendered in the above-entitled case, the dispositive portion of which reads as follows:

*"WHEREFORE, premises considered, judgment is hereby rendered declaring complainant **RECIE GRACE ANN CAMBE GONZALES** to have been constructively dismissed. Accordingly, respondents **HI TUTOR.COM, INC. AND ANGEL SHU** are **ORDERED** to jointly and solidarily pay complainant the following; (a) backwages and separation pay in lieu of reinstatement up to the finality of this Decision; (b) 13th month pay; and (c) attorney's fees.*

The detailed computation of the complainant's judgment award is hereto attached and forms part of this Decision.

SO ORDERED."

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CERTIFIED TRUE COPY
[Signature]
CATHERINE MELLOR S. MEDINA
 Administrative Officer V
 NLRC - NCR

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X-----X

WHEREAS, respondents appealed the foregoing Decision before the Commission. On February 27, 2023, the NLRC Sixth Division rendered a Decision, the decretal portion of the latter reads as follows:

WHEREFORE, premises considered, the "Memorandum of Appeal" filed by respondents *Hi Tutor.Com, Inc. and Angel Hsu* is hereby **DISMISSED** for non-perfection. Accordingly, the Decision dated 20 October 2022 of the Office of Labor Arbiter Marianne Hazel P. Morales-Fabro is hereby **AFFIRMED.**"

SO ORDERED."

WHEREAS, an Entry of Judgment was issued by the Commission declaring that its February 27, 2023 Decision has become final and executory on March 27, 2023;

WHEREAS, the Computation and Examination Unit (CEU) computed complainants' judgment award to be **FOUR HUNDRED NINETY-TWO THOUSAND SIX HUNDRED FORTY PESOS AND FIFTY CENTAVOS (P492,640.50)**;

WHEREAS, complainant filed a Motion For Issuance of Writ of Execution;

WHEREAS, there is no legal impediment to the issuance of writ of execution there being no temporary restraining order or preliminary injunction;

Hence, this Writ.

NOW, THEREFORE, you are hereby commanded to proceed to the premises of respondent **HI TUTOR.COM, INC. AND ANGEL SHU** whose address at **2303-2306 23/F Prestige Tower, Emerald Ave., Ortigas Center, Brgy. San Antonio, Pasig City** or wherever they may be found, then and there to collect the judgment award of **FOUR HUNDRED FORTY-SEVEN THOUSAND EIGHT HUNDRED FIFTY-FIVE PESOS (Ph447,855.00)** and attorney's fees in the amount of **FORTY-FOUR**

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THOUSAND SEVEN HUNDRED EIGHTY-FIVE PESOS AND FIFTY CENTAVOS (P44,785.50).

Further, you are commanded to collect from respondent the execution fee in the amount of **FOUR THOUSAND FOUR HUNDRED TWENTY-SIX PESOS AND FORTY-ONE CENTAVOS (PHP4,426.41)** and deposit fee of **TWO THOUSAND FOUR HUNDRED EIGHTY-THREE PESOS AND TWENTY CENTAVOS (PHP2,483.20)** pursuant to the Manual on Execution of Judgment.

In case you fail to collect from respondents' goods of chattel, or in the absence thereof, from respondents' immovable properties not exempt from execution.

You are commanded, further, to turn- over to the Cashier of this Commission whatever amount you have collected for further disposition in accordance with law.

This Writ of Execution will expire five (5) years from receipt hereof.

SO ORDERED.

Quezon City, Philippines, August 23, 2023.


MARIANNE HAZEL P. MORALES-FABRO
Labor Arbiter



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