



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



**RUFINO E. TILOS, JR., ET. AL.,**  
 Complainant(s),

-versus-

NLRC-NCR CASE NO. 03-01401-22

**MANDALUYONG TRANSPORT  
 SERVICE COOPERATIVE and  
 ARTEMIO BELUAN, JR.,**  
 Respondent(s).

x ----- x

**NOTICE OF SALE ON EXECUTION OF  
 PERSONAL PROPERTY**

KNOW ALL MEN BY THESE PRESENTS:

WHEREAS, by virtue of the **Amended Writ of Execution** issued by the **Honorable Labor Arbiter RAPHAEL KENNETH E. YBAÑEZ** dated 15 January 2024 for the above-entitled case, copy of which is hereto attached for reference, which was unloaded to the office of the **Honorable Labor Arbiter ANATOLY N. ESTRELLA** on 18 March 2024 with the undersigned is its sheriff, for the recovery by way of distraint the amounts of:

JUDGMENT AWARD	PHP 346,017.29
EXECUTION FEE	2,900.00
DEPOSIT FEE	1,750.00
<b>TOTAL</b>	<b>PHP 350,667.29</b>

and other expenses that may be incurred in connection with this execution, **LEVY** was made by the previous handling sheriff, **MR. JOHANN S. GUTIERREZ**, upon the **personal property** of the respondent(s) which particularly described as follows:

MV FILE NO.	PLATE NO.	Make / Series / Type / Year	Registered Owner
1301-1434473	NDM-7471	HINO / TRUCK / BUS / 2020	MANDALUYONG SERVICE TRANSPORT COOPERATIVE

**APPROVED FOR POSTING**  
 CATHERINE MEDINA S. MEDINA  
 Administrative Officer V  
 NLRC - NCR

**NOW THEREFORE**, by virtue of the said Amended 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 **01 October 2024 at 10:00 in the morning** or soon thereafter, at the office of the **Honorable Labor Arbiter ANATOLY N. ESTRELLA at Branch 22, 3rd Floor, NLRC, Ben-Lor Building, 1184 Quezon Avenue, Paligsahan, Quezon City** the above-described property in order to satisfy said Writ of Execution, together with interests, costs and expenses of sale.

23 September 2024.



**CHRISTIANSEN CASTEN**  
**Sheriff III**

**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.



JUN 09 2023



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

**RUFINO E. TILOS, JR. ROY S.  
TOMABIAO, DANIULO S. BOLAÑO,  
ERWIN N. ABDALA, REX C. ESPADERO  
AND EDGAR B. BONAOBRA**  
*Complainant,*

- versus -

**NLRC NCR Case No.  
03-01401-22**

**MANDALUYONG TRANSPORT  
SERVICE COOPERATIVE and  
ARTEMIO BELUAN, JR.**

X -----X

**WRIT OF EXECUTION**

TO: **JOHANN S. GUTIERREZ** *6/9/2023*  
*Sheriff*  
*NLRC-NCR*  
*G/F PPSTA Building No. 5*  
*Banaue Avenue corner*  
*P. Florentino Street*  
*Quezon City*

**GREETINGS:**

**WHEREAS**, on 3 March 2023, this Regional Arbitration Branch rendered a *Decision* in the instant case, the dispositive portion of which reads:

**""IN VIEW OF ALL THE FOREGOING**, the instant complaint is **PARTLY GRANTED** and Respondnet-Mandaluyong Transport Service Cooperative is **ORDERED** to **PAY** Complainants-Rufino E. Tilos, Jr., Roy S. Tomabiao, Danilo S. Bolaño, Erwin N. Abdala, Rex C. Espadero, and Edgar B. Bonaobra their respective unpaid salary, holiday pay, 13th

**CERTIFIED TRUE COPY**  
*105*  
CATHERINE MELDYS S. MEDINA  
Administrative Officer V  
NLRC - NCR

month pay, service incentive leave, and attorney's fees as specified in the attached Computation of Complainants' Monetary Claims. The awarded fees shall be deposited in the National Treasury as trust fund and shall be disbursed for special allowances of authorized officials and lawyers of the Public Attorney's Office pursuant to Section 6 of Republic Act No.9406.

The attached Computation of Complainants' Monetary Claims forms part of this Decision.

The rest of Complainants' monetary claims are **DENIED for lack of merit.**

**SO ORDERED."**

**WHEREAS**, on 5 May 2023 Complainant through counsel filed a Motion for Issuance of Writ of Execution;

**WHEREAS**, on 15 May 2023, the *Certificate of Finality* was issued by this Regional Arbitration Branch certifying that the said *Decision* dated 3 March 2023 has attained finality on 2 April 2023 pursuant to Section 21(a) and (b), Rule V of the 2011 NLRC Rules of Procedure, as amended, since the parties did not file an appeal within the reglementary period and that no injunction or temporary restraining order has been issued by any court or higher tribunal as of the date of issue of said *Certificate*.

**WHEREAS**, pursuant to the NLRC Memorandum dated 21 June 2016 and NLRC Memorandum dated 5 October 2018, the setting of a pre-execution conference is no longer necessary as there are no other matters to be clarified or discussed relative to the execution of the subject *Decision* dated 21 October 2021 of this Regional Arbitration Branch.

**WHEREAS**, the total monetary award that Respondent-Mandaluyong Transport Service Cooperative must pay to Complainants Rufino E. Tilos, Jr., Roy S. Tomabiao, Danilo S. Bolaño, Erwin N. Abdala, Rex C. Espadero and Edgar B. Bonaobra is PhP346,017.29, computed as follows:

Monetary award	PhP314,561.18
Attorney's Fees	<u>PhP 31,456.12</u>
<b>Total</b>	<b>PhP346,017.29</b>

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**WHEREAS**, finding Complainants' Motion for Issuance of Writ of Execution to be impressed with merit, this Regional Arbitration Branch issued an Order dated 1 June 2023 granting the said motion pursuant to Rule XI, Section 1 of the 2011 *NLRC Rules of Procedure*, as amended.

Hence, this writ of execution.

**NOW WHEREFORE**, you are hereby commanded to collect in accordance with Section 9, Rule XI of the 2011 *NLRC Rules of Procedure*, as amended, the amount of:

Judgment Award	PhP346,017.29
Execution Fees	2,900.00
Deposit Fees	<u>1,750.09</u>
<b>Total</b>	<b>PhP350,667.38</b>

from Respondent-Mandaluyong Transport Cooperative located at 125 San Miguel Street, Brgy. Plainview, Mandaluyong City or anywhere in the Philippines where said Respondent may be located or found, representing Complainant's judgment award (including execution fees and deposit fees) pursuant to the Decision 20 March 2023 of this Regional Arbitration Branch.

In case you fail to collect the amounts above-mentioned in cash from the respondents, or the amount collected is insufficient to satisfy the judgment award, you are hereby ORDERED to cause the satisfaction of the judgment award accordance with the order of enforcement stated in Section 9 (a), Rule XI of the 2011 *NLRC Rules of Procedure*, as amended, to wit: (a) Cash bond; (b) Bank deposits; (c) Surety Bond; (d) Personal property of respondents not exempt from execution; and (e) Real property of respondent, and to deposit the proceeds from the sale to the Cashier of the Commission, with prior knowledge of the undersigned for further disposition.

If the bonding company refuses to comply with the writ of execution, you may proceed to levy on the personal property, and if insufficient, the real property of the bonding company, without prejudice to contempt proceedings against its officers or authorized representatives.

Lastly, you are further directed to submit progress/periodic reports thereon, thirty (30) days from receipt hereof, and every thirty (30) days thereafter during the lifetime of this Writ unless fully satisfied, pursuant to Section 12, Rule XI of the 2011 *NLRC Rules of Procedure*, as amended

**SO ORDERED.**

Quezon City, Philippines. 7 June 2023.

  
**RAPHAEL KENNETH E. YBAÑEZ**  
*Labor Arbiter*

