

Republic of the Philippines  
**OFFICE OF THE CITY PROSECUTOR**  
Marikina City

PEDRO PONTILLAS,  
Complainant,

I.S. NO. 07-2166

-versus-

For:

CAMILO MILLENDEZ, JR.,  
Respondent.

RECKLESS IMPRUDENCE  
RESULTING IN DAMAGE  
TO PROPERTY WITH  
PHYSICAL INJURIES

x-----x

**RESOLUTION**

This resolves the complaint for Reckless Imprudence Resulting in Damage to Property with Physical Injuries against Camilo Millendez, Jr. filed by Pedro Pontillas.

Complainant asserts that while he was on board his motorcycle, traversing A. Bonifacio Ave., Barangka, Marikina City on August 31, 2007 at about 12:30 am, the vehicle being driven by respondent hit and bumped the back portion of complainant's motorcycle causing damage thereon and several abrasions on his legs and elbows.

In his counter-affidavit, respondent admitted having driven too close to the complainant's motorcycle so that although he stepped on the breaks, it was already too late for him to do so. This is a clear admission of liability on the part of respondent. In fact, during the confrontation, he manifested his willingness to answer for whatever damages he may have caused, only that he was asking for time. Having made several promises in the past, that were all unfulfilled, complainant already was unwilling to listen to his empty words.

WHEREFORE, let separate information for Reckless Imprudence Resulting in Damage to Property and Reckless Imprudence Resulting in Slight Physical Injuries be filed against respondent, Art. 48 of the Revised Penal Code being inapplicable.

Marikina City, April 11, 2008.

**PRIMO P. ALONZO, II**  
State Prosecutor

APPROVED:  
(Per Authority under Office Order  
No. 2007-64 dated Sept. 14, 2007)

**NESTOR V. GAPUZAN**  
1st Assistant City Prosecutor

/lfp041108  
Copy Furnished:  
Pedro C. Pontillas  
3 China Road, Greenheights Subd.,  
Brgy. Nangka, Marikina City

Camilo Millendes Jr.  
2 Matatag St., Brgy. Pinahan  
Quezon City

Republic of the Philippines  
National Capital Judicial Region  
**METROPOLITAN TRIAL COURT**  
City of Marikina

PEOPLE OF THE PHILIPPINES

CRIM. CASE NO. \_\_\_\_\_  
(I.S. NO. 07-2166)

-versus-

For:

**CAMILO T. MILLENDEZ, JR.,**  
(#2 D. Matatag St., Brgy. Piñahan  
Quezon City)

RECKLESS IMPRUDENCE  
RESULTING IN SLIGHT  
PHYSICAL INJURY

Accused.

x-----x

**INFORMATION**

The undersigned 4<sup>th</sup> Assistant City Prosecutor accuses CAMILO T. MILLENDEZ, Jr. of the crime of Reckless Imprudence Resulting to Slight Physical Injury committed as follows:

That on or about the 31<sup>st</sup> day of August 2007, in the City of Marikina, Philippines and within the jurisdiction of this Honorable Court, the above-named accused, being then the driver and owner of a Mitsubishi Delica Pass Van bearing plate number XGB-523, did then and there willfully, unlawfully and feloniously drive, manage and operate the same in a reckless, negligent and imprudent manner, without due regard to traffic laws, rules and regulations and without taking the necessary care, and precaution to avoid injuries to persons, causing by such negligence, carelessness and imprudence, the said vehicle to hit and bump a Mitsukoshi Absolute Motorcycle owned and driven by PEDRO PONTILLAS, thereby inflicting physical injuries, which required medical attendance and incapacitated him from performing his customary labor for a period of less than nine (9) days.

CONTRARY TO LAW.  
City of Marikina, April 11, 2008.

**PRIMO P. ALONZO, II**  
State Prosecutor

APPROVED:  
(Per Authority under Office Order  
No. 2007-64 dated Sept. 14, 2007)

**NESTOR V. GAPUZAN**  
1st Assistant City Prosecutor

I hereby certify that a preliminary investigation was conducted in this CASE; that the accused was informed of the complaint and of the evidence submitted against him; that he was given the opportunity to submit controverting evidence; that based on the evidence presented, there is reasonable ground to believe that the crime has been committed and that the accused is probably guilty thereof.

**PRIMO P. ALONZO, II**  
State Prosecutor

SUBSCRIBED AND SWORN to before me this \_\_\_\_\_ in Marikina City.

WITNESSES:

1. Pedro Pontillas - #3 China Rd. Greenheights Subd. Nangka, Marikina City
  2. SPO2 Ignacio P. Lim Jr. – Investigating Officer, c/o Marikina Traffic Police.
  3. Superbike Center – Estimator, 255 Shoe Ave., cor. V. Santos St. Sto. Niño Mkna City.
- And Others.

BAIL RECOMMENDED : Bail not required.

Republic of the Philippines  
National Capital Judicial Region  
**METROPOLITAN TRIAL COURT**  
City of Marikina

PEOPLE OF THE PHILIPPINES

CRIM. CASE NO. \_\_\_\_\_  
(I.S. NO. 07-2166)

-versus-

For:

**CAMILO T. MILLENDEZ, JR.,**  
(#2 D. Matatag St., Brgy. Piñahan  
Quezon City)

RECKLESS IMPRUDENCE  
RESULTING IN DAMAGE  
TO PROPERTY

Accused.

x-----x

**INFORMATION**

The undersigned 4<sup>th</sup> Assistant City Prosecutor accuses CAMILO T. MILLENDEZ, Jr. of the crime of Reckless Imprudence Resulting in Damage to Property committed as follows:

That on or about the 31<sup>st</sup> day of August 2007, in the City of Marikina, Philippines and within the jurisdiction of this Honorable Court, the above-named accused, being then the driver and owner of a Mitsubishi Delica Pass Van bearing plate number XGB-523, did then and there willfully, unlawfully and feloniously drive, manage and operate the same in a reckless, negligent and imprudent manner, without due regard to traffic laws, rules and regulations and without taking the necessary care, and precaution to avoid damage to property, causing by such negligence, carelessness and imprudence, the said vehicle to hit and bump a Mitsukoshi Absolute Motorcycle owned and driven by PEDRO PONTILLAS, thereby causing damage to the latter vehicle in the amount of ₱16,016.00, to the damage and prejudice of the owner thereof in the aforesaid amount.

CONTRARY TO LAW.  
Marikina City, April 11, 2008.

**PRIMO P. ALONZO, II**  
State Prosecutor

APPROVED:  
(Per Authority under Office Order  
No. 2007-64 dated Sept. 14, 2007)

**NESTOR V. GAPUZAN**  
1st Assistant City Prosecutor

I hereby certify that a preliminary investigation was conducted in this CASE; that the accused was informed of the complaint and of the evidence submitted against him; that he was given the opportunity to submit controverting evidence; that based on the evidence presented, there is reasonable ground to believe that the crime has been committed and that the accused is probably guilty thereof.

**PRIMO P. ALONZO, II**  
State Prosecutor

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WITNESSES:

1. Pedro Pontillas - #3 China Rd. Greenheights Subd. Nangka, Marikina City
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  3. Superbike Center – Estimator, 255 Shoe Ave., cor. V. Santos St. Sto. Niño Mkna City.
- And Others.

**BAIL RECOMMENDED : PhP 4,0004.00**

Republic of the Philippines  
**METROPOLITAN TRIAL COURT**  
City of Marikina

PEOPLE OF THE PHILIPPINES,

Crim. Case No. \_\_\_\_\_  
(I.S. No. 07-2166)

-versus-

For:

**CAMILO MILLENDEZ, JR.**  
Accused.

X-----X

**RECKLESS IMPRUDENCE**  
RESULTING IN SLIGHT PHYSICAL  
INJURIES AND RECKLESS IMPRUDENCE  
RESULTING IN DAMAGE TO PROPERTY

**MOTION FOR CONSOLIDATION**

COMES NOW, the prosecution through the undersigned State Prosecutor, and to this Honorable Court, respectfully states:

- 1) That the above-entitled cases are closely related to and inextricably interwoven with one another;
- 2) That these cases are founded on the same facts and/or forming parts of a series of offenses of similar character which may be tried jointly by one branch of this Honorable Court pursuant to Section 14, Rule 119 of the 1985 Rules on Criminal Procedure; and
- 3) That the prosecution will be presenting common evidence in these cases.

WHEREFORE, it is respectfully prayed that these cases be consolidated, raffled and assigned to only one branch of this Court.

City of Marikina.  
April 11, 2008.

**PRIMO P. ALONZO, II**  
State Prosecutor

THE CLERK OF COURT

Greetings:

Please submit the foregoing Motion for Consolidation to this Honorable Court for its consideration and approval immediately upon receipt hereof.

**PRIMO P. ALONZO, II**  
State Prosecutor