

**Title:** Libi vs. Intermediate Appellate Court, Gotiong, et al., 288 Phil. 780 (1985)

**Facts:**

Julie Ann Gotiong, an 18-year-old commerce student, and Wendell Libi, in the same age range, were sweethearts until December 1978 when Julie ended the relationship. Wendell persistently sought reconciliation, leading to threats against Julie. On January 14, 1979, both were found dead in the Gotiong residence from gunshot wounds inflicted by a Smith and Wesson revolver owned by Cresencio Libi.

Parents of Julie Ann (Felipe and Shirley Gotiong) filed a case for damages against the parents of Wendell (Cresencio and Amelia Yap Libi) under Article 2180 of the Civil Code. The trial court dismissed the complaint for lack of evidence but the Gotiongs appealed. On appeal, the Intermediate Appellate Court reversed the trial court's decision, holding the Libis liable for moral and exemplary damages and attorney's fees.

**Procedural Posture:**

1. Trial Court (CFI of Cebu): **Case filed** by Gotiongs for damages against Libis.  
- **Decision:** Dismissed for insufficiency of evidence.
2. Intermediate Appellate Court: **Appeal filed** by Gotiongs.  
- **Decision:** Reversed trial court; held Libis liable.
3. Supreme Court: **Petition filed** by Libis for review of appellate court decision.

**Issues:**

1. Whether the Intermediate Appellate Court correctly reversed the trial court's decision.
2. Whether Article 2180 of the Civil Code was correctly interpreted to make Wendell Libi's parents liable for his alleged actions leading to the death of Julie Ann Gotiong.

**Court's Decision:**

1. **Reversal Justification:**
  - The Supreme Court validated the appellate court's assessment, particularly its handling of evidence regarding Wendell's character and activities. The testimonies pointed to Wendell's contentious behavior and the possession of the firearm.
  - Examination of witness credibility demonstrated negligent supervision by Wendell's parents regarding the firearm, thus leading to liability.
2. **Interpretation of Article 2180:**
  - The Court held that parental liability under Article 2180 for minor children's actions is primary, not subsidiary. Thus, unless parents prove exercised diligence to prevent damages,

they are liable.

- The Court clarified inconsistencies in jurisprudence regarding the nature of parental liability, emphasizing the need for consistent application of primary liability for both quasi-delicts and criminal acts committed by minors.

**\*\*Doctrine:\*\***

1. **\*\*Primary Parental Liability:\*\*** Parents are primarily liable for damages caused by their minor children's actions if negligence in supervision can be shown. This liability covers both quasi-delicts and criminal acts under Article 2180 of the Civil Code.

2. **\*\*Due Diligence Requirement:\*\*** Parents must demonstrate exertion of due diligence akin to a good father of a family to escape liability for their minor children's wrongful acts.

**\*\*Class Notes:\*\***

- **\*\*Article 2180, Civil Code:\*\*** Establishes liability for parents over minor children's tortious acts.

- **\*\*Article 101, Revised Penal Code:\*\*** Discusses civil liability for minors' criminal acts, imputing responsibility unless due diligence is proven.

- **\*\*Comparative Jurisprudence:\*\*** Supreme Court decisions (Exconde, Araneta, Salen) highlight primary liability of parents, fortifying the need for parents to diligently monitor and supervise children.

- **\*\*Solidary Liability:\*\*** Article 2194 of Civil Code implicates joint responsibility, signaling strong preventive diligence.

**\*\*Historical Background:\*\***

This case reflects evolving judicial thought on parental responsibility amid societal concerns about juvenile delinquency and the influence of familial oversight on young individuals' behaviors, especially in the context of firearms and drug-related activities.

**\*\*Key Elements for Memorization:\*\***

- **\*\*Primary Liability:\*\*** Parents are directly and primarily liable under Article 2180 and 101, RPC.

- **\*\*Due Diligence Defense:\*\*** Proof of supervisory diligence can exonerate parents from liability.

- **\*\*Consistency in Applications:\*\*** Supreme Court mandates uniform application of these principles across cases for clarity and precedence.

This decision centers on the core responsibility of parental supervision, symbolizing the

legal expectations placed on guardians to prevent juvenile misconduct through diligent oversight and safe practices, particularly concerning potentially dangerous possessions like firearms.