

NONYLON T. BUTACAN, PETITIONER, VS. THE PEOPLE OF THE PHILIPPINES AND NADINE DE GUZMAN, RESPONDENTS.

Ponente: DIAMANTE, FRANCHITO N., J.

Read online (full-text search, related cases, audio case brief): <https://batas.org/library/108519623875/>

DIAMANTE, FRANCHITO N., J.:

On October 1, 2014, petitioner filed a Motion for Reconsideration^[1] of Our Resolution dated September 15, 2014 denying her Motion for Extension of Time to File Petition for Review and dismissing the case for having been filed out of time.

Consequently, on December 12, 2014, the Office of the Solicitor General, in behalf of public respondent People of the Philippines, seasonably filed a Motion for Further Extension of Time to File Comment praying for an extension of thirty (30) days, or until January 12, 2015 within which to file Comment. Thus, the same is hereby GRANTED and the Comment filed on January 8, 2015, or within the period prayed for, is ADMITTED.

Meanwhile, petitioner, in her Motion for Reconsideration claims that there was a typographical error in her earlier motion for extension dated August 22, 2014. She claims that the actual receipt of the Order dated August 5, 2014 was actually on August 14, 2014,^[2] and not July 14, 2014, as reflected in her motion of extension. Thus, she has from August 14, 2014 until August 29, 2014 within which to file her Petition for Review.

Petitioner, as the records would show, has filed her Motion for Extension of Time to File Petition for Review on August 27, 2014,^[3] or within the fifteen-day reglementary period for filing an appeal. Hence, counting another extended period of fifteen days from August 29, 2014, petitioner has until September 13, 2014 within which to file her petition.

WHEREFORE, in the interest of substantial justice, petitioner's Motion for Reconsideration is hereby GRANTED. Our Resolution dated September 15, 2014 is SET ASIDE and the above-entitled case is REINSTATED.

The Petition for Review seasonably filed by petitioner on September 12, 2014^[4] and its annexes are hereby ADMITTED to form part of the records of the case.

Without necessarily giving due course to the Petition, respondents are ordered to file their Comment on the Petition, not a motion to dismiss, within ten (10) days from notice, to which petitioner, may file a Reply, within five (5) days from receipt thereof. Upon submission of the aforesaid pleadings or the expiration of the period for filing the same, the Petition will be deemed submitted for decision, unless the Court requires the filing of Memoranda from the parties.

SO ORDERED.

Librea-Leagogo, C.C., Chairperson, and Sadang, M.Q.C., JJ., concur.

[1] Rollo, pp. 114-118

[2] Rollo, p. 38

[3] Id. at 3-7

[4] Id. at 11-113

ABOUT BATAS.ORG

Study smarter at BATAS.org

The Philippine bar review and law-school companion built around how your brain actually remembers.

The complete Philippine law library - free for everyone.

More than 100,000 Supreme Court decisions, Republic Acts, and executive issuances - full-text searchable, browsable by category and year, and always free. No paywall, no login. This PDF came from it.

Audio case-brief lectures.

Any decision becomes a podcast-style lecture - facts, issues, ruling, and doctrine - with read-along highlighting and a hands-free presentation mode. Study while commuting, working out, or resting your eyes.

Bar review built on the science of memory.

Complete, sequenced courses for all eight bar subjects, narrated like podcasts and reinforced with retrieval practice and spaced review - the study techniques with the strongest evidence behind them.

The full law-school curriculum.

One subscription unlocks the entire J.D. curriculum - every subject, every lesson, with your progress tracked down to the paragraph so you can pick up exactly where you left off, on any device.

Mock exams that tell you where you stand.

Timed multiple-choice exams graded instantly, with per-subject score breakdowns and focus suggestions that point you at your weakest topics first.

A study planner that keeps you on pace.

Set your schedule and BATAS tells you every day whether you are on track for bar day - and exactly which lesson to take next.

Start free at <https://batas.org>

The law library is free forever - and your first lesson is one click away.

The text of this document is an official public record and remains in the public domain. Formatting, presentation, and compilation © 2026 batas.org.

Downloaded free from the batas.org Law Library. Share it freely - the library is free for every law student, bar reviewee, and practitioner.