

**LEONILA A. VISTAN, COMPLAINANT, VS. JUDGE RUBEN T. NICOLAS,  
MUNICIPAL TRIAL COURT, PANDI, BULACAN, RESPONDENT.**

*A.M. No. MTJ-87-79. December 02, 1991*

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**PER CURIAM:**

Acting on respondent Judge's Motion for Reconsideration, dated 1 October 1991, of the Decision of 13 September 1991, which dismissed him from the service with prejudice to re-employment in any branch, agency or instrumentality of the government including government-owned or controlled corporations and with forfeiture of all his accrued retirement benefits and leave credits, if any, the Court **RESOLVED**, out of humanitarian consideration for respondent Judge who is due for retirement on 17 December 1991, to **AMEND** the dispositive portion of its Decision of 13 September 1991 to read as follows:

WHEREFORE, 1) in AC No. 3040, the prayer for disbarment is **DENIED** but respondent Municipal Trial Court Judge, Ruben T. Nicolas, is **SEVERELY CENSURED** for his gross misconduct in holding himself out as a candidate for an elective office while still a member of the Bench; 2) in AM No. MTJ-87-79, respondent Judge is hereby **DISMISSED** from the service, with prejudice to re-employment in any branch, agency or instrumentality of the government, including government-owned or controlled corporations. He may however, enjoy all vacation and sick leave benefits that he has earned during the period of his government service. (Revision underlined).

This Resolution is immediately executory.

**SO ORDERED.**

Narvasa, Melencio-Herrera, Gutierrez, Jr., Cruz, Paras, Feliciano, Padilla, Bidin, Grino-Aquino, Medialdea, Regalado, Davide, Jr., and Romero, JJ., concur.  
Fernan, C.J., on leave.

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