

**ALLEN JOSEPH T. QUIWA, DAVID JEROME T. QUIWA, JELAINE
MAYDEL T. QUIWA, AND JEAN KIRSTI T. QUIWA,
PLAINTIFFS-APPELLEES, VS. SPS. SERGIO SANTOS AND CARMEN G.
SANTOS, DEFENDANTS-AP...**

Ponente: LAMPAS PERALTA, J.

Read online (full-text search, related cases, audio case brief): <https://batas.org/library/b983c4a92fb3/>

LAMPAS PERALTA, J.:

In a letter dated January 27, 2015 of Mr. Ronnie A. Inacay, Officer-in-Charge, Civil Cases Section of this Court, it was manifested that:

The original records of the above-entitled case was transmitted and received by the Court on 9 December 2014 from the Regional Trial Court, Branch 46, San Fernando City, Pampanga. The case was docketed and subsequently raffled to the Hon. Fernanda Lampas Peralta on 12 December 2014. However, upon checking of the records, it was found out that the instant case was a SPECIAL CASE. Hence, this antecedent facts for report:

1. December 16, 2013 - Decision of the MTCC, Br. III, San Fernando City, Pampanga (O.R. pp. 380-389)
2. January 20, 2014 - Notice of Appeal from the MTCC decision filed by the defendants-appellants (O.R. pp. 407-407-A)
3. September 26, 2014 - Decision of the RTC-Br. 46, San Fernando City, Pampanga (O.R. pp. 453-456)
4. October 13, 2014 - Notice of Appeal filed by the counsel for the respondents- appellants (O.R. pp. 460)
5. October 24, 2014 - RTC received a copy of the Petition for Review filed by the petitioners-appellants with this Court (O.R. pp. 462-501)

- Order giving due course to the Notice of Appeal and ordering the elevation of the original records to this Court (O.R. p. 502)

Upon verification, petitioners Spouses Sergio Santos and Carmen G. Santos filed a Petition for Review on 23 October 2014 and docketed CA-G.R. SP No. 137678 with this Court and subsequently raffled to the Hon. Nina G. Antonio-Valenzuela.

The foregoing considerations show that defendants-appellants had filed both a notice of appeal, and a petition for

review of the Regional Trial Court's Decision. The petition for review is pending before another Justice of this Court.

In the present case, there is no denying that the mode of appeal taken by defendants-appellants, which is by way of notice of appeal from the Decision rendered by the Regional Trial Court in the exercise of its appellate jurisdiction, is inappropriate.[1] The present appeal must therefore be dismissed.[2]

WHEREFORE, the present appeal is dismissed outright.

SO ORDERED.

Cruz, S.C., and Hernando, R.P.L., JJ., concur.

[1] Section 1, Rule 42, 1997 Rules of Civil Procedure, as amended

[2] Section 2, Rule 50, *ibid.*

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.