

**GATA DAKU MULTI-PURPOSE COOPERATIVE, PETITIONER, VS.
NATIONAL LABOR RELATIONS COMMISSION, 8TH DIVISION, NOEL H.
PANDERO, IRIS R. MARTIZANO, RAEGIL KEN A. TAMPARONG, ELMA
D. BAG-...**

Ponente: FRANCISCO, J.

Read online (full-text search, related cases, audio case brief): <https://batas.org/library/da03c767e068/>

FRANCISCO, J.:

Before Us is a Petition for Certiorari and Injunction with Prayer for Writ of Prohibitory Injunction and Temporary Restraining Order under Rule 65 of the Rules of Court mainly intended to nullify and/or declare NULL and VOID the following:

- a) The Decision[1] promulgated by the National Labor Relations Commission (NLRC Eight Division, dated 31 October 2013 in NLRC Case No. MAC-04-013016-2013 entitled “ Noel H. Pandero, et al., vs. Gata Daku Multi-Purpose Cooperative, Inc.”
- b) The Resolution[2] promulgated by respondent National Labor Relations Commission (NLRC Eight Division, dated 26 December 2013 in the same case above-cited.

A perusal however of the petition reveals the following infirmities:

- There is no Written Explanation why the petition was filed and served by mail in violation of Sec. 11, Rule 13, Revised Rules of Civil Procedure;
- There is incomplete allegations of material dates since the date of receipt of assailed Resolution dated October 31, 2013 and the date of filing of MR were not indicated in violation of Sec. 3 (2nd par.), Rule 46, supra;
- Pertinent documents such as the Motion for Reconsideration filed before the NLRC, the Complaint filed before the Labor Arbiter and the Decision rendered therein which are material portions of the record referred to in the Petition were not appended thereto in violation of Sec. 3 (3[rd] par.), Rule 46, supra.

Section 3 (6), Rule 46 of the Rules, supra, provides that “failure of the petitioner to comply with any of the foregoing requirements shall be sufficient ground for the dismissal thereof.”

WHEREFORE, premises considered, the instant petition is hereby DISMISSED.

The excess payment in the docket fees in the amount of P20.00 is hereby ORDERED returned to the petitioner.

SO ORDERED.

Borja, J., Chairperson and Badeles, JJ., concur.

[1] Rollo, p. 21.

[2] Rollo, p. 28.

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.