

TESSIE H. AGUNAN, GEORGE HARRY, RAMIL SUENO, IMELDA SUENO AND CARMELITA SUENO, PETITIONERS, V. JUDGE CARLITO A. CORPUZ AND HON. JUDGE EDILBERTO T. CLARAVALL, PRESIDING JUDGE, RE...

Ponente: ELBINIAS, J.

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ELBINIAS, J.:

This Court issued a Resolution[1] dated February 23, 2011 referring the Petition[2] at bench to the Philippine Mediation Center-Court of Appeals ("PMC-CA" for brevity) for mediation.

The PMC-CA assigned the case to Atty. Danilo C. Cunanan, who thru skillful efforts of mediation, achieved a successful settlement between petitioners Tessie Agunan, George Harry, Ramil Sueno, Imelda Sueno and Carmelita Sueno ("petitioners" for brevity) and private respondent Judge Carlito A. Corpuz ("private respondent" for brevity). Attached to the Mediator's Report[3] was the Compromise Agreement[4] executed by the parties which stated, among others, the following:

"Petitioners, assisted by counsel and private respondent, by himself, unto the Honorable Court, most respectfully manifest that they have already amicably settled their respective claims and counterclaims against each other under the following terms and conditions[:]

1. Petitioners hereby recognize and acknowledge the legal services rendered by private respondent in their favor involving their rights in and over the property formerly covered by TCT No. T-17648 of the Registry of Deeds of Baguio City then registered in the name of the Heirs of Harry Balong.
2. Petitioners likewise recognize the rightful entitlement of private respondent of his contingent fees, which, as regards petitioners['] share is 1,380 square meters only, which they undertake to deliver and convey unto private respondent upon final termination of all cases involving the subject property now pending in different courts and government agencies in Baguio City.
3. In case of failure of petitioners to deliver and convey the aforesaid 1,380 square meters referred to in paragraph 2 above, private respondent shall be entitled to the issuance of a writ of execution of this Compromise Agreement upon motion to be filed before the Regional Trial Court Branch 60, Baguio City in Civil Case No. 6453-R entitled 'Judge Carlito A. Corpuz vs. Register of Deeds of Baguio City, et al.'"[5]

Such terms of the "Compromise Agreement"[6] are shown not to be contrary to law, morals, good customs, public order or public policy.

WHEREFORE, the parties' "Compromise Agreement" is APPROVED. The Compromise Agreement and its terms are adopted as the Judgment in this case. The parties are enjoined to abide by the Agreement in good faith.

Consequently, the Petition at bench is considered CLOSED and TERMINATED.

Let a copy of this Resolution be furnished to the parties, their counsels, and, to Atty. Danilo C. Cunanan thru the Philippine Mediation Center-Court of Appeals.

SO ORDERED.

Didican (Chairman) and Paredes, JJ., concur.

[1] Rollo, pp. 182-183.

[2] Rollo, pp. 5-26.

[3] Rollo, p. 184.

[4] Rollo, p. 185.

[5] Rollo, p. 185.

[6] Rollo, p. 185.

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