

**THE PEOPLE OF THE PHILIPPINE ISLANDS, PLAINTIFF AND
APPELLEE VS. BASILIA TONGCO ET AL., DEFENDANTS, CLAUDIO
SCOTT ET AL., DEFENDANTS AND APPELLANTS.**

G. R. No. 38885. May 28, 1934

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J. STEVENS-ACTING CLERK OF COURT

This court having regularly acquired jurisdiction for the trial of the above-entitled cause submitted by both parties for decision, after consideration thereof by the Court upon the record, its decision and order for the judgment having been filed on the _____ 11th _____ day of _____ May _____, A. D. nineteen hundred and _____ thirty-four _____;

By virtue thereof it is hereby adjudged and decreed that the order of the Court of the First Instance of _____ Manila _____, dated the _____ 24th _____ day of _____ February _____, nineteen hundred and _____ thirty-three _____, and from which the above-entitled appeal was taken, be, and the same is hereby, affirmed in all its parts, with costs against the appellants. Inasmuch as the penalty imposed is more than one year, the provisions of Act No. 4103 ; known as the Intermediate Sentence Law are applicable to the herein defendant-appellants, so that the maximum penalty which each of them should suffer is hereby fixed at one (1) year and one (1) day of prision correccional, and the minimum at four (4) months of arresto mayor, which penalty prescribed by law, to wit; arresto mayor in its medium degree to prision correccional in its minimum and medium degrees. The costs amount P24.00 for the collection of which the trial Judge shall proceed by summary proceedings.

It is further ordered that the said cause be remanded to the Court of First Instance.

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