

JOVITA GO, IN HER OWN BEHALF AND AS ADMINISTRATRIX OF THE ESTATE OF GO LIAN SENG, JAO KIM JUA, VIRGINIA GO AND WILLIAM GO, PETITIONERS-APPELLANTS, VS. CARIDAD A. TROCINO AND COU...

G.R. No. 51047. June 19, 1982

Ponente: AQUINO, J.

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AQUINO, J.:

The petitioners appealed from the decision of the Court of Appeals, affirming the order of the Court of First Instance of Cebu in Special Proceeding No. 2703-R, Intestate Estate of Go Lian Seng, which directed Jovita Go, as administratrix, or the heirs to pay lawyer Caridad A. Trocino attorney's fees equivalent to fifteen percent of the net value of the estate amounting to P205 ,930.83 (CA-G.R. No. 49699-R, April 17, 1979).

The appeal was given due course. The petitioners filed their brief. The case was submitted for decision without Trocino's brief.

On May 25, 1982 , the parties submitted the following compromise agreement, wherein they prayed that a decision be entered pursuant thereto and that the case be considered terminated:

"Come now the Parties and to this Honorable Supreme Court respectfully submit the foregoing agreement to be the basis of decision:

"1. That they have agreed as they do hereby agree to compromise the case;

"2. That the Appellee Caridad A. Trocino has accepted as she has accepted and acknowledge receipt of the sum of FIFTEEN THOUSAND PESOS (P15 ,000.00), as full and complete payment of any and all claims against the Estate of Go Lian Seng and/or any or all of the Appellants in Special Proceedings No. 2703-R of the Court of First Instance of Cebu, subject matter of herein appeal;

"3. That the parties ask that the case be considered terminated and satisfied without further pronouncement for costs or attorney's fees.

"WHEREFORE, the parties pray that the decision be entered pursuant to the foregoing compromise agreement.

" Cebu City, FOR MANILA, May 12, 1982.

Sgd. Jovita Go Sgd. C. A. Trocino

JOVITA GO CARIDAD A. TROCINO

For the Appellants as the Appellee In her own behalf

Assisted by:

Sgd. V. L. Legaspi

V. L. LEGASPI

Attorney for the Appellants

D.B.P. Bldg., Cebu City"

Judgment is hereby rendered in accordance with the foregoing compromise agreement. This case is considered closed. No costs.

SO ORDERED.

Barredo, (Chairman), Guerrero, Abad Santos, De Castro, and Escolin, JJ.,concur.

Concepcion, Jr., J., on leave.

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