



Republic of the Philippines  
 DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT  
 REGION XIII (CARAGA REGION)  
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May 11, 2012  
 DILG-13 OPINION NO. 19

Atty. PAISAL M. MAMINTAL  
 Attorney III  
 National Commission on Muslim Filipinos  
 Caraga Regional Office 13  
 106 T. Calo Extn., Butuan City

DILG - REGION XIII  
**RELEASED**  
 DATE: MAY 14 2012  
 TIME: 9:35  
 BY: Smbaybey

Dear Atty. Mamintal:

This refers to your letter requesting this Office to intercede or investigate the alleged infirmities in the issuance of Certificate to File Action by the Lupong Tagapamayapa of Brgy. Sto. Niño, Hinatuan, Surigao del Sur.

Please be informed that we cannot grant your request. The case filed before the Lupon is now lodged at the Regional Trial Court, Branch 29, Bislig City and our intercession/investigation may violate the *sub judice* rule. Thus, any infirmity in the issuance of the certificate to file action may be alleged by spouses Moctar and Geraldine Malawi as a defense in their answer.

We hope to have clarified you on this matter.

Very truly yours,

  
 LILIBETH A. FAMACION, CESO IV  
 OIC- Regional Director

cc: Mr. Pedrito P. Alacaba  
 Provincial Director, DILG  
 Surigao del Sur