

RESOLUTION NO. 2012-305
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RESOLUTION AMENDING RESOLUTION NO. 2012-290, BY INCLUDING THEREIN THE HONORABLE CITY MAYOR WHO, TOGETHER WITH THE CITY LEGAL OFFICER, IS BEING AUTHORIZED TO FILE A CIVIL CASE FOR A JUDICIAL DECLARATION OF THE CLOSED GATE OF THE BICOL MEDICAL CENTER AS NUISANCE PER ACCIDENS WITH A PRAYER FOR PRELIMINARY MANDATORY INJUNCTION:-

Sponsor: Hon. Nelson S. Legacion

WHEREAS, on July 3, 2012, upon request of the City Legal Officer, the Sangguniang Panlungsod adopted Resolution No. 2012-290, entitled: "Resolution authorizing the City Legal Officer, Atty. Perfecto N. Bragais III, to file a civil case for a judicial declaration of the closed gate of the Bicol Medical Center as a nuisance per *accidens* with a prayer for Preliminary Mandatory Injunction against said hospital represented by its Medical Director, Dr. Efren S. Nerva;

WHEREAS, in his letter dated July 17, 2012, the City Legal Officer requested for amendment of SP Resolution No. 2012-290 to include therein the Honorable City Mayor who, together with the City Legal Officer, is being authorized to file a case for a judicial declaration of the closed gate of the Bicol Medical Center as a nuisance per *accidens* with a prayer for preliminary mandatory injunction;

WHEREAS, finding the said request for amendment of SP Resolution No. 2012-290 to be in order and necessary in the filing of the said case;

NOW, THEREFORE, on motion of Hon. Nelson S. Legacion, seconded by Hon. David Casper Nathan A. Sergio;

BE IT RESOLVED, as it is hereby resolved, to amend Resolution No. 2012-290, by including therein the Honorable City Mayor who, together with the City Legal Officer, is being authorized to file a civil case for a judicial declaration of the closed gate of the Bicol Medical Center as nuisance per *accidens* with a prayer for preliminary mandatory injunction

LET COPIES of this resolution be furnished His Honor, the City Mayor and the City Legal Officer for their information.

APPROVED.

Adopted: July 17, 2012

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WE HEREBY CERTIFY to the correctness of the foregoing resolution.

GIL A. DE LA TORRE
Secretary to the
Sangguniang Panlungsod

GABRIEL H. BORDADO, JR.
City Vice Mayor &
Presiding Officer