

FORM 1-SCC

REPUBLIC OF THE PHILIPPINES
Municipal Trial Court in Cities
9th Judicial Region
Dipolog City
Branch 1

RURAL BANK OF DIPOLOG,
Represented by: ASAHI HAMADA
Plaintiff,

SMALL CLAIMS CASE NO.:21-01
For: Collection of Sum of Money

vs.

JOSE SANTOS,
Defendant.

x

x

STATEMENT OF CLAIM
(HABLA NG PAGSINGIL)

1) The personal circumstances of the parties are as follows:
(Ang bawat panig ay ang mga sumusunod)

<u>RURAL BANK OF DIPOLOG</u>	<u>N/A</u>	<u>N/A</u>	<u>N/A</u>
NAME OF PLAINTIFF	SEX	AGE	CIVIL STATUS
(Pangalan ng Naghhabla)	(Kasarian)	(Edad)	(Katayuang Sibil)

(Put a check on any of the following)
(Pumili sa mga sumusunod at lagyan ng tsek)

☐ INDIVIDUAL (Tao/Indibidwal)	☒ CORPORATION (Korporasyon)	☐ PARTNERSHIP (Bakasan)
☐ COOPERATIVE (Kooperatiba)	☐ SOLE PROPRIETORSHIP (Solong Pagmamay-ari)	

NATURE OF BUSINESS:
(Uri ng Negosyo)

☒ BANKING (Bangko)	☐ LENDING Pagpapautang)
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☐ OTHERS/PLEASE INDICATE: _____
(Iba pang uri ng negosyo)

PLAINTIFF’S HOME ADDRESS:
(Pahatirang Sulat sa Bahay ng Naghahabla)

(City) <u>Rizal Avenue, Central Barangay, Dipolog City</u> (Lungsod)	<u>7100</u> Zip Code
(Province, if applicable) <u>Zamboanga del Norte</u> (Lalawigan, kung meron)	<u>7100</u> Zip Code

Telephone No. <u>(065)212-5566</u>	Cellphone No.: <u>09061436152</u>
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(Telepono Blg.)
PLACE OF WORK: N/A
(Lugar ng Pinagtatrabahuan)

(Selpon Blg.)

Telephone No. N/A
(Telepono Blg.)

Cellphone No. N/A
(Selpon Blg.)

NAME OF PLAINTIFF’S REPRESENTATIVE: ASAHI HAMADA
if applicable (must be a non-lawyer)
(Pangalan ng Kinatawan:)
(kung meron) [dapat hindi abogado]

HOME ADDRESS: (City) Biasong, Dipolog City 7100
(Pahatirang Sulat sa Bahay) (Lungsod) Zip Code

(Province, if applicable) Zamboanga del Norte 7100
(Lalawigan, kung meron) Zip Code

Telephone No. (065)212-5566 Cellphone No. 09065735463
(Telepono Blg.) (Selpon Blg.) (Selpon Blg.)

PLACE OF WORK: Rural Bank of Dipolog
(Lugar ng Pinagtatrabahuan)

Telephone No. (065)212-5566 Cellphone No. 09065735463
(Telepono Blg.) (Selpon Blg.) (Selpon Blg.)

<u>MR. JOSE SANTOS</u>	<u>MALE</u>	<u>50</u>	<u>SINGLE</u>
NAME OF DEFENDANT/S	SEX	AGE	CIVIL STATUS
(Pangalan ng Hinahabla)	(Kasarian)	(Edad)	(Katayuang Sibil)

☒ INDIVIDUAL (Tao/Indibidwal)	☐ CORPORATION (Korporasyon)	☐ PARTNERSHIP (Bakasan)
☐ COOPERATIVE (Koooperatiba)	☐ SOLE PROPRIETORSHIP (Solong Pagmamay-ari)	

DEFENDANT’S HOME ADDRESS: Katipunan St., Dipolog City
(Pahatirang Sulat sa Bahay ng Hinahabla)

(City) Dipolog City 7100
(Lungsod) Zip Code

(Province, if applicable) Zamboanga del Norte 7100
(Lalawigan, kung meron) Zip Code

Telephone No. (065)212-3646 Cellphone No.: 09195656473
(Telepono Blg.) (Selpon Blg.)

PLACE OF WORK: Segabe Elementary School
(Lugar ng Pinagtatrabahuan)

Telephone No. (065)212-4455 Cellphone No. 09114847563
(Telepono Blg.) (Selpon Blg.)

NAME OF DEFENDANT’S REPRESENTATIVE: N/A
if applicable (must be a non-lawyer)
(Pangalan ng Kinatawan:)

(kung meron) [dapat hindi abogado]
HOME ADDRESS: (City) N/A N/A
(Pahatirang Sulat sa Bahay) (Lungsod) Zip Code

(Province, if applicable) N/A N/A
(Lalawigan, kung meron) Zip Code

Telephone No. N/A Cellphone No. N/A
(Telepono Blg.) (Selpon Blg.)

PLACE OF WORK: N/A
(Lugar ng Pinagtatrabahuan)

Telephone No. N/A Cellphone No. N/A
(Telepono Blg.) (Selpon Blg.)

If more than one (1) defendant, list next defendant here:
(Kung higit sa isa (1) ang Hinahabla, ilagay ang susunod na hinahabla rito:)

NAME OF DEFENDANT/S (Pangalan ng Hinahabla)	SEX (Kasarian)	AGE (Edad)	CIVIL STATUS (Katayuang Sibil)
☐ INDIVIDUAL (Tao/Indibidwal)	☐ CORPORATION (Korporasyon)	☐ PARTNERSHIP (Bakasan)	
☐ COOPERATIVE (Kooperatiba)	☐ SOLE PROPRIETORSHIP (Solong Pagmamay-ari)		

DEFENDANT’S HOME ADDRESS:
(Pahatirang Sulat sa Bahay ng Hinahabla)

(City) Zip Code
(Lungsod)

(Province, if applicable) Zip Code
(Lalawigan, kung meron)

Telephone No. Cellphone No.:
(Telepono Blg.) (Selpon Blg.)

PLACE OF WORK:
(Lugar ng Pinagtatrabahuan)

Telephone No. Cellphone No.
(Telepono Blg.) (Selpon Blg.)

*Note: If you need more space, you can write at the back of this Form.
(*Tala: Kung kailangan mo ng karagdagang patlang, maaari mong isulat sa likod ng Form na ito.)

2. Plaintiff claims the defendant owes him/her/it **₱30,000.00 – Principal Balance.**
(Ang Hinahabla ay umutang sa Naghahabla ng halagang Php30,000.00-Principal Balance)
- a) Why does the defendant owe plaintiff money?
(Bakit ang Hinahabla ay nagkautang ng salapi sa Naghahabla?)

He obtained a loan from the Rural Bank of Dipolog and this evidenced by a promissory note.

(If you need more space, please use the back page).

(Kung kailangan mo ng karagdagang patlang, maaaring gamitin ang likod ng pahinang ito.)

- b) When did this happen?

(Kailan ito nangyari?)

Date: **September 30, 2020**

(Petsa)

If no specific date, give the time period:

(Kung walang tiyak na petsa, ibigay ang tantiyang panahon)

Date started: **October 01, 2020**

(Petsa nagsimula)

Through: **February 28, 2021**

(Hanggang)

- c) How did you compute the money owed to you? (Do not include court costs or fees)
(Paano mo kinuwenta ang salaping inutang sa iyo?) [Hindi kasama ang bayad sa pagpapatala sa hukuman.]

Mr. Santos owes ₱30,000.00 and the promissory note indicates an interest of 3% per month which is equivalent to ₱3,600.00. A penalty of 2% which is equivalent to 151.74. For a total of Php33,751.74 is also imposed.

3. a) Did you ask the defendant to pay you before you filed this case?
(Siningil mo ba ang Hinahabla bago ka nagsampa ng kasong ito?)

☒ YES
(Oo)

☐ NO
(Hindi)

If no, explain: _____
(Kung hindi, ipaliwanag)

- b) How did you ask the defendant?
(Paano mo siningil ang Hinahabla?)

☒ In person
(Sa kanya mismo)

☐ By phone
(Sa telepono)

☒ In writing
(Sa sulat)

☐ Others (please specify)
(Iba pa) [pakisulat kung paano]

- c) When did you do this?
(Kailan mo ginawa ito?)

Demand letters were personally delivered, on March 4, and March 5, 2021.

4. What is your proof that defendant owes you money?
(Ano ang iyong katibayan o pruweba na ang Hinahabla ay may utang na salapi sa iyo?)

A Promissory Note only.

5. Did you attach your proof to this form?
(Iyo bang inilakip ang katibayan o pruweba sa Form na ito?)

☒ YES
(Oo)

☐ NO
(Hindi)

6. Was this claim referred to the barangay?
(Dumaan ba sa barangay ang paniningil na ito?)

☐ YES
(Oo)

☒ NO
(Hindi)

☐ Not Covered
(Hindi sakop)

State reason:
(Isulat ang dahilan)

The plaintiff is a corporation.

If yes, do you have a Certificate to File Action or a Compromise Agreement executed before the barangay?

(Kung oo, meron ka bang Patunay sa Pagsampa ng Kaso o Kasunduan na isinagawa sa barangay?)

6-A. How many small claims cases have you filed within this calendar year prior to this present case, in this court station and in the entire country: **300**
(Pang ilang kaso na itong isinampa mo sa loob ng kasalakuyang taon sa korte na ito at sa buong bansa?)

7. By the filing of this action, plaintiff hereby waives any amount in excess of P200,000.00, excluding interest and costs.
(Sa pagsampa ng kasong ito, ang Naghahabla ay isinusuko ang anumang halaga na higit sa P200,000.00, hindi kasama ang tubo at gastos sa pagsampa ng kasong ito.)

**P R A Y E R
(PAGSAMO)**

WHEREFORE, plaintiff respectfully prays for judgment ordering defendant to pay the following:

(DAHIL DITO; ang Naghahabla ay magalang na sumasamo na igawad ang kapasiyahanang utusan ang Hinahabla na magbayad sa Naghahabla ng mga sumusunod:)

- 1) ₱ 33,751.54 for the unpaid principal obligation including the interest and penalty; and
- 2) Costs of Suit.

Dipolog City, Philippines, March 07, 2021.

FOR OFFICIAL USE ONLY (Para sa Opisyal na gamit lamang)
- To be accomplished by the Branch Clerk of Court-

(Sasagutan ng Kawani ng Hukuman)

- * Cause of action
Check
Promissory Note
Contract
Oral
Written Barangay
Agreement
Others (Please specify):
.
- * Barangay conciliation required. If yes,
Certificate to File Action
Compromise
Agreement attached.
Barangay conciliation not required.
Please state the reason):

RURAL BANK OF DIPOLOG
Represented by:

ASAHI HAMADA
PLAINTIFF
(Naghahabla)

**VERIFICATION AND CERTIFICATION AGAINST
NON-FORUM SHOPPING, SPLITTING A SINGLE CAUSE
OF ACTION AND MULTIPLICITY OF SUITS**

Republic of the Philippines)
CITY OF DIPOLOG) S.S.

I, **ASAHI HAMADA**, of legal age, married, Filipino, and a resident of Biasong, Dipolog City, after having been duly sworn to an oath in accordance with law, hereby depose and say:

- 1.) That I am the complainant in the above-entitled case;
- 2.) That I have caused the preparation of this Complaint;
- 3.) That I have read the pleading and all the allegations contained therein and have known them to be true and correct to the best of my own personal knowledge or based on authentic records;
- 4.) That I have not filed any similar or identical actions involving the same parties and with the same issues with the Supreme Court, the Court of Appeals, or any other tribunal or quasi-judicial agency, and to the best of my knowledge, no such other action or claim is pending therein;
- 5.) That if I should thereafter learn that the same or similar action or claim has been filed or is pending before said courts I hereby undertake to report such fact within five (5) days therefrom.

IN WITNESS WHEREOF, I hereunto affix my signature this 10th day of March 2021, in the City of Dipolog, Philippines.

ASAHI HAMADA

Affiant

Driver's License. 9847261

Valid until 1/25/2024

SUBSCRIBED AND SWORN TO BEFORE ME, a notary public in and for the City of Dipolog, this 10th day of March 2021, affiant, **ASAHI HAMADA**, personally came and appeared with her valid Identification indicated above, bearing photograph and signature, known to me as the same person who personally signed the foregoing instrument before me and avowed under penalty of law to the whole truth of the contents of said instrument.

WITNESS MY HAND AND SEAL this 10th day of March 2021 in the City of Dipolog.

Doc. No.: 123
Page No.: 7
Book No.: IX
Series of 2021.

ATTY. JUNKYU E. SANTOS
Attorney's Roll No. 123456 – 3/28/20
PTR No. 98775-1/8/20 - Dipolog City
IBP No. 87654-1/8/20-ZN Chapter
MCLE Compliance No. 98761234
Central Barangay, Dipolog City, ZN