



Republic of the Philippines  
Department of Transportation  
**LAND TRANSPORTATION FRANCHISING AND REGULATORY BOARD**  
East Avenue, Diliman, Quezon City

---

**RESOLUTION NO. 004 Series of 2020**

(Re: Motion for Reconsideration filed by G.V. FLORIDA TRANSPORT INC. relative to the issued Resolution No. 205 S. 2019 for the route TUGUEGARAO CITY, CAGAYAN - MARIVELES, BATAAN under Memorandum Circular No. 2019-027)

**WHEREAS**, on 29 July 2019, the Qualification Committee issued its Resolution No. 205 S. 2019 wherein the Committee resolved thus:

**“NOW THEREFORE**, premises considered, this Committee resolves to recommend to the Board to **AWARD** the TUGUEGARAO CITY, CAGAYAN - MARIVELES, BATAAN route in favor of **VICTORY LINER, INC.**”

**WHEREAS**, on 16 August 2019, G.V. Florida Transport Inc. filed an Urgent Motion for Reconsideration regarding the issued Resolution No. 205 S. 2019 be recalled and/or revoked, thus only G.V. Florida Transport, Inc. and First North Luzon Transit, Inc. be deemed as the qualified applicants;

**WHEREAS**, in Par. 4, 4.1, 5 and 5.1 stated in its Motion for Reconsideration thus:

“4. The Qualification Committee noted that three (3) copies of the LTO Certificate of Registration and Official Receipt, out of the fourteen (14) submitted/provided by Victory Liner ‘are not signed/truly certified’;

4.1 That being the case, there could have been other consequence but to exclude the three (3) units from the supposed ready units;

5. Thus, in view of the mandatory requirement that only those submitted on or before the deadline for the submission of qualification documents will be considered by the Committee, the three are deemed to have not included as among the ready units. It resulted then to a situation where Victory had only eleven (11) ready units and one (1) undertaken to be delivered as scheduled. Consequently, Victory should have been credited with only 12 units which should have been resolved to be short of the fifteen units required for the route;

5.1 That it need not be over-emphasized that the basis for evaluation of the availability/readiness of units are the Certificates of Registration and the Official Receipts - original or certified true copies. The physical availability of the units are of no consequence. Failing to comply will tantamount to no other conclusion but not available/not ready;”

**WHEREAS**, Section III-B-1 of Memorandum Circular No. 2019-013 states that the primary requirement relative to the submission of OFG-compliant units is the OR/CR and undertaking that the remaining units will be made available within three (3) months as certified by vehicle manufacturer/supplier, which applicant Victory Liner, Inc. was able to comply with its submission of eleven (11) certified true copies of OR/CRs and one (1) unit with the aforesaid undertaking, which shows that Victory Liner, Inc. have its compliant units ready and available at the time of the opening proceedings, as opposed

to the submitted undertaking that 25% of the number of required units within three (3) months, 50% within six (6) months, 100% within nine (9) months will be delivered by the vehicle manufacturer/supplier by G.V. Florida Transport, Inc. and First North Luzon Transit, Inc. which shows that the same have to submit **“if no compliant units available, xxx”** as stated in Section III-B-2 of Memorandum Circular No. 2019-013;

**WHEREAS**, the Committee did not acknowledged the letter dated 8 July 2019 with attached certified true copies of LTO OR/CRs for the remaining three (3) units submitted by Victory Liner, Inc. as part of its qualification documents, thus, the recommendation of the Committee to award the subject route in favor of Victory Liner, Inc. as the most QUALIFIED because of its eleven (11) provincial bus units that are READY AND AVAILABLE as shown in the submitted certified true copies of LTO Certificates of Registration and Official Receipts including the remaining one (1) unit with undertaking, was solely based upon the sealed qualification documents submitted.

**NOW THEREFORE**, premises considered, this Committee resolves to:

1. **DENY** the Urgent Motion for Reconsideration filed by G.V. Florida Transport, Inc.;
2. **AFFIRM** the selection of Victory Liner, Inc. to operate on the route TUGUEGARAO CITY, CAGAYAN - MARIVELES, BATAAN pursuant to Resolution No. 205 S. 2019.

**APPROVED AND SIGNED** by the undersigned Chairperson and Members of the 2nd Qualification Committee pursuant to LTFRB Office Order No. 2019-114, this \_\_\_ day of 17 JAN 2020 at Quezon City, Philippines.

  
**ATTY. JENNIFER LEAH P. ROJAS**  
Chairperson

  
**JOANNE D. ELMEDOLAN**  
Member

  
**MARIZA S. LLAVORE**  
Member


  
**MARISSA PAULA E. MAMAUAG**  
Member

  
**ALEX L. CAPUNDAN**  
Member

Affirmed by the Board:

  
**ATTY. MARTIN B. DELGRA, III**  
Chairman

  
**ENGR. RONALDO F. CORPUS**  
Board Member

  
**P/MAJ. GEN. ANTONIO N. GARDIOLA, JR. (Ret.)**  
Board Member

Attested by:

  
**COL. RENWICK K. RUTAQUIO (Ret.)**  
Regional Director-RFROIV/OIC-Executive Director