



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

**RESOLUTION NO. 201 Series of 2020**  
**(Re: PARTIAL MOTION FOR RECONSIDERATION OF RESOLUTION NO. 317 SERIES OF 2019 BY EASTERN VILLAGERS MULTI PURPOSE AND TRANSPORT COOPERATIVE )**

**WHEREAS**, Resolution No. 317, Series of 2019 dated December 27, 2019 was issued by the Board, denying the Appeal of Metro Comet Transport Service filed on July 24, 2019 relative to the denial of its Application for Issuance of CPC under PUVMP on the route MANILA HILLS/ SUBURBAN – CUBAO and SILANGAN, SAN MATEO – CUBAO, and declared the re-opening of the said routes for interested applicant-operators;

**WHEREAS**, letter dated 1 June 2020 was received by the Board from Eastern Villagers Multi-Purpose Service Cooperative (EVMC), Re: PARTIAL RECONSIDERATION OF (LTFRB) RESOLUTION NO. 317, Series of 2019) but only insofar as the declaration of re-opening of the above mentioned routes;

**WHEREAS**, in the said letter, Eastern alleged that MC 2019-022 is unconstitutional as it violates the “equal protection clause” of the constitution, as there was no substantial distinction between UV Express Service and PUJ service;


**WHEREAS**, the said ground relied upon was just a rehashed issue raised in EVMC’s Opposition filed on June 3, 6 and 13 of June 2019 which was passed upon in the assailed resolution, when the Board resolved to deny the same considering that the denomination of the oppositor (i.e. PUJ) is different from the denomination (i.e. UV Express Service of the opened application for CPC;

**WHEREAS**, it should bear emphasis that this Public Utility Vehicle Modernization Program is not merely a vehicle modernization program but a comprehensive system reform that will entirely change the public land transportation industry. It features a regulatory reform and sets new guidelines for the issuance of franchise for road based public transport services which will cater to the best interest of the riding public;

**WHEREAS**, it is settled that “Factual findings of administrative bodies, such as this Board, should be accorded not only respect, but even finality as they are supported by substantial evidence even if not overwhelming or preponderant.” (*Casa Filipino Realty Corp. vs. Office of the President*, 241 SCRA 165


**NOW THEREFORE**, the BOARD resolves to as it is hereby resolved to **DENY WITH FINALITY** the Partial Motion for Reconsideration of EVMC filed on June 4, 2020, and **AFFIRMS** Resolution No. 317, Series of 2019 dated December 27 2019,

**APPROVED AND SIGNED** by the undersigned Chairman and Members of the Board, this 4<sup>th</sup> day of NOVEMBER 2020 at Quezon City, Philippines.

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



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

  
**P/Col. JOEL C. PERNITO. (Ret.)**  
Board Member