



Republic of the Philippines
Department of Labor and Employment
NATIONAL LABOR RELATIONS COMMISSION
Quezon City



En Banc Resolution No. 08-18
(Series of 2018)

WHEREAS, En Banc Resolution No. 14-13 (Series of 2013) provides that:

Unless otherwise provided by law, rules or regulation, litigants (a) whose gross income and that of the members of their family do not exceed an amount double the monthly minimum wage for an employee; and (b) who do not own real property with a fair market value as stated in the current tax declaration of more than Three Hundred Thousand (Php300,000.00) pesos, shall be considered indigent litigants and shall be exempted from immediate payment of fees/charges, upon execution of an affidavit to that effect.

WHEREAS, on 11 March 2014, En Banc Resolution No. 04-14, Series of 2014 was passed stating that complainants who execute a sworn Certification before the Labor Arbiter that s/he cannot afford payment shall be exempted from the following filing fees: a) Motion to Recompute Award; b) Motion for Postponement; and c) Petition for Extra-Ordinary Remedies;

WHEREAS, to simplify the requirements in the avilment of exemption from the payment of legal fees, the Commission *banc* resolved to adopt the execution of an *Affidavit to Litigate as Pauper*¹ in order to be exempt from payment of legal fees;

WHEREFORE, RESOLVED AS IT IS HEREBY RESOLVED, that for litigants to be exempt from the payment of all legal fees², s/he must execute an Affidavit stating that s/he has no sufficient source of income to pay the required fees. The Office of the Labor Arbiter should ensure that a copy of the said affidavit be furnished the other party to provide them opportunity to oppose the same.

BE IT FURTHER RESOLVED, that all other issuances which are inconsistent hereto are considered superseded and/or modified.

Signed this 26th day of September 2018 at Quezon City, Philippines.

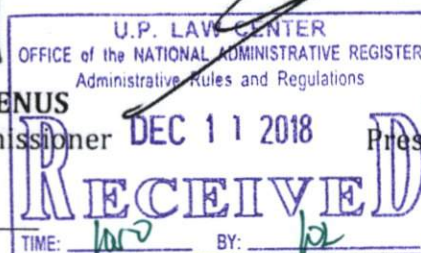
GERARDO C. NOGRALES
Chairman

JULIA CECILY COCHING-SOSITO
Presiding Commissioner

ALEX A. LOPEZ
Presiding Commissioner

GRACE M. VENUS
Presiding Commissioner

GRACE M. TAN
Presiding Commissioner




¹ Annex "A"

² Except Fees for a) Certificate of Pending/No Pending Cases; b) Transcript of Stenographic Notes; c) Injunction Expenses Fund; d) ER with prayer for Injunction/TRO; e) Deposit Fee under BP 325; f) Execution Fee and Legal Research Fee (UP LAW CENTER)


JOSEPH GERARD E. MABLOG
Presiding Commissioner


VIOLETA O. BANTUG
Presiding Commissioner

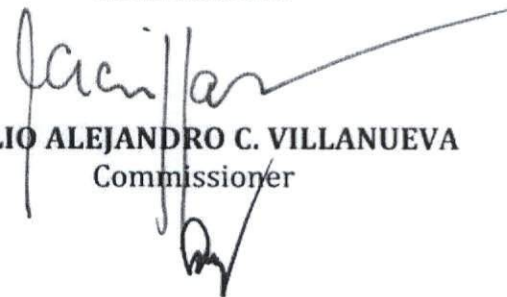

BARIO-ROD M. TALON
Presiding Commissioner


GINA F. CENTI-ESCOTO
Commissioner

ON LEAVE
DOMINADOR B. MEDROSO, JR.
Commissioner


ERLINDA T. AGUS
Commissioner


PABLO C. ESPIRITU, JR.
Commissioner

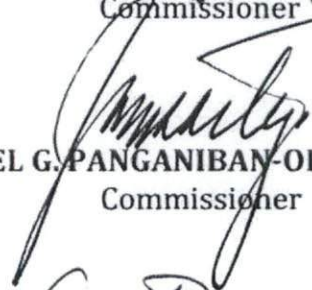

CECILIO ALEJANDRO C. VILLANUEVA
Commissioner


MERCEDES R. POSADA-LACAP
Commissioner


DOLORES M. PERALTA-BELEY
Commissioner


MARY ANN F. PLATA-DAYTIA
Commissioner

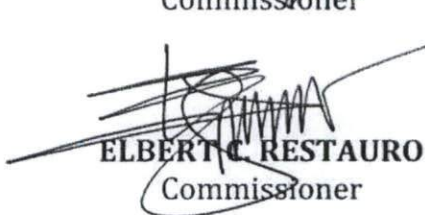

LEONARD VINZ O. IGNACIO
Commissioner


ISABEL G. PANGANIBAN-ORTIGUERRA
Commissioner


AGNES ALEXIS A. LUCERO-DE GRANO
Commissioner


JULIE C. RENDOQUE
Commissioner


NENDELL HANZ L. ABELLA
Commissioner


ELBERT C. RESTAUERO
Commissioner


ROSARIO L. BERNARDO-SAGADAL
Commissioner

Attested by:


ELENITA F. CRUZ
Labor Arbitrer
Acting Executive Clerk of Court IV

U.P. LAW CENTER
OFFICE of the NATIONAL ADMINISTRATIVE REGISTER
Administrative Rules and Regulations
DEC 11 2018
RECEIVED
TIME: _____ BY: _____

Certified Xerox Copy
PURJEY P. PEREZ
AA / ORC Research Information and
Publication Division

ANNEX "A"

Republic of the Philippines
City of _____) S.S.

**AFFIDAVIT
(TO LITIGATE AS PAUPER)**

I, _____, of legal Age, single/married/widow/er, Filipino citizen, and presently residing at _____, after having duly sworn to in accordance with law, doe hereby depose:

1. I am the complainant(s)/respondent(s) in the case, entitled:
" _____ " docketed as _____;
2. I am qualified to litigate as a pauper as I have no sufficient source of income to pay the required fee/s; and,
3. I am executing this affidavit to attest to the truth of the foregoing and for whatever purpose it may serve.

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of _____ at _____, Philippines.

Affiant

SUBSCRIBED AND SWORN to before me this _____ day of _____ in _____, Philippines, and I have read and translated the foregoing Affidavit in a dialect known and understood by affiant.

Labor Arbiter / Notary Public

Copy furnished: Opposing party

