

Dinalupihan

Republic of the Philippines
Third Judicial Region
REGIONAL TRIAL COURT
Branch 96
Dinalupihan, Bataan

RE: PETITION FOR CANCELLATION
OF THE CERTIFICATE OF LIVE
BIRTH OF ISABEL HIDALGO CRUZ
WITH LOCAL CIVIL REGISTRY NO.
93-225 IN DINALUPIHAN, BATAAN

ISABEL HIDALGO CRUZ rep. by her
Atty.-in-fact CAROLYN HIDALGO-
SIEGEL,

SP PROC. NO. DH-469-21

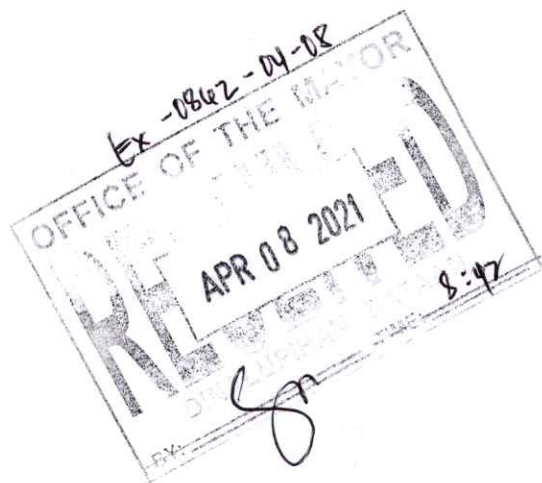
Petitioner,

-versus-

LOCAL CIVIL REGISTRAR OF
DINALUPIHAN, BATAAN, NATIONAL
CIVIL REGISTRAR GENERAL, and
Bemin Villa Cruz,

Respondents.

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ORDER

Petitioner Isabel Hidalgo Cruz represented by her atty.-in-fact Carolyn Hidalgo-Siegel filed the instant Verified Petition on March 22, 2021 praying *“that after notice, publication and hearing, an Order be issued directing the Local Civil Registrar of Dinalupihan, Bataan and National Civil Registrar to cancel the Certificate of Live Birth of ISABEL HIDALGO CRUZ with Local Civil Registry No. 93-225 in Dinalupihan, Bataan”*.

The petitioner alleges: *“that she is of legal age, single, Filipino and a resident of Hidalgo Compound, Purok 3, Brgy. Minabuyoc, Talavera, Nueva Ecija 3114 and represented by her Atty.-in-fact (attached is the Special Power of Attorney as Annex “A”) married and a resident of Hidalgo Compound, Purok 3, Brgy. Minabuyoc, Talavera, Nueva Ecija 3114, where she could be served with summons and other judicial processes; public respondent are government agencies whose public function is the repository of documents whose individual data are secured with office address at Dinalupihan, Bataan and in Quezon City respectively where judicial and court processes may be served while private respondent last known address is of Camia St., Orion, Bataan or Prime Rose St. Dona Francisca Subd. Balanga City where court and judicial notices may be served; Atty.-in-fact and private respondent, Bemin Villa*



Cruz are the biological parents of ISABEL HIDALGO CRUZ who was born on September 17, 1991 in Hofuf, Kingdom of Saudi Arabia; petitioner's parents were working as an Overseas Contract Worker as Nurse and service staff respectively in Saudi Arabia at that time; the report of birth was registered in the Philippine Embassy in Saudi Arabia on May 5, 1992 considering it was processed together for the issuance of passport of the petitioner, attached is the Authentication Certificate of the Department of Foreign Affairs as Annex "B" and the Report of Birth as Annex "B-1" and the date as "B-2"; surprisingly, when the petitioner applied for a copy of her birth certificate in the Office of the Philippine Statistics Authority, it appears on data that petitioner birth was registered in the Municipality of Orion, Bataan on December 23, 1991, in the Philippine Embassy in Saudi Arabia on May 5, 1992 and in Dinalupihan, Bataan on February 4, 1993; the Certificate of Live Birth registered in Dinalupihan, Bataan under the jurisdiction of this Honorable Court, petitioner's birth place was in Dinalupihan, Bataan and it was registered on February 4, 1993 or more than a year after petitioner's birth; the informant is her father, Bemín V. Cruz despite the marriage of her parents as indicated was July 21, 1989 when in fact the true and real marriage of her parents was celebrated on October 7, 1998, a copy from the PSA of the Dinalupihan registration cannot be secured since what can only be gathered from their data is the first registration which is in Orion, Bataan, that was registered on December 23, 1991, attached is the Birth Certificate from the Local Civil Registry No. 93-225 as Annex "C" and the marriage contract as Annex "D"; the possibility of such fact is remote that atty.-in-fact gave birth in Dinalupihan, Bataan and she being in the Philippines on September 17, 1991; during the time it was registered in the Local Civil Registrar in Dinalupihan, petitioner's parents were in Saudi Arabia working since January 10, 1989; they only come back in the Philippines on October 29, 1992 for a vacation and subsequently, left for Saudi Arabia in December 9, 1992 and work again in abroad until they came back only on January 28, 1997 together with petitioner, (attached are the copy of the passports of the mother as Annex "E", the departure date on January 1989, Annex "F", the arrival date on October 1992, Annex "G", departure of December 1992 and Annex "H" arrival on January 28, 1997); petitioner likewise filed for the cancellation of the first registration on December 23, 1991 in the Office of the Clerk of Court in Balanga City registered in Orion, Bataan on March 18, 2021 with Special Proceeding with no. 11170 and to retain the registered on May 5, 1992 in the Philippine Embassy in Saudi Arabia; in order to avoid confusion and to make future records straight, petitioner filed this petition to cancel the birth certificate of petitioner with registry no. 93-225 of ISABEL HIDALGO CRUZ in Dinalupihan, Bataan, hence this petition; it is respectfully prayed that after notice, publication and hearing, an Order be issued directing the Local Civil Registrar of Dinalupihan, Bataan and National Civil Registrar to cancel the Certificate of Live Birth of ISABEL HIDALGO CRUZ with Local Civil Registry No. 93-225 in Dinalupihan, Bataan".

WHEREFORE, finding the petition to be sufficient in form and substance, the same is hereby set for hearing on **May 10, 2021 at 9:00 o'clock in the morning** and all interested persons are hereby required to appear and show cause, if any they have, why the petition should not be granted.

Let copies of this Order be furnished the Office of the Solicitor General, the Local Civil Registrar (LCR) of Dinalupihan, Bataan, Philippine Statistics Authority (PSA), and Office of the Provincial Prosecutor of Bataan.

The Sheriff of this court is hereby directed to post copies of this Order in the Bulletin Board of this court and the Office of the Clerk of Court (OCC)-RTC Dinalupihan, Bataan, at the Provincial Capitol of Bataan, Balanga City, Bataan, in the Municipal Hall of Dinalupihan, Bataan for three (3) consecutive weeks prior to the date of hearing.

Likewise, let copies of this Order be published, at the expense of the petitioner, in a newspaper of general circulation in the Philippines for three (3) consecutive weeks, the last publication of which should be at least one (1) week before the date of hearing.

SO ORDERED.

Dinalupihan, Bataan, March 29, 2021.



AMELITA CRUZ CORPUZ
Presiding Judge

Copy furnished:

1. Isabel H. Cruz/ Carolyn Hidalgo Siegel
2. Atty. David P. Paguio, Jr.
3. LCR Dinalupihan, Bataan
4. Philippine Statistics Authority
5. Office of the Solicitor General
6. Office of the Public Prosecutor, Balanga Bataan
7. File Copy