

REPUBLIC OF THE PHILIPPINES)

Province Of _____) S.S.

City/Municipality Of _____

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COMPLAINT AFFIDAVIT

I, Christina San Juan, of legal age, single, Filipino citizen and a resident of 163-D Maganda Street Sta. Mesa, Manila after having been duly sworn according to law hereby depose and say:

- 1. I am instituting this complaint affidavit against Reklamador Swanget who is of legal age, single, Filipino citizen and resident of 728 Santol Street, Bacood Manila.
- 2. Plaintiff is the dean of the College of Communication in Polytechnic College of Manila with good standing as evidenced by ANNEX ‘A’.
- 3. Defendant is the editor-in-chief of ‘The Insider’ w hich is the official student publication of Polytechnic College of Manila.
- 4. That on March 15, 2014, the student publication released 2,500 copies of their latest issue with an article entitled, “They Who Should Be Famous – For the Wrong Reasons” written b y the defendant as evidenced by ANNEX ‘B’.
- 5. That in the same article, this statement was found, “ *Dean Christina San Juan is incompetent in her position but could not be replaced by a better faculty member because of her romantic affair with a married man up in the ranks of PCC administrative officials*”. I vehemently deny any truth to this allegation by the defendant.
- 6. The statement was read by my colleagues and bosses and I was called for an emergency meeting on March 16, 2014 and was asked to take a leave of absence by the board for 60 days without pay as evidenced by ‘ANNEX C’.
- 7. As a direct and proximate result of the defamatory statement, I suffered injury to my reputation including shame, mortification, hurt and emotional distress and was deprived of earning opportunity by virtue of the salary that I was supposed to get had I not been ordered to take a leave of absence for 60 days without pay in the amount of Php 80,000.00

RELIEF

WHEREFORE, premises considered, it is most respectfully prayed unto this Honorable Court that, after hearing, judgment be rendered ordering the defendant:

- 1. To pay moral damages;
- 2. To pay actual damages in the amount of eighty thousand pesos representing the salary of the plaintiff for two months;
- 3. To pay the plaintiff the cost of the suit;
- 4. Such other relief as the court may deem proper.

City of Manila, February 20, 2014.

FADERUGAO-FORTALEZA LAW OFFICE

Counsel for the Plaintiff

Unit 123, Victoria Tower I

Taft Avenue, Manila

By:

Roll of Attorney No. _____

IBP No. _____/_____/_____

PTR No. _____/_____/_____

CERTIFICATION OF NON-FORUM SHOPPING

Republic of the Philippines)

Province of _____) S.S.

City/Municipality of _____)

x - - - - - x

I, _____, of legal age, Filipino, (single / married / widow), and a resident of _____, Philippines, after being sworn in accordance with law, hereby depose and certify that:

- 1. I have not theretofore commenced any other action or proceeding or filed any claim involving the same issues or matter in any court, tribunal, or quasi-judicial agency and, to the best of my knowledge, no such action or proceeding is pending therein; (c) if I should thereafter learn that the same or similar action or proceeding has been filed or is pending before the Supreme Court, the Court of Appeals, or any other tribunal or quasi-judicial agency, I undertake to report such fact within five (5) days therefrom to the court or agency wherein the original pleading and sworn certification contemplated herein have been filed.

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

AFFIANT

SUBSCRIBED AND SWORN to before me, this _____, by _____ who exhibited to me (his/her) Community Tax Certificate No. _____ issued at _____, Philippines on _____.

Notary Public

Doc. No. _____;

Page No. _____;

Book No. _____;

Series of 20__;