



Republic of the Philippines  
Supreme Court  
Manila

2007 SEP 11 PM 5:02

Sirs/Mesdames:

*Quoted hereunder, for your information, is a resolution of the Court En Banc dated*

September 11, 2007

"G.R. No. 178830 (Rolex Suplico vs. National Economic and Development Authority, represented by NEDA Secretary Romulo L. Neri, and the NEDA Investment Coordination Committee, Department of Transportation and Communications (DOTC), represented by DOTC Secretary Leandro Mendoza, including the Commission on Information and Communications Technology, headed by its Chairman, Ramon P. Sales, The Telecommunications Office, Bids and Awards for Information and Communications Technology Committee, (ICT), Headed by DOTC Assistant Secretary Elmer A. Soneja as Chairman, and The Technical Working Group for ICT, and DOTC Assistant Secretary Lorenzo Formoso, and All Other Operating Units of the DOTC for Information and Communications Technology, and ZTE Corporation, Amsterdam Holdings, Inc., and ARESKOM, Inc.- Acting on the instant petition with prayer for temporary restraining order and/or writ of preliminary injunction, the Court Resolved, without giving due course to the petition, to

(a) **NOTE** the Urgent Motion dated August 28, 2007 filed by counsel for petitioner;

(b) **NOTE** the Entry Of Appearance dated September 6, 2007 filed by Angara Abello Concepcion Regala and Cruz, ACCRA Building, 122 Gamboa Street, Legaspi Village, 0770 Makati City, entering its appearance as counsel for respondent ZTE Corporation, and **GRANT** the request that they be furnished with copies of all pleadings, appearances, motions, notices, orders and other papers relative to the above-stated case at the given address;

(c) **NOTE** the Omnibus Motion dated September 7, 2007 filed by counsel for respondent ZTE Corporation, **GRANT** the request that ZTE Corporation be given an additional period of twenty (20) days from September 8, 2007 or until September 28, 2007, within which to file comment on the petition; and allowing said counsel to procure page 9 of the petition and page 4 of Annex "A" of the same from its Records Section; and

(d) issue a **TEMPORARY RESTRAINING ORDER**, effective immediately and continuing until further orders from this Court, enjoining the (i) National Economic and Development Authority, (ii) NEDA-Investment Coordination Committee, (iii) Department of Transportation and Communications, Commission on Information and Communications Technology, (iv) Telecommunications Office, Bids and Awards for Information and Communications Technology Committee (ICT), (v) Technical Working Group for ICT, and all other Operating Units of the DOTC for Information and Communications Technology, (vi) ZTE Corporation; (vii) Amsterdam Holdings, Inc., And (viii) ARESKOM, Inc., and any and all persons acting on their behalf from 'pursuing, entering into indebtedness, disbursing funds, and implementing the ZTE-DOTC Broadband Deal and Project' as prayed for." (adv28)

Very truly yours,

*MA. LUISA D. VILLARAMA*  
MA. LUISA D. VILLARAMA  
Clerk of Court

9/11/07

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G.R. No. 178830  
nmr/091107 [adv28]

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Chairman Ramon P. Sales (x)  
Commission on Information & Communications  
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Headed by Asst. Secretary for Planning & Project  
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Resolution

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11 September 2007

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