



Republic of the Philippines
VISAYAS STATE UNIVERSITY
Visca, Baybay, Leyte

BOR RESOLUTION NO. 04, s. 2022

A RESOLUTION COURSED THROUGH REFERENDUM APPROVING THE RENEWAL OF THE MEMORANDUM OF AGREEMENT (MOA) BETWEEN THE OFFICE OF THE SOLICITOR GENERAL (OSG) AND VISAYAS STATE UNIVERSITY (VSU) EXECUTED BY SOLICITOR GENERAL JOSE C. CALIDA, ASSISTANT SOLICITOR GENERAL JAMES LEE CUNDANGAN, HEAD EXECUTIVE ASSISTANT MARK JOREL O. CALIDA, SENIOR STATE SOLICITOR MARICAR TOLENTINO – MENDOZA, AND VISAYAS STATE UNIVERSITY PRESIDENT, DR. EDGARDO E. TULIN, FOR THE OSG’S LEGAL SERVICES TO THE UNIVERSITY

WHEREAS, the Leyte State University was created by virtue of Republic Act 9158 which converted the then Visayas State College of Agriculture (ViSCA) into a state university last 11 August 2001 which was later renamed Visayas State University (VSU) by virtue of R.A. 9437;

WHEREAS, Section 7 of R.A. 9158 specifically empowers the Board of Regents of the University to *“exercise all the powers granted to the Directors of a corporation under Section 36 of Batas Pambansa Blg. 68 otherwise known as the Corporate Code of the Philippines”*;

WHEREAS, Paragraph (b), Section 7 of R.A. 9158 provides: *“To receive and appropriate all sums as may be provided, for the support of the University in the manner it may determine, in its discretion, to carry out the purposes and functions of the University”*;

WHEREAS, VSU is a CHED Center for Excellence (COE) in Agriculture and a National University in Region VIII, it is mandated to provide leadership in developing highly competitive human resource, relevant scientific knowledge, and innovative technologies to support the sustainable development of the Visayas Region in particular and the whole of the Philippines in general;

WHEREAS, VSU recognizes the need to retain the legal services of the Office of the Solicitor General (OSG), particularly on matters which require advice and representation in all litigations involving the former pursuant to P.D. No. 478 and E.O. No. 292;

WHEREAS, for said representations, both section I (1) of P.D. No. 478 and Sec. 35 (9), Chapter 12, Title III, Book IV of E.O. No. 292, apply, thus: Department, bureaus, agencies, offices, instrumentalities, and corporations to whom the Office of the Solicitor General renders legal services are authorized to disburse funds from their sundry operating and other funds for the latter purpose and that for this purpose, the Solicitor General and his staff are specifically authorized to receive allowances as may be provided by the Government Offices, instrumentalities and corporations concerned, in addition to their regular compensation;

WHEREAS, Section 8 of R.A. No. 9417 provides that consistent with the provisions of Executive Order No. 292, the legal staff of the Office of the Solicitor General are allowed to receive honoraria and allowances from client departments, agencies, and instrumentalities of the government;

WHEREAS, it has been agreed and covenanted that Solicitor General Jose C. Calida, Assistant Solicitor General James Lee Cundangan, Head Executive Assistant Mark Jorel O. Calida, and Senior State Solicitor Maricar Tolentino – Mendoza will continue to provide legal services and advice to VSU and its officials and represent them in litigations; in turn VSU binds itself to continue giving monthly allowances from its sundry operating and other funds starting January 1, 2022 to December 31, 2022 to the following OSG personnel: Solicitor General Jose C. Calida, P8,000.00; Assistant Solicitor General James Lee Cundangan, P7,000.00; Head Executive Assistant Mark Jorel O. Calida, P7,000.00; and Senior State Solicitor Maricar Tolentino-Mendoza, P7,000.00; excluding court appearances, plane tickets, and accommodations while the allowances and honoraria of the OSG personnel shall only be paid through checks payable to the Office of the Solicitor General, or directly credited or deposited to: Office of the Solicitor General Trust Fund 101, Bank Account Number 1802-1016-23, Land Bank of the Philippines, Paseo de Roxas Branch;

RESOLVED, AS IT IS HEREBY RESOLVED, to approve the **renewal of the Memorandum of Agreement (MOA) between the Office of the Solicitor General and Visayas State University in relation to the OSG's continued legal services to the university.**

IN WITNESS of our approval thereof, we hereby affix our signatures this 15th day of March 2022.

VSU BOARD OF REGENTS

*(This Resolution has been approved through Referendum
but the OUS is still awaiting approval to affix the
e-signature of Chair De Vera in this document)*

HON. J. PROSPERO E. DE VERA III
*CHED Chairperson and Chairperson
VSU-Board of Regents*


HON. EDGARDO E. TULIN
Vice Chairperson and President, VSU

HON. EMMANUEL JOEL J. VILLANUEVA
*Chair, Committee on Education, Arts & Culture
Senate of the Philippines*


HON. MARK O. GO
*Chair, Committee on Higher & Tech. Educ.
House of Representatives*


Represented by:

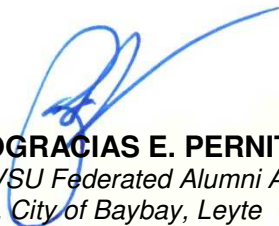

HON. MARK MICHAEL O. UNLU-CAY
Ex-Officio Member, SP-City of Baybay



HON. CARL NICOLAS C. CARI
Congressman, Fifth District of Leyte


HON. BONIFACIO G. UY
*Regional Director
National Economic & Dev. Authority-RO8
Government Center, Palo, Leyte*


HON. ANGEL C. ENRIQUEZ
*Regional Executive Director
Department of Agriculture-RO8
Tacloban City*


HON. BON ANTHONY F. COSTILLAS
*Faculty Regent - VSU Faculty Association
VSU, Visca, City of Baybay, Leyte*


HON. DEOGRACIAS E. PERNITEZ
*President, VSU Federated Alumni Assn.
VSU, Visca, City of Baybay, Leyte*


HON. SHEVA ROSE D. BELARMINO
*Student Regent - VSU System
VSU, Visca, City of Baybay, Leyte*