

**SENATE**

**P.S. Res. No. 106**

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Introduced by Senator FRANKLIN M. DRILON   
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**RESOLUTION DIRECTING THE COMMITTEE ON JUSTICE AND HUMAN RIGHTS TO CONDUCT AN INQUIRY IN AID OF LEGISLATION INTO THE REPORTED ELIGIBILITY OF ANTONIO SANCHEZ FOR AN EARLY RELEASE FROM PRISON WITH THE END IN VIEW OF ENSURING THE PROPER IMPLEMENTATION OF, AND ENACTING REMEDIAL LEGISLATION TO, REPUBLIC ACT NO. 10592**

1           WHEREAS, Secretary of Justice Menardo Guevarra has publicly announced that  
2 some 11,000 inmates, including former Calauan, Laguna mayor Antonio Sanchez, may  
3 be released from prison within the next two months pursuant to the provisions of  
4 Republic Act No. 10592 and in accordance with the Supreme Court decision in *Inmates*  
5 *of the New Bilibid Prison, et al. v. Sec. Leila M. De Lima, et al.* and *Reynaldo D. Edago,*  
6 *et al. v. Sec. Leila M. De Lima, et al.* (G.R. Nos. 212719/214637, 25 June 2019);

7           WHEREAS, Bureau of Corrections spokesperson Sonny Del Rosario has also  
8 publicly stated that Antonio Sanchez, who was convicted of seven (7) counts of rape  
9 with homicide and sentenced to suffer the penalty of seven (7) *reclusion perpetua* for  
10 the gruesome rape-slay of Eileen Sarmenta and killing of Allan Gomez in 1993 has  
11 "already served 49 years based on the computation of his good conduct time  
12 allowance";

13           WHEREAS, Art. 94 of the Revised Penal Code (RPC), as amended by R.A. No.  
14 10592, provides that criminal liability is extinguished partially for good conduct  
15 allowances which the culprit may earn while he is undergoing preventive imprisonment  
16 or service sentence;

17           WHEREAS, the primordial impetus for allowing early release of prisoners for  
18 good conduct allowances is to give premium reward to inmates who have shown good  
19 behavior, remorse and have signified rehabilitative behavior;

20           WHEREAS, the Implementing Rules and Regulations (IRR) of R.A. No. 10592  
21 defines "good conduct" as the "conspicuous and satisfactory behavior of a detention

1 or convicted prisoner consisting of active involvement in rehabilitation programs,  
2 productive participation in authorized work activities or accomplishment of exemplary  
3 deeds couple with faithful obedience to all prison/jail rules and regulations”;

4 WHEREAS, Section 4 of the IRR further provides that the grant of good conduct  
5 time shall be “understood that in all instances, the detained or convicted prisoner must  
6 faithfully obey all prison/jail rules and regulations”;

7 WHEREAS, Sanchez’s alleged good behavior is questionable because in 2006  
8 he was charged with possession of illegal drugs after a prison guard allegedly found  
9 him to be keeping a packet of “shabu” and marijuana, along with other illegal drugs  
10 paraphernalia;

11 WHEREAS, in 2010, then New Bilibid Prison Director General Oscar Calderon  
12 told the media that Sanchez is suspected of selling P1.5 million-worth of “shabu” to  
13 his fellow prisoners;

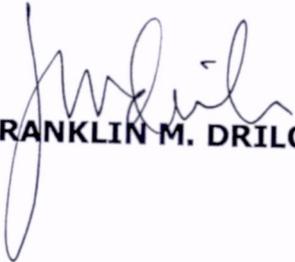
14 WHEREAS, Art. 29 of RPC, as amended by R.A. No. 10592, states that the grant  
15 of credit for preventive imprisonment shall not apply to an accused who has been  
16 convicted previously twice or more times of any crime;

17 WHEREAS, in 1999, Antonio Sanchez was convicted of double murder for the  
18 deaths of Nelson and Rickson Peñalosa (*People v. Sanchez*, G.R. No. 131116, 27  
19 August 1999), thereby disqualifying him for credit under the law;

20 WHEREAS, based on the foregoing, the Bureau of Corrections, together with  
21 the Bureau of Jail Management, who is mandated under R.A. No. 10592 to compute  
22 and grant the time allowances for good conduct, must therefore do the same with  
23 utmost due diligence, and in accordance with the law; Now, therefore, be it

24 RESOLVED BY THE SENATE, as it is hereby resolved to direct the Senate  
25 Committee on Justice and Human Rights to conduct an inquiry, in aid of legislation,  
26 into the reported eligibility of Antonio Sanchez for an early release from prison with  
27 the end in view of ensuring the proper implementation of, and enacting remedial  
28 legislation to, Republic Act No. 10592.

*Adopted,*

  
**FRANKLIN M. DRILON**