

## SECOND DIVISION

G.R. No. 179367, January 29, 2014

**UNILEVER PHILIPPINES, INC., PETITIONER, VS.  
MICHAEL TAN A.K.A. PAUL D. TAN, RESPONDENT.**

### DECISION

BRION, J.:

Before us is a petition for review on certiorari<sup>[1]</sup> filed by Unilever Philippines, Inc. (petitioner), assailing the decision<sup>[2]</sup> dated June 18, 2007 and the resolution<sup>[3]</sup> dated August 16, 2007 of the Court of Appeals (CA) in CA G.R. SP No. 87000. These CA rulings dismissed the petitioner's petition for certiorari and mandamus for lack of merit.

#### The Factual Antecedents

The records show that on January 17, 2002, agents of the National Bureau of Investigation (NBI) applied for the issuance of search warrants for the search of a warehouse located on Camia Street, Marikina City, and of an office located on the 3<sup>rd</sup> floor of Probest International Trading Building, Katipunan Street, Concepcion, Marikina City, allegedly owned by Michael Tan a.k.a. Paul D. Tan (respondent). The application alleged that the respondent had in his possession counterfeit shampoo products which were being sold, retailed, distributed, dealt with or intended to be disposed of, in violation of Section 168, in relation with Section 170, of Republic Act (R.A.) No. 8293, otherwise known as the Intellectual Property Code of the Philippines.

On the same date, Judge Antonio M. Eugenio, Jr. of the Regional Trial Court of Manila, Branch 1, granted the application and issued Search Warrant Nos. 02-2606 and 02-2607. Armed with the search warrants, the NBI searched the premises and, in the course of the search, seized the following items:

# Michigan Prosecutor Conviction Probable Cause Manual

**Padhraic Smyth**



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