

Republic of the Philippines
REGIONAL TRIAL COURT
Iloilo City

MARIO A. BRAZAS,

Plaintiff,

Civil Case No. _____

versus

ABC Transportation Company,

Defendant,

X-----X

A N S W E R
W I T H
M O T I O N T O D I S M I S S

COMES NOW, the Defendant, through the undersigned counsel, and unto this Honorable Court, most respectfully avers:

1. That Defendant ADMITS the averments in paragraph 1 of the complaint with regard to the personal circumstances of both parties.
2. That Defendant ADMITS only that on December 1, 2012, at around 8:30 a.m., along General Luna St., Plaintiff rode in one of the taxis operated by Defendant, as cited in paragraph 2 of the complaint. Defendant specifically DENIES the rest of the allegations in paragraph 2 of the complaint.
3. That Julio Gomez, the driver of said taxi and employee of Defendant, instructed Plaintiff to fasten his seatbelt as Plaintiff was sitting at the front seat with the driver. However, Plaintiff did not heed the driver's instruction despite a second and third reminder which otherwise could have surely prevented Plaintiff's injury had he followed such instructions.
4. That prior to having hit the electric post, the driver was compelled by Plaintiff to drive at breakneck speed, in spite of driver's apprehension, because Plaintiff was in a hurry to catch his flight at the airport.
5. That due to aforesaid compulsion by Plaintiff, the driver, who was at a fast speed at the instance of the Plaintiff, was greatly disturbed and troubled of the Plaintiff's continuing insistence to drive faster although the taxi was already running at a fast

Answer To Motion To Dismiss

Yan Bai

A red circular graphic with a gradient, appearing as a stylized arrow or a decorative element, located to the right of the name 'Yan Bai'.

Answer To Motion To Dismiss:

The Code of Federal Regulations of the United States of America ,1966 The Code of Federal Regulations is the codification of the general and permanent rules published in the Federal Register by the executive departments and agencies of the Federal Government Code of Federal Regulations ,2009 Special edition of the Federal Register containing a codification of documents of general applicability and future effect with ancillaries **Official Gazette** Philippines,2010

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