

Form GJ-45, APPLICATION TO PARTICIPATE IN THE CDP POOL (Sec 23(c), Rule 2, JSR)

Attorney at Law - Bar Number _____
Street Address _____
Zip/Mun/City/Province _____
Office Telephone _____ Cellphone _____ Fax _____
Date today _____

Form GJ-45 - APPLICATION TO PARTICIPATE
IN THE CDP POOL (Sec 23, Rule 2(c), JSR)

INSTRUCTION: 1. Legible hand-printed information is sufficient to accomplish this form. No need to type; 2. Attach herewith your "dry run" accomplished Form TJ-110 and Form TJ-111; 3. After review by the Office of the Prosecutor, staple together the entire batch and fold the same inward into 3 equal parts. Staple the folded application at the center of the upper edge and drop it in the raffle box; and 4. This application shall be void if altered in any manner.

The -City -Provincial Prosecutor
-City -Province of _____
Address _____

GREETINGS:

I wish to participate in the Pool of Community Deputy Prosecutors in this Jury District and I respectfully request that my application be entered in the Raffle Box Pool in your office for the participants.

A: I CERTIFY that:

1. I am a bonafide member of the Integrated Bar of the Philippines. My Bar Number is _____.
2. I have been engaged in the private practice of law for over three (3) years - actually for ____ years as of the filing of this application.
3. As of the date I filed this application, I have devoted at least 24 hours of self-study of the Rules of the Jury System. I have read the entire Rules of the Jury System. My study included a personal "dry run" preparation of both forms for jury trial instructions, Form TJ-109, Form TJ-110 and Form TJ-111 and other forms closely related with said forms. My accomplished "dry run" forms in my own handwriting are herewith attached. In filling up the forms, I took turns in assuming the different roles of the presiding judge on the parts to be accomplished by the judge, the prosecutor for the parts to be accomplished by the prosecutor, and the defense for the parts to be accomplished by the defense counsel. I likewise took cognizance of the rudiments in the filing of grand jury indictments with reference to the requirements in Section 5(o)&(P), Rule 1, and the empaneling and peremptory challenges of the jurors in Section 16, Rule 3, of the Rules of the Jury System.

B: I PROMISE and WILFULLY AGREE that:

- (1) I shall accept an assignment to prosecute before a bench court or a trial jury the type of cases I have specified on the outside of my application for CDP pool membership that may come up for trial at least twenty (20) calendar days before the trial commencement date provided that I shall have the option which I shall notify the Provincial or City prosecutor that I must exercise within five (5) calendar days from receipt of my nomination but not after the said twenty-day period begins to avoid obstruction of justice, to refuse an assignment on account of close family ties or friendship, prior confidential social dealing, business or official transaction with the accused.
- (2) I shall keep this matter strictly confidential and I shall make no contact in any manner, directly or indirectly, with the accused under pain of disciplinary action for disbarment in violation of this rule; and

(3) I shall accept compensation on per diem basis starting with one non-trial day to prepare for trial and for each day that I appear in court to prosecute a case for trial under the Unconditional Redeemable Judicial Voucher prescribed in Form GJ-26, at the rate of pay equivalent to the hourly compensation of the last appointed regular prosecutor of the province or city where I shall serve.

Very truly yours,

Signature _____
Attorney at Law

I wish to prosecute the following type of cases:
- Government Graft and Corruption;
- Electoral fraud and violence;
- Money Laundering;
- Murder and Homicide
- Human Rights Violations
- Others (Specify) _____

INSTRUCTION AND CASE ASSIGNMENT FOR TRIAL - Send to CDP Participant 30 calendar days before Trial Date. Promptly after drawing this application from the Raffle Box, make a photocopy of the application, except the "Dry Run" attachment, and then deposit back the original in the Raffle Box. Fill in the photocopy with information called for below and mail it on time to the participant.

The -City -Provincial Prosecutor
-City -Province of _____
Address _____
Date: _____

Dear CDP Pool Participant:

You are one of the five (5) participants in the CDP Pool whose names were randomly drawn from the Raffle Container Pool for assignment to prosecute in the trial of the accused in the criminal case identified below;

Type of Case: _____ Case Number _____ Name of Accused _____
_____ Trial Court of _____ Branch _____ Telephone _____
For further details Contact (Name) _____ Telephone _____
in the Office of the Undersigned.

If two or more of you will signify to accept an assignment to prosecute the case, a lottery shall be conducted to finally choose the CDP to whom the case at (time) _____ .M. on (date) _____ in the Office of the Undersigned located at _____. (Mark one (1) box only)
To speed up this process, I choose - -to personally attend -the Prosecutor to act as my proxy - at the appointed date and time in the drawing of the name of the pool participant to whom the assignment shall be conferred to serve as the CDP on the subject case. If the Prosecutor is chosen herein to act as proxy, the undersigned shall faithfully perform his duty for, promptly inform the result of the drawing to, the participant.

I CERTIFY under penalty of perjury at (mun/city) _____ that on this date _____, I have sent -by mail to their addresses below with postage prepaid a copy of -by fax this Case Assignment Notice to each of the following participants of the CDP of this -Province -City.

- Atty. _____, street address, zip/municipality/city/province.
- Atty. _____, street address, zip/municipality/city/province.
- Atty. _____, street address, zip/municipality/city/province.
- Atty. _____, street address, zip/municipality/city/province.
- Atty. _____, street address, zip/municipality/city/province.

NOTE: If "Atty. Box" is unmarked, "no notice" was sent shall be presumed for such addressee.

Signature _____ -Provincial -City Prosecutor of _____

- End of Form -

