

Republic of the Philippines  
MUNICIPAL TRIAL COURT  
5<sup>th</sup> Judicial Region  
Lasam, Cagayan, Branch 12

PEOPLE OF THE PHILIPPINES,  
Petitioner,

Crim Case No.: LSM 19-12345-CR  
For: "Acts of Lasciviousness"

- versus -

GERALD UNDERCHILD,  
Accused.

X-----X

**PRE-TRIAL BRIEF**

Plaintiff, by the undersigned counsel and unto this Honorable Court, most respectfully states:

**SUMMARY OF ADMISSION OF FACTS AND STIPULATION OF FACTS**

1. That on May 01, 2019, Hans Fernando invited his friends (Bibi Dimawari, Julio Carti, Jose Pinzon and Gerald Underchild) to have a drinking spree in his house in order to celebrate his graduation;
2. That on May 02, 2019, at around 1 o'clock in the morning, Bibi Dimawari asked if she could already take a rest because she was already feeling dizzy.
3. That she asked Hans Fernando if she could lie down on a bed, and Hans offered his room;
4. That Gerald Underchild volunteered to assist Bibi going to the room of Hans.
5. That upon passing by his room coming back from the kitchen, Hans peeked through his room's door and saw that Gerald was trying to kiss Bibi and while holding her breast and the latter was resisting.
6. That upon calling out the attention of Gerald, Bibi immediately called for help thus, Hans grabbed and pushed Gerald out of the room.

# Brief For The Prosecution

**Raffaella Di Napoli**



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