

By Ado Paglinawan

***“Crisis of Sovereignty” Series*** (Part 12)

**Noynoy Aquino’s Motherhood Rhetoric Clueless about Real State of Philippine Sovereignty**

***Bono Adaza, Et Al, File Election-Annulment Case in the Supreme Court***

On his first day as the country's first digital President, Benigno Simeon Cojuangco-Aquino, III, messed up on his inaugural protocol and lulled his audience with motherhood statements that must have sent Cory turning in her grave.

Failing to acknowledge the presence of the outgoing President and the incumbent Chief Justice of the Supreme Court, Mr. Aquino established the level of arrogance under which he will serve whatever is remaining of his fake regime. There is a Spanish dictum that says “Lo cortés, no quita lo valiente.” Courtesy does not make one less valiant. So uncouth and under borrowed time, this could have been his first strategic error in presidential-role playing.

Nonetheless, the Filipino people who are not with the Yellow Army would have appreciated more specific action plans rather than spent shibboleths long ranted by traditional politicians. That he has “forgiven” his critics who are not repentant anyway, but does not have the right to forgive those who do wrong to the people, is rhetoric in its lowest order. It reeks of false humility and pretentious sense of heroism.

On the other hand, the masses would have danced in the streets if they heard him pronouncing a wish list sounding like this for his first 30 days:

1. Issuance and service for the warrant of arrest for former President Gloria Macapagal Arroyo for various plunder cases.
  
2. Immediate arrest of Jock Bolante and Arthur Yap for the fertilizer scam, Romulo Neri and Benjamin Abalos Jr. for the ZTE scam, and Osmena Montaner the mastermind of the

assassination of whistleblower Marlene Esperat.

3. The withdrawal of the petition of the Cojuangco family for injunction against the Department of Agrarian Reform's implementation of the redistribution of Hacienda Luisita to the farmers, and just compensation of the victims of the Hacienda-Luista Massacre.

4. Renunciation of the Reproductive Health Bill.

5. One peso reduction per kilowatt hour of electricity for residential consumption and appointing a Study Group on the recommissioning of the Bataan Nuclear Plant in order to lower power costs and forestall the treat of an energy shortage.

6. Reopening of the investigation of the Ninoy Aquino assassination and the involvement of former president Fidel V. Ramos' in the Clark Expo, Amari and Independent Power Producers deals during his administration.

7. At least a two-peso per liter rollback on the prices of vehicle fuel and twenty pesos reduction per tank of LPG for homes.

These are some samples of key issues that would have made him hit the road running while the election annulment case filed by Bono Adaza, Mentong Laurel and me, start to see its day in the Supreme Court. The highlights of this case are the following:

1) By the non-observance and disregard of fundamental provisions of the election laws, other laws, and the Constitution by the Commission on Elections, the May 10, 2010 elections should be nullified and all proclamations voided.

2) Proclamations based on unofficial documents are null and void ab initio.

3) Canvassing and proclamation without determining authenticity and due execution of documents in the manner provided by law.

4) Canvassing and proclamation without a joint public session of Congress or without a quorum are null and void ab initio.

The Comelec did not just not comply with the minimum system capabilities set by Section 6 of Republic Act 9369, it even abused its powers and discretion by unilaterally exempting the process from them, in effect amending and interpreting the law, functions that are left to Congress and the Supreme Court respectively.

Section 6. Minimum System Capabilities. The automated election system must at least have the following functional capabilities:

a) Adequate security against unauthorized access;

b) Accuracy in recording and reading of votes as well as in the consolidation, canvassing, electronic transmission and storage of results;



- i) Provide a voter a system of verification to find out whether or not the machine has registered his choice.

These were the safeguards that were compromised by the Comelec.

Foremost in these were the removal of digital signatures required under our e-Commerce Laws, disabling of the ultra-violet ray lamps in the PCOS machines that would have determined the genuineness of ballots used, and non-inclusion of the voter verification feature.

The removal of digital signatures cancelled identifying the source of the various transmissions that were being sent to the central server from all over the country. (The server assigned at the Congress of the Philippines received a tally of 253 million votes, or more than five times the number of registered voters.)

The UV Ray reader was required to read ballots' bar code and verify the authenticity of the document.

## **President Noynoy Clueless as Maverick Adaza, Et Al, Strike Again! - MabuhayRadio**

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Saturday, 03 July 2010 14:55 - Last Updated Saturday, 03 July 2010 14:57

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The PCOS machine did not tell the voter after it received his ballot, who he voted for. The security feature was replaced by Comelec, again unilaterally, with the words "Congratulations!"

Because of the unholy-and-lawless ground that the 2010 elections was conducted, generating more than 100 protests from all over the archipelago, the Republic of the Philippines has never been subjected to this clear and present danger of anarchy.

The annulment of the 2010 elections will render vacancies in very vital positions, in fact from the President to the Vice President, all congressmen, 12 senators, all governors, vice governors and board members, all mayors, vice mayors and councilors, will be non-existent.

This will result in the absence of any chief, provincial and local executives, in reality no government.

This means there will be no commander-in-chief, a specter that will throw the security of the country into a vacuum, a back-to-the-wall situation courting the possibility of external aggression or internal subversion.

The crisis of state authority and the people's sovereignty is, however, not without recourse.

In Article 2 Section 3 of the Cory Constitution, the wisdom claims its timely place under the Philippine sun – “The Armed Forces of the Philippines is the protector of the Filipino people and the State.”

Being the singular and only remaining organization intact nationally and locally composed of highly-trained and disciplined officers and personnel, the Armed Forces can provide for the transition government managing the country in the interim emergency until a new elections can be called.

***Onli in da Pilipins! # # #***

(To be continued . . .)

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