

REPUBLICA DE COLOMBIA



JUZGADO SEGUNDO ADMINISTRATIVO ORAL DEL CIRCUITO DE QUIBDÓ  
Carrera 6 No. 30-07. Piso 3 Barrio Cesar Conto  
j02admqdo@cendoj.ramajudicial.gov.co  
QUIBDÓ – CHOCÓ

Quibdó, veinticuatro (24) de agosto de dos mil veintiuno (2021)

AUTO INTERLOCUTORIO No. 956

EXPEDIENTE 27001 33 33 002 2015 00599 00  
MEDIO DE CONTROL: EJECUTIVO  
DEMANDANTE: MARIA NIVE PEREA MOSQUERA Y OTROS  
DEMANDADO: ESE HOSPITAL SAN JOSE DE TADO

1.- ASUNTO: procede el Juzgado a decidir sobre la liquidación del crédito.

2.- CONSIDERACIONES

Partiendo de la liquidación que se encuentra aprobada y en firme, se actualiza liquidación del crédito así:

| BENEFICIARIOS                 | Cantidad<br>SMLV | PERJUICIO MORAL <sup>1</sup> |
|-------------------------------|------------------|------------------------------|
| Maria Nive Perea              | 60               | \$ 54.511.560,00             |
| Over Perea Perea              | 60               | \$ 54.511.560,00             |
| Yeison Samir Perea Perea      | 60               | \$ 54.511.560,00             |
| Levinson Perea Perea          | 60               | \$ 54.511.560,00             |
| David Fernando Perea Perea    | 60               | \$ 54.511.560,00             |
| Leider Perea Perea            | 60               | \$ 54.511.560,00             |
| Yineth Catherine Perea Perea  | 60               | \$ 54.511.560,00             |
| Luis Dario Perea Perea        | 60               | \$ 54.511.560,00             |
| Flor Yineth Perea Perea       | 60               | \$ 54.511.560,00             |
| Maria Esperanza Quintero      | 60               | \$ 54.511.560,00             |
| Faustino Perea Quintero       | 20               | \$ 18.170.520,00             |
| Sirma Luz Perea Quintero      | 20               | \$ 18.170.520,00             |
| Elcy Martza Perea Quintero    | 20               | \$ 18.170.520,00             |
| Jesus Dario Perea Quintero    | 20               | \$ 18.170.520,00             |
| Benjamin Perea Quintero       | 20               | \$ 18.170.520,00             |
| Jose Pedro Nel Perea Quintero | 20               | \$ 18.170.520,00             |
| Yesid Anéstico Perea Quintero | 20               | \$ 18.170.520,00             |
| Carlos Perea Quintero         | 20               | \$ 18.170.520,00             |
| TOTAL PERJ. MORALES           | 760              | \$ 690.479.760,00            |

| BENEFICIARIOS    | PERJUICIO<br>MATERIAL LUCRO<br>CESANTE | PERJUICIO<br>MATERIAL DAÑO<br>EMERGENTE | TOTALES          |
|------------------|----------------------------------------|-----------------------------------------|------------------|
| Maria Nive Perea | \$ 30.694.574,71                       |                                         | \$ 30.694.574,71 |

<sup>1</sup> Salario mínimo mensual legal vigente al momento del pago (año 2021 – \$908.526)

|                              |                  |                 |                  |
|------------------------------|------------------|-----------------|------------------|
| Over Perea Perea             | \$ 5.542.984,87  |                 | \$ 5.542.984,87  |
| Yeison Samir Perea Perea     | \$ 4.938.928,02  |                 | \$ 4.938.928,02  |
| Levinson Perea Perea         | \$ 5.674.797,26  |                 | \$ 5.674.797,26  |
| David Fernando Perea Perea   | \$ 6.305.998,11  |                 | \$ 6.305.998,11  |
| Leider Perea Perea           | \$ 4.444.518,36  |                 | \$ 4.444.518,36  |
| Yineth Catherine Perea Perea | \$ 3.704.295,32  |                 | \$ 3.704.295,32  |
| Luis Dario Perea Perea       | \$ 4.158.678,09  |                 | \$ 4.158.678,09  |
| Flor Yineth Perea Perea      | \$ 6.593.865,85  |                 | \$ 6.593.865,85  |
| Carlos Perea Quintero        |                  | \$ 1.305.000,00 | \$ 1.305.000,00  |
| TOTAL PERJ. MATERIAL         | \$ 72.058.640,59 | \$ 1.305.000,00 | \$ 73.363.640,59 |

| SUPERFINANCIERA DE COLOMBIA           |            |            | LIQUIDACION INTERESES DE CONFORMIDAD CON EL ART. 177 DEL CCA |                     |                                |                                        |                                 |                  |
|---------------------------------------|------------|------------|--------------------------------------------------------------|---------------------|--------------------------------|----------------------------------------|---------------------------------|------------------|
| RES. NRO.                             | VIGENCIA   |            |                                                              |                     |                                |                                        |                                 |                  |
| DESDE                                 | HASTA      | DIAS       | TASA INT. CTE.                                               | TASA USURA CERTIFIC | TASA NOMINAL O EFECTIVA DIARIA | CAPITAL ADEUDADO OBJETO DE LIQUIDACION | VALOR INTERESES DE MORA MENSUAL |                  |
| Capital objeto de intereses           |            |            |                                                              |                     |                                |                                        | \$73.363.640,59                 | -                |
| Intereses aprobados a 25/09/2017      |            |            |                                                              |                     |                                |                                        |                                 | \$148.943.718,71 |
| 1155                                  | 26-sep.-17 | 30-sep.-17 | 5                                                            | 21.48%              | 32.22%                         | 0.0765%                                | \$73.363.640,59                 | \$280.795,72     |
| 1298                                  | 01-oct.-17 | 31-oct.-17 | 31                                                           | 21.15%              | 31.73%                         | 0.0755%                                | \$73.363.640,59                 | \$1.717.544,97   |
| 1447                                  | 01-nov.-17 | 30-nov.-17 | 30                                                           | 20.96%              | 31.44%                         | 0.0749%                                | \$73.363.640,59                 | \$1.649.070,08   |
| 1619                                  | 01-dic.-17 | 31-dic.-17 | 31                                                           | 20.77%              | 31.16%                         | 0.0743%                                | \$73.363.640,59                 | \$1.690.503,96   |
| 1890                                  | 01-ene.-18 | 31-ene.-18 | 31                                                           | 20.69%              | 31.04%                         | 0.0741%                                | \$73.363.640,59                 | \$1.684.796,18   |
| 131                                   | 01-feb.-18 | 28-feb.-18 | 28                                                           | 21.01%              | 31.52%                         | 0.0751%                                | \$73.363.640,59                 | \$1.542.344,86   |
| 259                                   | 01-mar.-18 | 31-mar.-18 | 31                                                           | 20.68%              | 31.02%                         | 0.0740%                                | \$73.363.640,59                 | \$1.684.082,34   |
| 398                                   | 01-abr.-18 | 30-abr.-18 | 30                                                           | 20.48%              | 30.72%                         | 0.0734%                                | \$73.363.640,59                 | \$1.615.924,28   |
| 57                                    | 01-may.-18 | 31-may.-18 | 31                                                           | 20.44%              | 30.66%                         | 0.0733%                                | \$73.363.640,59                 | \$1.666.925,72   |
| 687                                   | 01-jun.-18 | 30-jun.-18 | 30                                                           | 20.28%              | 30.42%                         | 0.0728%                                | \$73.363.640,59                 | \$1.602.059,77   |
| 820                                   | 01-jul.-18 | 31-jul.-18 | 31                                                           | 20.03%              | 30.05%                         | 0.0720%                                | \$73.363.640,59                 | \$1.637.507,14   |
| 954                                   | 01-ago.-18 | 31-ago.-18 | 31                                                           | 19.94%              | 29.91%                         | 0.0717%                                | \$73.363.640,59                 | \$1.631.030,84   |
| 1112                                  | 01-sep.-18 | 30-sep.-18 | 30                                                           | 19.81%              | 29.72%                         | 0.0713%                                | \$73.363.640,59                 | \$1.569.352,56   |
| 1294                                  | 01-oct.-18 | 31-oct.-18 | 31                                                           | 19.63%              | 29.45%                         | 0.0707%                                | \$73.363.640,59                 | \$1.608.672,08   |
| 1521                                  | 01-nov.-18 | 30-nov.-18 | 30                                                           | 19.49%              | 29.24%                         | 0.0703%                                | \$73.363.640,59                 | \$1.546.982,23   |
| 1708                                  | 01-dic.-18 | 31-dic.-18 | 31                                                           | 19.40%              | 29.10%                         | 0.0700%                                | \$73.363.640,59                 | \$1.592.031,50   |
| 1872                                  | 01-ene.-19 | 31-ene.-19 | 31                                                           | 19.16%              | 28.74%                         | 0.0692%                                | \$73.363.640,59                 | \$1.574.620,07   |
| 111                                   | 01-feb.-19 | 28-feb.-19 | 28                                                           | 19.70%              | 29.55%                         | 0.0710%                                | \$73.363.640,59                 | \$1.457.560,61   |
| 263                                   | 01-mar.-19 | 31-mar.-19 | 31                                                           | 19.37%              | 29.06%                         | 0.0699%                                | \$73.363.640,59                 | \$1.589.857,72   |
| 389                                   | 01-abr.-19 | 30-abr.-19 | 30                                                           | 19.32%              | 28.98%                         | 0.0697%                                | \$73.363.640,59                 | \$1.535.064,27   |
| 574                                   | 01-may.-19 | 31-may.-19 | 31                                                           | 19.34%              | 29.01%                         | 0.0698%                                | \$73.363.640,59                 | \$1.587.683,19   |
| 697                                   | 01-jun.-19 | 30-jun.-19 | 30                                                           | 19.30%              | 28.95%                         | 0.0697%                                | \$73.363.640,59                 | \$1.533.660,61   |
| 829                                   | 01-jul.-19 | 31-jul.-19 | 31                                                           | 19.28%              | 28.92%                         | 0.0696%                                | \$73.363.640,59                 | \$1.583.331,85   |
| 1018                                  | 01-ago.-19 | 31-ago.-19 | 31                                                           | 19.32%              | 28.98%                         | 0.0697%                                | \$73.363.640,59                 | \$1.586.233,08   |
| 1145                                  | 01-sep.-19 | 30-sep.-19 | 30                                                           | 19.32%              | 28.98%                         | 0.0697%                                | \$73.363.640,59                 | \$1.535.064,27   |
| 1293                                  | 01-oct.-19 | 31-oct.-19 | 31                                                           | 19.10%              | 28.65%                         | 0.0690%                                | \$73.363.640,59                 | \$1.570.259,63   |
| 1474                                  | 01-nov.-19 | 30-nov.-19 | 30                                                           | 19.03%              | 28.55%                         | 0.0688%                                | \$73.363.640,59                 | \$1.514.679,28   |
| 1603                                  | 01-dic.-19 | 31-dic.-19 | 31                                                           | 18.91%              | 28.37%                         | 0.0684%                                | \$73.363.640,59                 | \$1.556.431,46   |
| 1768                                  | 01-ene.-20 | 31-ene.-20 | 31                                                           | 18.77%              | 28.16%                         | 0.0680%                                | \$73.363.640,59                 | \$1.546.222,67   |
| 94                                    | 01-feb.-20 | 29-feb.-20 | 29                                                           | 19.06%              | 28.59%                         | 0.0689%                                | \$73.363.640,59                 | \$1.466.231,56   |
| 205                                   | 01-mar.-20 | 31-mar.-20 | 31                                                           | 18.95%              | 28.43%                         | 0.0686%                                | \$73.363.640,59                 | \$1.559.345,19   |
| 351                                   | 01-abr.-20 | 30-abr.-20 | 30                                                           | 18.69%              | 28.04%                         | 0.0677%                                | \$73.363.640,59                 | \$1.490.691,86   |
| 437                                   | 01-may.-20 | 31-may.-20 | 31                                                           | 18.19%              | 27.29%                         | 0.0661%                                | \$73.363.640,59                 | \$1.503.750,66   |
| 505                                   | 01-jun.-20 | 30-jun.-20 | 30                                                           | 18.12%              | 27.18%                         | 0.0659%                                | \$73.363.640,59                 | \$1.450.263,06   |
| 605                                   | 01-jul.-20 | 31-jul.-20 | 31                                                           | 18.12%              | 27.18%                         | 0.0659%                                | \$73.363.640,59                 | \$1.498.605,16   |
| 685                                   | 01-ago.-20 | 31-ago.-20 | 31                                                           | 18.29%              | 27.44%                         | 0.0664%                                | \$73.363.640,59                 | \$1.511.094,04   |
| 769                                   | 01-sep.-20 | 30-sep.-20 | 30                                                           | 18.35%              | 27.53%                         | 0.0666%                                | \$73.363.640,59                 | \$1.466.608,96   |
| 0869                                  | 01-oct.-20 | 31-oct.-20 | 31                                                           | 18.09%              | 27.14%                         | 0.0658%                                | \$73.363.640,59                 | \$1.496.398,65   |
| 0947                                  | 01-nov.-20 | 30-nov.-20 | 30                                                           | 17.84%              | 26.76%                         | 0.0650%                                | \$73.363.640,59                 | \$1.430.303,91   |
| 1034                                  | 01-dic.-20 | 31-dic.-20 | 31                                                           | 17.46%              | 26.19%                         | 0.0638%                                | \$73.363.640,59                 | \$1.449.881,11   |
| 1215                                  | 01-ene.-21 | 31-ene.-21 | 31                                                           | 17.32%              | 25.98%                         | 0.0633%                                | \$73.363.640,59                 | \$1.439.496,71   |
| 64                                    | 01-feb.-21 | 28-feb.-21 | 28                                                           | 17.54%              | 26.31%                         | 0.0640%                                | \$73.363.640,59                 | \$1.314.922,74   |
| 161                                   | 01-mar.-21 | 11-mar.-21 | 11                                                           | 17.41%              | 26.12%                         | 0.0636%                                | \$73.363.640,59                 | \$513.158,65     |
| TOTAL INTERESES MORATORIOS A LA FECHA |            |            |                                                              |                     |                                |                                        |                                 | \$213.424.763,89 |

|                                       |                   |
|---------------------------------------|-------------------|
| PERJUICIO MORAL                       | \$ 690.479.760,00 |
| PERJUICIO MATERIAL                    | \$ 73.363.640,59  |
| MAS: INTERESES CAUSADOS               | \$ 213.424.763,89 |
| TOTAL LIQUIDACIÓN CAPITAL + INTERESES | \$ 977.268.164,48 |
| COSTAS <sup>2</sup>                   | \$ 7.868.722,79   |
| TOTAL LIQUIDACIÓN CRÉDITO + COSTAS    | \$ 985.136.887,27 |

DESGLOSE DE INTERESES MORATORIOS A LA FECHA POR BENEFICIARIO

| BENEFICIARIOS                | PERJUICIO MATERIAL LUCRO CESANTE | PERJUICIO MATERIAL DAÑO EMERGENTE | INTERESES MORATORIOS/PERJUICIO MATERIAL |
|------------------------------|----------------------------------|-----------------------------------|-----------------------------------------|
| Maria Nive Perea             | \$ 30.694.574,71                 |                                   | \$ 89.294.673,87                        |
| Over Perea Perea             | \$ 5.542.984,87                  |                                   | \$ 16.125.293,51                        |
| Yeison Samir Perea Perea     | \$ 4.938.928,02                  |                                   | \$ 14.368.010,34                        |
| Levinson Perea Perea         | \$ 5.674.797,26                  |                                   | \$ 16.508.753,60                        |
| David Fernando Perea Perea   | \$ 6.305.998,11                  |                                   | \$ 18.345.002,33                        |
| Leider Perea Perea           | \$ 4.444.518,36                  |                                   | \$ 12.929.705,70                        |
| Yineth Catherine Perea Perea | \$ 3.704.295,32                  |                                   | \$ 10.776.296,65                        |
| Luis Dario Perea Perea       | \$ 4.158.678,09                  |                                   | \$ 12.098.157,65                        |
| Flor Yineth Perea Perea      | \$ 6.593.865,85                  |                                   | \$ 19.182.448,57                        |
| Carlos Perea Quintero        |                                  | \$ 1.305.000,00                   | \$ 3.796.421,70                         |
| TOTAL PERJ. MORALES          | \$ 72.058.640,59                 | \$ 1.305.000,00                   | \$ 213.424.763,89                       |

A la fecha de esta liquidación no se observa dentro de la información allegada abono o títulos constituidos a favor de la parte ejecutante.

Por lo anteriormente expuesto, el **JUZGADO SEGUNDO ADMINISTRATIVO ORAL DEL CIRCUITO DE QUIBDO.**

RESUELVE:

**UNICO:** ESTABLECER como valor TOTAL de la liquidación la suma de **NOVECIENTOS OCHENTA Y CINCO MILLONES CIENTO TREINTA Y SEIS MIL OCHOCIENTOS OCHENTA Y SIETE PESOS CON VEINTISIETE CENTAVOS (\$985.136.887.27).**

NOTIFIQUESE Y CUMPLASE

YUDY YINETH MORENO CORREA  
JUEZ

JUZGADO SEGUNDO ADMINISTRATIVO ORAL DE QUIBDO

NOTIFICACIÓN POR ESTADO ELECTRÓNICO

La anterior providencia se notifica por estado electrónico

No.\_\_\_\_\_.

De hoy,\_\_\_\_\_, a las 7:30 a.m.

KELLY LORENA MOSQUERA AGUILAR

Secretaria

<sup>2</sup> Auto Interlocutorio Nro. 381 del 20 de marzo de 2018 proferido por el Despacho