



Letter

1 message

Bernie Fondevilla <bgf714@yahoo.com>

Tue, Oct 12, 2021 at 10:33 AM

To: Mimaropa Region Denr <mimaroparegion@denr.gov.ph>

Miss Florence Grace Domingo,

Please see attached letter in reply to your letter dated September 13, 2021.

Thanks.

Atty. Bernie G. Fondevilla

October 12, 2021

Miss Florence Grace F. Domingo
Department of Environment and
Natural Resources
MIMAROPA Region
Formilleza St., Tabing-Dagat
Odiongan, Romblon

Madame:

I have already indicated in my previous filings that my residence and mailing address is 4 resident of 4 Chicago Street, Loyola Grand Villas, Quezon City. Kindly refer to my Formal Protest. In spite of this, however, thus office continues to serve me notices and other communications thru my vacation residence in Agpudlos, San Andres Romblon which is mistaken. Kindly correct this.

On October 7, 2021, my house help received a notice date September 13, 2021 for your office, or almost a month after the date of the letter. However, I actually received the said document only October 11, 2021 from my staff.

It must be pointed out that conduct of a preliminary conference is mandatory as it is in the preliminary conference that the following issues must be considered: 1) possibilities of an amicable settlement; 2) defining and simplifying issues of the case; 3) identification of witnesses; 4) scheduling of ocular inspection; 5) scheduling the dates of other hearings; 6) threshing out any other matters which are relevant to the case that may aid in the early resolution thereof; and 7) marking of exhibits; 8) and submission of affidavits in the form of question and answer. Thereafter, a Preliminary Order must be issued.

After the preliminary conference, a mandatory ocular inspection of the lot/s subject of the controversy shall be conducted and the parties will be notified of such inspection. How can all this be done without a proper preliminary conference?

Finally, Section 15 of DAO 2016-31 mandates that it is only after the ocular inspection and the parties do not enter into a compromise agreement that the proceedings shall be terminated and the parties shall submit their respective position papers within a non-extendible period of thirty (30) days from the termination of the ocular inspection.

Why is the DENR in such a rush apparently taking advantage of the difficulty of the situation is working on the undersigned? Why is it so keen on shortcutting the process and violating its own rules? If December is a long time, then the DENR must conduct that

preliminary conference earlier and in another manner such as a virtual meeting. But it should not deny the undersigned its right to due process.

For this reason, it respectfully prayed that the preliminary conference be held as mandated by the rules. As the undersigned may be allowed to travel in November, it is prayed that it be held sometime in the first or second week of November 2021, either face to face or by virtual conference.

To reiterate, my mailing address is 4 Chicago St., Loyola Grand Villas, Brgy. Pansol Quezon City. And as already on record, my e mail address is bqf714@yahoo.com.

Other reliefs are likewise prayed for.

Sincerely,


Atty. Bernie G. Fondevilla

