CENRO PABLO CRUZ

DENR-CENRO Roxas, Palawan Sandoval Street, Bgy. III, Roxas, Palawan 5308 PHILIPPINES

CC: Robert T. Panti, Database Management Officer, Record Section – DENR MIMAROPA

Document No.: E-2022-79266

Sir:

I had applied for the title 20 yrs ago but was not process my title application because of the complaint of Belinda Rabang (see attach Annex A) that was not investigated but favor the Rabang, and had their lot titled in my subdivision plan as lot no.7 (see attach annex B)

About 20 yrs. later they are instructed by the late CENRO Garaez last May and December 2021 to submit their credentials to prove their claim but they had none to provide to prove the validity of their allegations. Therefore, the claim was set aside.

The case in court against the Rabang is Civil Case 177 for forcible entry and damages.

I believed directly or indirectly some CENRO personnel was involve.

I am hoping and praying for a long time that investigation be done.

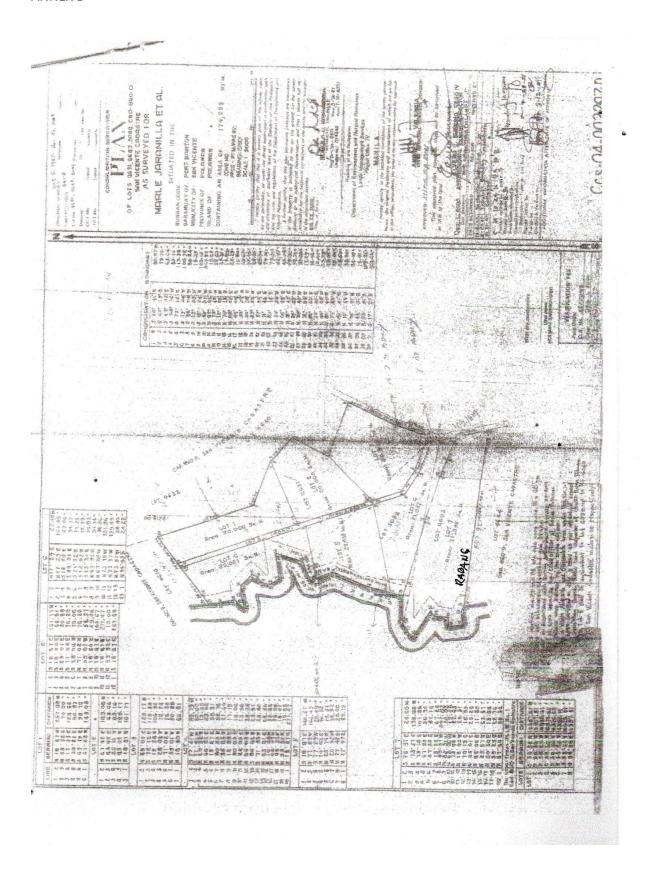
- Mr. Anthony Sumibkay a CENRO personnel who was recommend by CENRO Roxas personnel who
 received the P20,000.00 payment from me with receipt, signed and claimed to be Engr.
 Mondoniedo when he received money. (See Attached Annex C)
- 2. For the signatories, for the withholding of the process of my title, due to the complaint of Belinda Rabang which Christine Sendayen record officer, identified as Mr. Ronnie Lelang and Hilario Regundola.
- 3. In April 6,2021, we are called for a hearing by Mr. Dela Peña and Luciene Gandeza, but they did not make a transcript even with my inquiry before we start the hearing. (See attached Annex D)
- 4. On May 23,2021,the Rabang family forcibly enter my property lot.6.In the *sinumpaan salaysay* panghukuman of Mildred Rabang Casencia she stated that they are advised by Jorge Dela Peña LMS11 Land Investigating Officer of CENRO Roxas, to clean the area and later they put fence taking advantage of the heights of pandemic. (See attached Annex E)
- 5. In the CSW report to CENRO Cruz, of the forest rangers submitted the inventory of cut trees and recommended for administrative hearing due to the fact that PD 705 and RA7161 was violated but I was not summoned to attend. (pls. see attached F) Mildred Cacencia mention that the cut trees used as post is from other area. My question is, "did she present permit from DENR to cut trees?"
- 6. Enclosed is the copy of the sworn statement of CENRO CRUZ for your guidance and evaluation. (See attach Annex G)
- 7. Lot no.8 was from our land and it has its own technical description. It was intended for our own use and beside it has a dead end and not connected to adjacent lots.
- 8. With regards to my donation of 5000 sq m. to the LGU of Port Bartun we have an arrangement that I will identify the area as soon as my title is released.

HOPING FOR YOUR FAIRNESS AND HONESTY TO MY REQUEST.

Sincerely,

Marle Jaranilla

LMS	5 CHIEF
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" APO	PROPRIATE ACTION Annex "E"
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	The Community Conviconment
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	MA. CHRISTINE G. SINDAYEN



Date FEBRUARY 1, 19 79 C & M PRESS, 817 Josefina St., Samp. Mla. 20 BKLT. 001 :1000 Permit No. 24.431 5 21 91 Authorized Signature SAW YICONTE SURVEYS . VISORY SERVICES Spenders / suppry 160 Extention Office Roxas, Palawan 725 Ibarra St., Sampaloc, Manila TAN M5356 H1633 A 8 SAMMILLA OFFICIAL RECEIPT Crus ! Bonn, P 5805 4 MANNE aroshould NAL. in full/partial payment of eived from M per aunis 0141 to mns ay No . 19 99 pomus i mospowers Upartial payment of Suppressions, Surveys of wis 41314 C & M PRESS, 817 Josefina St., Samp. Mla. 20 BKLT, 001:1000 Permit No. 24-431 5 21 91 Carl Color TOWNER 10 MARCH (P 3,000 00 Authorized Signature SAN VICEDA Date May 2 PUM SURVEYS ADVISORY SERVINES OFFICIAL RECEIPT Extention Office Roxas, Palawan 725 Ibarra St., Sampaloc, Manila TAN M5356-H1633 A 8 peros our Marle Jaranilla By: Names Wad W moreson かから 0.028 ved from Mes. servery for mr. 0354 aus X

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Extention Office Roxas, Palawan 725 Ibarra St., Sampaloc, Manila TAN M6356-H1633 A 8

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Rrepublic of t Philippines Department of Environment and Natural Resources MIMAROPA Region-Palawan

Community Environment and Natural Resources Office

Barangav 3, Roxas, Palawan PABATID SA PAGDINIG (NOTICE OF HEARING)

Unang Patawag Para Sa Unang Pag-Uusap First call for 1st Preliminary Conference/Dialogue

MS. BELINDA RABANG Complainant

VS

Hrs. of RUBIN JARANILLA Rep. by: MS. MARLE JARANILLA Respondent

March 30, 2021

CENRO Case No. 2021-1491-018

Dated: March 29, 2021

CONFLICT OF CLAIM Lot No. 4643 & 5034, Cad. 860-D-Barangay Port Barton San Vicente, Palawan

Ginoo at Ginang

Sa diwa ng maayos na pamamahala, isang makakalikasang araw po ang bati namin sa inyo.

Kung maari ay BASAHIN NG MAAYOS AT UNAWAIN NG MAIGI.

Ito po ay kaugnay sa inindorso ng inyon Punong Barangay ukol sa gusot na inyong kinasasangkutan, nakasaad sa itaas, sa isang parselang lupa, na matatagpuan sa Barangay Jolo, Roxas,

Dahilan upang kayo po ay pinapayuhan naming makipagkita sa aming opisina sa Aril 6, 2021, Martes, sa ganap na ika-walo at kalahati ng umaga (8:30 O'clock in the morning) at isumite ang mga dokumento (xerox lamang at dapat ay malinaw na kopya) na magpapatibay sa inyong pag-aagkin sa lupang paksa. Unang sisiyasatin at susuriing mabuti muna ang inyong mga dokumento at sa ganap na ika-siym at kalahati ng hapon (9:30 O'clock in the morning) ay isasagawa/gagawin ang pagdinig sa gusot na sanhi ng inyong hindi pagkakaunawaan.

KINAKAILANGAN NA MAISUMITI ANG INYONG DOKUMENTO SA PAGITAN NG 8:30 HANGGANG 9:00 ng umaga lamang at HINDI NA TATANGAPIN sakaling hindi UMABOT sa itinakdang oras.

At, paalala lamang po, kayo din ay pinapayuhan na sundin ang batas ng Health protocol sa COVID-19 na ipinatutupad, katulad ng pagsuot ng face mask, social distancing at iba pa, upang maiwasan natinn ang pagkalat ng nasabing sakit/pandemya.

Para sa anupamang katanungan at paglilinaw, kami po ay maaring i-text at makausap sa numirng 0912-590-5655.

Huwag nawa balewalain ito, bgkus ay bigyan ng pagpapahalaga. Inaasaahan namin ang inyong pagtalima.

Noted:

GEORGE R DELA PENA LMO-II/Land Investigation Officer In-Charge, Claims and Conflict S.O. No. 2018-11 Dated Feb. 26, 2018

na gumagalang, LUCIENF. GANDEZA

Land Management Officer II Land Investigation Officer RSO No. 1286 June 4, 2018

Mr. Abord . Ganzale

T18. Ano ang sumunod na nangyari?

S18. Nagharap po kami sa CENRO ni Marle noong April 6, 2021, at dito po ay napagkasunduan na magkaroon ng Ocular Inspection sa lugar. Sinabi din po ni Sir George Dela Peña na dapat linisin ang lugar bago mag ocular inspection.

T19. Ano po ang ginawa ninyo pagkatapos ng inyong paghaharap sa CENRO?

\$19. Sinunod namin ang advise ni Mr. Dela Peña at aming nilinis ang lugar dahil masukal. Tapos, ito ay amin din binakod para malinawan kong saan ang nakasanay na tradional boundary ng lupang pinagtatalunan.

BILANG PATOTOO, nilagdaan ko ang Salaysay na ito ngayong ikasa lungsod ng Puerto Princesa.

MELDRED RABANG CASENCIA

Nagsalaysay

SUBSCRIBED AND SWORN to before me this _____ at the City of Puerto Princesa . I hereby certify that I have personally examined the affiant and I am fully satisfied that she had read and understood all of the allegations contained in her Sworn Affidavit.

Page No. 977 Book No. 01 Series of 2022

ATTESTATION

I, ATTY. RYAN P. ACOSTA, Notary Public for Province of Palawan this at Puerto Princesa City, hereby attest to the following, I have faithfully recorded or caused to be recorded the questions asked and the corresponding answers given by the witness, and, Neither I nor any person coached the witness regarding her answer to the questions.

This FEB 0 9 2022 at Puerto Princesa City.

ATTY.RYAN B. ACOST

SUBSCRIBED AND SWORN to before me this The state of the Municipality of Roxas, palawan. I hereby cerefy that I have personally



Republic of the Philippines

Department of Environment and Natural Resources

Region IV- MIMAROPA COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

Barangay III (Poblacion), Roxas, Palawan Contact No. 09171606578 / 09175028647 Email address: cenroroxaspalawan@denr.gov.ph

Rend smail 2/11/22 Zilles

July 12, 2021

MEMORANDUM

FOR

The Community Environment and

Natural Resources Officer

THRU

The Chief Monitoring and Enforcement Section

FROM

The undersigned

SUBJECT

VERIFICATION AND SCALING REPORT ON THE REQUEST OF MS. MARLE JARANILLA RE; CUTTING OF TREES USED AS BARB WIRE POST IN FENCING LOT NO. 6 SITUATED IN

BARB WIRE POST IN FENCING LOT NO. 6 SITUATED IN BARANGAY PORT BARTON, SAN VICENTE, PALAWAN.

Please be informed that on July 6, 2021 the undersigned proceeded to Barangay Port Barton, San Vicente, Palawan to conduct verification on the cut trees requested by Mrs. Marle A. Jaranilla to be scaled.

Based from the letter request of Mrs. Jaranilla dated June 24, 2021 the trees were cut by Belinda Rabang and family in order to be used as barbed wire post to fence Lot No. 6.

Around 11:00 AM the undersigned together with Barangay Tanods Mr. Dennis Austria and Mr. Maximo Batistel, Mr. Anatalio Hinayon representative of Mrs. Jaranilla, and Mrs. Mildred Rabang Casencia daughter and representative of Mrs. Belinda Rabang, are all gathered outside the fence while the undersigned is conducting inspection of the wood used as barbed wire post therein and also conducting interview to Mrs. Casencia.

The undersigned noticed that the said wood used as barbed wire post is Putat in local name, under the group of Miscellaneous Species, in saplings sizes, and observed that the woods were cut a year ago which some of these woods are showing decaying process. During interview, Mrs. Casencia mentioned that the wood used as barbed wire posts during the installation of the fence was acquired from the approved Tree plantation of Mr. Florentino Casencia situated in So. Pamuayan also jurisdiction of the same Barangay, the said wood were affected during the cutting and felling of Mangium trees. (Russe ask for the functory Mr. Catenara D. Affection of the same Barangay) and the functory Mr. Catenara D. Affection of the same Barangay.

The team entered the fenced area with permission given by Mrs. Casencia for verification of the undersigned on the stump of cut trees used as barbed wire posts of the fence as stated in the letter request of Mrs. Jaranilla. The undersigned inventoried cut poles of Basa, Bunot-bunot, Putat, and kansilay species, these said cut poles were stack near its stumps and not used as barbed wire posts of the fence.

According to Mrs. Casencia, during their hearing/meeting last April 6, 2021, they volunteered on the cleaning of the area for the inspection of the personnel of this Office.

Based from the actual verification of the undersigned in the area, the abovementioned cut miscellaneous saplings and poles inside the area were not utilized as barbed wire posts of the fences, and the used posts of the barbed wire in the fences have the possibility that they were obtained from another area because there were only few stumps seen inside the area.

The undersigned observed that Section 77 of Presidential Decree 705 as amended by Republic Act 7161 was violated in the cutting of the mentioned poles and the wood us as barb wire post. The undersigned hereby recommend that administrative hearing must be conducted for the both parties to determine the perpetrators.

**Republic Act 7161 was violated in the cutting of the mentioned poles and the wood us as barb wire post. The undersigned hereby recommend that administrative hearing must be conducted for the both parties to determine the perpetrators.

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Attached herewith are the following:

- Photo Documentation; Geotag Photos to Points;
- Inventory sheet, and;
- 4. Letter request of Mrs. Jaranilla.

For your information.

BRANDO G. BADENAS

MARCO ANGELOM, MARQUEZ Forest Ranger

ENRIQUEG JARDIN Forest Ranger

MARCES C. LASANGEN Forester I

ALVINE.

Forest Range

MADURO

MARKWILLIAMS RISOTOZA Forest Ranger

Republic of the Philippines MUNICIPAL CIRCUIT TRIAL COURT OF TAYTAY-SAN VICENTE

4th Judicial Region Taytay, Palawan

MARLE A. JARANILLA,

Plaintiffs,

Versus -

CIVIL CASE NO. 177
For: "FORCIBLE ENTRY AND DAMAGES"

ROWENA RABANG, BELINDA
J. RABANG, GLORIA R. HASSAN,
MAUREN SOMERANO, RHEA
RABANG, BOYET MAGAN and
FRANCISCO RABANG,

Defendants.

THE CLERK OF COURT MCTC Taytay-San Vicente

Subject:

Application for Subpoena ad testificandum and duces tecum for CENRO PABLO L. CRUZ with office address at Brgy. 3 (Pob.), Roxas, Palawan

- 1) to appear at the office of the undersigned at 25 Lomboy St., San Jose, Puerto Princesa City on February 21, 2022 at 2:00 p.m. (OR on any date and time he is available from February 21 to 25, 2022),
- 2) to bring with him the records of CENRO Case No. 2021-1491-018 and Lot No. 4643 and 5034, Cad. 860-D, Barangay Port Barton, specifically his Memorandum dated February 8, 2022 on the subject PPC Code NO. GL-GDP-12-04-2020-1180 (JULY 28, 2021), and
- to execute a judicial affidavit therefor/thereon.

Dear sir:

Pursuant to the Rules on Judicial Affidavits, I would like to request the above-named subject from your good office.

Attached is the official receipt for the fees required for the said subpoena.

Thank you for your valuable assistance.

Puerto Princesa City for Taytay, Palawan. 15 February 2022.

JULIUS M. CONCEPCION

Countel for the Plaintiff

25 Lomboy St., San Jose, PPC

E-mail: <u>justifiedmaderighteous@yahoo.com</u> MOBILE NO. 09190005220

IBP Roll No. 38779

TIN 165-595-572

IBP NO. 184236; 2.3.2022; IBP Main

PTR NO. 1631421; 1.06.22 PPC

MCLE Exemption No. VI-002706

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Republic of the Philippines MUNICIPAL CIRCUIT TRIAL COURT

OF TAYTAY-SAN VICENTE 4th Judicial Region Taytay, Palawan

MARLE A. JARANILLA,

Plaintiffs,

- Versus -

CIVIL CASE NO. 177 For: "FORCIBLE ENTRY AND DAMAGES"

ROWENA RABANG, BELINDA J. RABANG, GLORIA R. HASSAN, MAUREN SOMERANO, RHEA RABANG, BOYET MAGAN and FRANCISCO RABANG,

Defendants.

SUBMISSION

PLAINTIFF, by the undersigned counsel and unto this Honorable Court, respectfully SUBMITS the attached judicial affidavit of its witness CENRO PABLO L. CRUZ, which was delayed due to a week-long audit of the CENRO Roxas office, pursuant to a subpoena ad testificandum and duces tecum issued by the Honorable Court.

Respectfully submitted.

Puerto Princesa City for Taytay, Palawan, 28 March 2022.

JULIUS M. CONCEPCION Counsel for the Plaintiff

25 Lomboy St., San Jose, PPC

E-mail: justified made righteous @yahoo.com

MOBILE NO. 09190005220 IBP Roll No. 38779

TIN 165-595-572

IBP NO. 184236; 2.3.2022; IBP Main PTR NO. 1631421; 1.06.22 PPC MCLE Exemption No. VI-002706

Copy furnished:

ATTY RAYMUND ACOSTA - Malush

Republic of the Philippines MUNICIPAL CIRCUIT TRIAL COURT OF TAYTAY-SAN VICENTE

4th Judicial Region Taytay, Palawan

MARLE A. JARANILLA,

Plaintiffs,

Versus -

CIVIL CASE NO. 177
For: "FORCIBLE ENTRY AND DAMAGES"

ROWENA RABANG, BELINDA
J. RABANG, GLORIA R. HASSAN,
MAUREN SOMERANO, RHEA
RABANG, BOYET MAGAN and
FRANCISCO RABANG,

Defendants.

Republic of the Philippines)
PUERTO PRINCESA CITY)S.S.

JUDICIAL AFFIDAVIT OF PABLO I. CRUZ

This Judicial Affidavit of **PABLO I. CRUZ**, as a witness for the Plaintiff in the above-named case is executed to serve as his direct testimony.

This Judicial Affidavit is being offered to show and prove that:

- 1. Plaintiff is the approved claimant of Lot 6 and awaiting the issuance of her certificate of title.
- Defendants have failed to comply with the CENRO directive to present relocation survey results by a competent surveyor in May 11, 2020 and December 14, 2020 despite all the opportunities to do so;
- 3. Defendants have no documentary evidence to prove their claim over a portion of Plaintiff's Lot 6.
- 4. The land dispute between the parties in the above-named case has already been disposed of and terminated after Defendant has failed twice to comply with the requirements by the CENRO:

- Plaintiff's son reported the matter of Defendants' acts of entering Plaintiff's Lot 6 on June 7, 2021.
- Witness' office informed Plaintiff that she will just have to await the lifting of the moratorium on the titling of private lands in San Vicente.
- 7. Other matters related to the foregoing.

This Judicial Affidavit was taken at the office of ATTY. JULIUS M. CONCEPCION, numbered consecutively, and each question is followed by the answer of the witness.

- Q: Do you swear to tell the truth, the whole truth and nothing but the truth?
 A: Yes, sir.
- Are you aware that you could be subject to prosecution for perjury of you state any untruth in this affidavit?
 A: Yes, sir.
- 3. Q: Please state your name and other means of your identity.
 A: I am PABLO I. CRUZ, Filipino, of legal age, married, and holding office at the Community Environment and Natural Resources Office (CENRO), Brgy. III, Roxas, Palawan.
- 4. Q: How long have you been connected with CENRO-Roxas? A: I was promoted as the Community Environment and Natural Resources Officer (CENR Officer) of Roxas and San Vicente on November 5, 2022. I likewise assumed the position as CENR Officer only on January 3, 2022.
- 5. What is the reason why you are executing this judicial affidavit if any?
 A: I have been ordered by the MCTC of Taytay and San Vicente to testify in the case of Marle Jaranilla vs. Rowena Rabang et al. regarding the identification of the Memorandum dated February 8, 2022 with the subject "Completed Staff Work (CSW) Re: Follow-up of letter Complaint from Marle A. Jaranilla, PPC Code No. Gl-GDP-12-04-2020-1180 (July 28, 2021).
- 6. What is the most recent incident in your records in relation to the said parcel of land, based on the records, if there is any? A: Based on our records, on June 7, 2021 the CENRO-Roxas received an email complaint Paul Hudson Acha Jaranilla, stating therein that the Rabang family violated what was agreed upon during their hearing in CENRO-Roxas, last April

- 7. Q: What was the agreement by the said parties in your office prior to that, if any?
 A: I have no personal knowledge as to their agreement since I was only appointed CENR Officer and was transferred to CENRO-Roxas last January 3, 2022.
- 8. Q: What else did Paul Jaranilla state in his report, if any?
 A: Based on the e-mailed complaint dated June 7, 2021, Mr.
 Jaranilla requested this Office to stop the Rabangs from cutting their trees and fencing their Lot 6.
- 9. Q: What did your office do if any? A: Based on the submitted Memorandum dated July 12, 2021, with subject Verification and scaling report on the request of Ms. Marle Jaranilla, on July 6, 2021, the CENRO-Roxas team launched an investigation on the complaint of Mr. Jaranilla and the team found out that there were cut poles near the tree stumps in the subject area.
- 10. Q: What else did the team from your office do, if any?A: Based on records, the team inventoried trees cut and checked the barbed wire posts which were used as fences.
- 11. Q: What did they find out, if any?

 A: Based on their report, the team found out that the barbed wire posts the Rabang family used were old posts brought from another area since the number of posts did not match the tree stumps seen in the subject area.
- 12. Q: What else did your office team do, if any?

 A: Based on their report, the team stated that they interviewed Mildred Rabang-Casencia, daughter and representative of Mrs. Belinda Rabang, who said that they indeed got the barbed wire posts from the approved tree plantation of Mr. Florentino Casencia.
- 13. Q: What else happened, if any?

 A: Based on the records, on July 12, 2021, the CENRO-Roxas received an e-mail from Marle Jaranilla requesting for a copy of the scaling report of the trees cut but due to some regulations requiring us to conduct further investigation we were not able to grant her request immediately.
- 14. Q: What are the incidents in the history of the land of Marle Jaranilla, based on the records, if any?
 A: Based on the letters dated March 11 and April 22, 2020, received by the Office, Ms. Marle Jaranilla complained of the fact that she requested and paid for a survey of her land

the one immediately bounding the property of one Belinda Rabang.

- 15. Q: What happened to her application based on your records, if any?A: Based on the records, her application was put on hold due to the moratorium on public land titling.
- 16. Q: What else happened based on your records, if any?

 A: Based on records a certain Belinda Rabang is claiming the land. On May and December 2020, our office, through the then CENRO Emer Garraez, informed Belinda Rabang of the requirements for a formal protest against public land application.
- 17. Q: What else happened based on your records, if any?

 A: Up to this date, there is no record of Belinda Rabang filing and complying with the requirements of formal protest.
- 18. Q: What did you inform Mrs. Jaranilla about her delayed titling of her Lot 6, if any?A: We just advised Mrs. Jaranilla to tarry until the prohibition in titling activities in the area is finally lifted, among others.
- 19. Q: What is the reason for such advice, if any?
 A: Because the suspension for the titling activities is not yet lifted by the DENR during that time.
- 20. Q: Please tell the Honorable Court if you made a memorandum of all that transpired in relation to Marle Jaranilla's Lot 6, if any?
 A: I executed a Memorandum dated February 8, 2022 (at this point witness presented a copy of a Memorandum dated February 8, 2022, which is marked as Exhibit "I" to "I-35").
- 21. Q: Whose signature is this above the name Pablo Cruz in page 3 of the memorandum, if you know (marked as "I-2-C")?

 A: That is my signature.
- 22. Q: Is there anything else you would like to add to your foregoing statements?
 A: Yes, the Memorandum dated February 8, 2022, which I signed in my official capacity as the CENR Officer, was prepared by CENRO Roxas personnel based on the records on file.

Furthermore, the said Memorandum was supposedly intended as an interdepartmental communication as it was addressed to the PENRO. Moreover, it serves as our Office answer/reply to PENRO Memorandum dated February 2, 2022, requiring us to explain in writing the actions and responses that have been taken by this Office to address the 8888 complaint of Ms. Marle Jaranilla.

AFFIANT SAYETH NAUGHT.

Puerto Princesa City. 28 March 2022.

SUBSCRIBED AND SWORN to before me this 28 March 2022 at Puerto Princesa City Affiant exhibiting to me his

Doc. No. |47 Page No % Book No. XXXVII Series of 2022

JULIUS II CONCEPCION

Notary Public for Puerto Princesa
Until 30 June 2022
25 Lomboy St., San Jose, PPC
Mobile NO. 0919 000 5220
E-mail: justifiedmaderighteous@yahoo.com
IBP Roll No. 38779
IBP NO. 184236; 2.3.2022; IBP Main
PTR NO. 1631421; 1.06.22 PPC

ATTESTATION

I hereby state, under my own lawyer's oath, that I faithfully recorded the questions I asked and the corresponding answers that the witness gave and that neither I nor any other person present or assisting me has coached the witness regarding the latter's statement.