





Republic of the Philippines  
Department of Environment and Natural Resources  
**MIMAROPA Region**

JUL 17 2019

**GINANG NORMA DELA AUSTRIA,  
GINANG NICANORA R. FAELDONIA**  
5505 Sitio Ilang-Ilang, Brgy. Budiong,  
Tablas, Odiongan, Romblon

Ginang dela Austria:

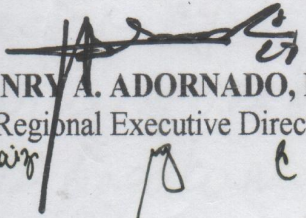
Isang maka-kalikasang araw po sa inyo!

Ito po ay patungkol sa inyong liham na may petsa na ika-09 ng Hunyo taong 2019 at sa liham ni G. Nicanora R. Faeldonia hinggil sa reklamo laban sa mga empleyado ng PENR Office sa Romblon na sina Line Ferri at Roger Briones na may kaugnayan sa inyong problema sa lupa na matatagpuan sa Budiong, Odiongan, Romblon.

Nais po naming ipabatid sa inyo na kalakip dito ang kopya ng *Regional Special Order* na bumubuo ng grupo na mag sisiyasat sa inyong lupain at sa inyong reklamo laban sa mga nabanggit na empleyado ng PENRO Romblon at makaka-asa kayo na mabibigyang linaw ang inyong mga hinaing.

Maraming Salamat po at hangad namin na kayo ay muling mapaglingkuran..

Lubos na gumagalang,

  
**HENRY A. ADORNADO, Ph.D.**  
Regional Executive Director



Department of Environment  
and Natural Resources  
MIMAROPA Region



Doc ID: 20220

1515 L & S Building, Roxas Boulevard, Ermita, Manila 1000  
DENR VOIP (02) 248-3367/ 248-3468/ 249-3367 local 2700  
Facsimile : (632) 405-0046  
Email: [denr.mimaropa@gmail.com](mailto:denr.mimaropa@gmail.com)

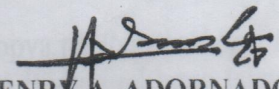


5. Submit report in Completed Staff Work (CSW) with categorical recommendation within seven (7) days upon completion of field activity.

All expenses to be incurred during the conduct of the field activity and research shall be charged to respective offices/other sources subject to the availability of fund and existing accounting and auditing rules and regulations.

This Order takes effect on the date stated above and remains in effect until the report on same has been complied and submitted.

**SO ORDERED.**

  
HENRY A. ADORNADO, Ph. D.  
Regional Executive Director

Itong salatin ni Henry A. Adornado, Ph.D.  
Regional Executive Director ay July 19 ay-  
nakanakala isina sina Dinnes B. Valdez - Biliandyn  
T. Aguha, Erebinto magnaye bagoko ma longgapitong  
sulat. kayanang embestegang ng yari - at kanin  
ay tinakot ni Biliandyn T. Aguha, LMO 1, Enfor-  
cement Division ito ang sobre registered mail 19 Jul-  
2019 na received sa San Pablo Jul 24-2019. dito sa Od. Jul 29-2019  
matagal pa ito bago ma deliver sa akin buwan ng Augst-  
2019 kaya napakahiraw.

ARD-TS/ED/000





Republic of the Philippines  
Department of Environment and Natural Resources  
MIMAROPA Region  
**Provincial Environment and Natural Resources Office**  
Odiongan, Romblon

June 20, 2019

**NORMA DELA AUSTRIA**

Brgy. Budiong, Odiongan  
Romblon

Madame :

Isang maka-kalisang araw!

Nais po naming kayong imbitahan sa gaganapin na pag-uusap ukol sa inyong lupa, Lot 3545 – Cad 341 –D, na matatagpuan sa Brgy. Budiong, Odiongan, Romblon. Ang nasabing pag-uusap ay upang linawin ang mga agam-agam at makatulong ang aming opisina upang mapagkasunduan at mabigyan ng karampatang mungkahi at posibleng solusyon ang problemang panlupa na kasalukuyang kinakaharap ng inyong pamilya.

Ang pag-uusap ay gaganapin bukas, ika-21 ng Hunyo, 2019 sa opisina ng DENR, PENRO-Romblon, Brgy. Tabing-Dagat, Odiongan, Romblon sa ganap ng ika-9:00 ng umaga.

Inaasahan po namin ang inyong pag-dalo.

Gumagalang,

**For and in the absence of OIC, PENRO**

**GERARDO B. SABIGAN**

Supervising ECOMS/ OIC, Chief - MSD



VRD  
Date received:  
Time Received: 5:17pm  
Excel Tracking No.: 4267  
DATS No.: 019-15019



Republic of the Philippines  
Department of Environment and Natural Resources  
**MIMAROPA Region**

JUN 17 2019

**REGIONAL SPECIAL ORDER**

No. **273**  
Series of 2019.

**SUBJECT : CREATION OF INVESTIGATION TEAM ON THE COMPLAINT OF MS. NORMA F. DELA AUSTRIA ADDRESSED TO THE PACC CHAIRMAN, CHRISTOFFER BONG GO AGAINST DENR EMPLOYEES OF PENRO ROMBLON ALLEGEDLY FOR CONDUCTING LAND SURVEY ON A PARCEL OF LAND WITHOUT AUTHORITY IN CONSIDERATION OF PHP 30,000.00 IN PHILIPPINE CURRENCY.**

In the interest of the service and in view of the complaint filed by Ms. Norma F. Dela Austria addressed to the Presidential Action Complaint Center (PACC) implicating certain DENR employees of PENRO, Romblon namely Leni Ferri and Roger Briones on the alleged survey without authority in consideration of Php 30,000.00 in Philippine currency on a parcel of land claimed by the complainant, a team composing of Regional Office and DENR Romblon personnel is hereby created, to wit:

Team Leader : DENNIS B. VALDEZ  
Supervising Administrative Officer  
Administrative Division

Members : BIBIANA LYN T. AGUHA  
LMO I, Enforcement Division

ERIBERTO MAGNAYE  
Cartographer I, SMD

PENRO-ROMBLON REPRESENTATIVE  
Administrative Unit

The team shall:

1. Conduct in-depth investigation over the land subject of the survey;
2. Verify as to whether the survey was clothed with approved survey authority;
3. Determine and validate the veracity of the complaint on the alleged survey by the DENR personnel in consideration of Php 30,000.00 pesos in Philippine currency;
4. Inform the parties concerned on the conduct of the investigation;

ARD-TS/ED/bia

1515 L & S Building, Roxas Boulevard, Ermita, Manila 1000  
DENR VOIP (632)7553300/7553330 loc. 2700/2701  
Direct Line: (632) 4050157, Facsimile : (632) 4050046



**In settlement of the following:**

Invoice No.

San Agustin, Romblon

PRC No. 0000777

No 0100

RECEIVED from MR JUN FORIO

CA HUYONG, ODIONGAN, RONGWU

FOURTEEN THOUSAND FIVE HUNDRED

P4000, Particulars AS PARTIAL

PAYMENT FOR THE SUBDIVISION SURVEY  
UNDER LOT # 3545 C&D 341-D.

20 BRITS (50x2) 11001 2000  
Rt. Permit No. 0506-17241-005  
D & J HOUSE OF PRINTING  
2034 C.M. RECTO AVE. MIA

BY: PAUL BRADY

In settlement of the following:	
Invoice No.	Invoice No.
TOTAL AMOUNT P	₹ 27,000
Partial Payment	14,000
) Partial Payment	₹ 13,000
IN FORM OF PAYMENT	
CHECKS	
ASH	
TOTAL AMOUNT P	

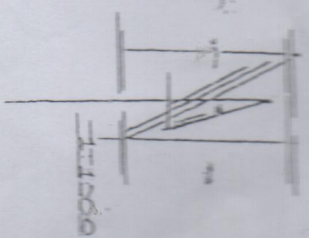
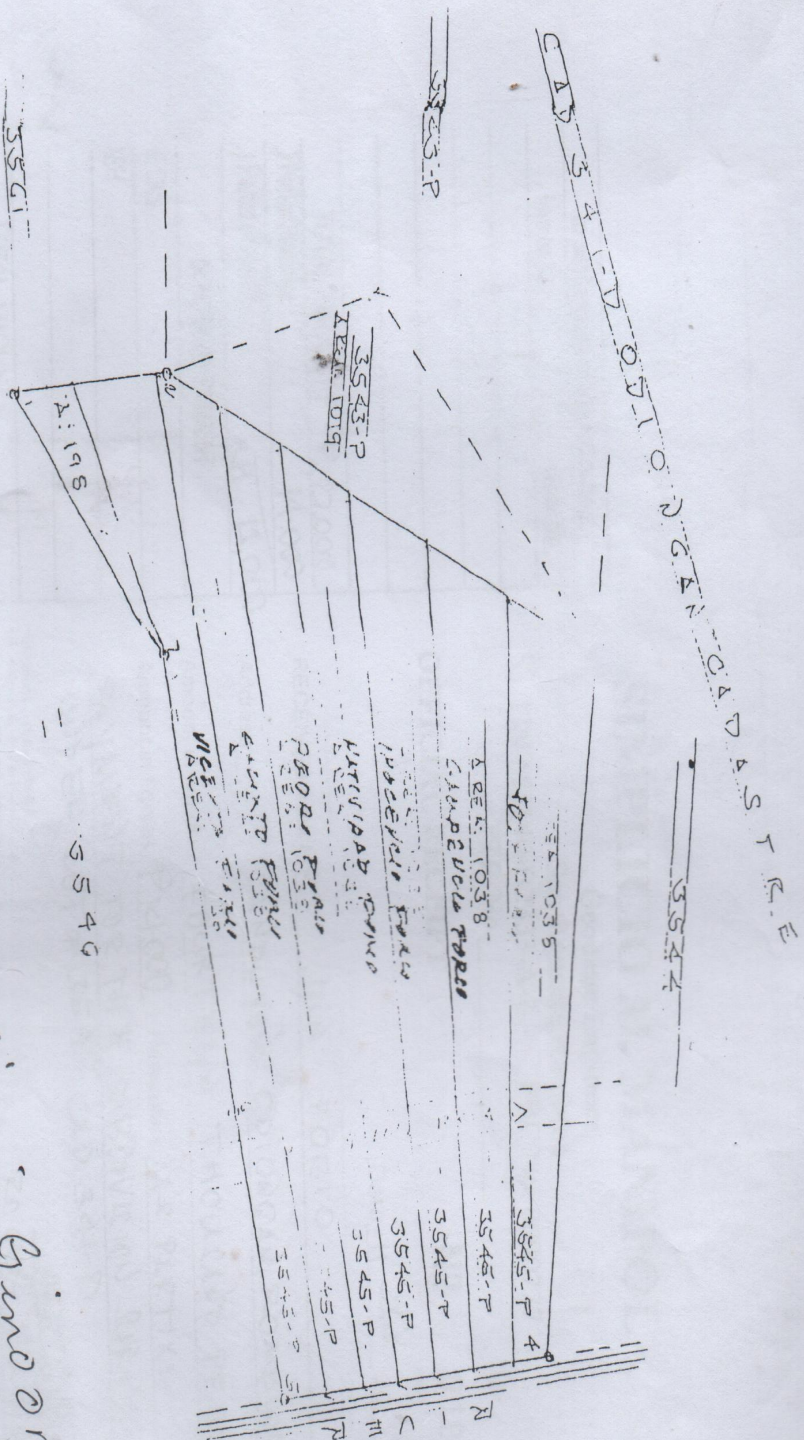


Ito ba ang sepia na salin sa Gineong Roger Business na  
binigay ng mga itong drawing sa computer-  
na ka-perma net mga tao ng a hensya-  
maping & su-  
direct Director.  
giser.

SSCI

A: 198

SSCG





N

S

SKETCH PLAN  
OF

Lot No. 3545 Cad./Pls. 341-D

ODIONGAN CADASTRE

as prepared for

ORMA F. DELA AUSTRIA

situated in the

Barangay of : ODIONGAN  
Municipality of : ODIONGAN  
Province of : ODIONGAN  
Island of : ABLAN  
Containing an area of : 7,466 sq.m.  
Scale : 1:4000



Republic of the Philippines  
Department of Environment and Natural Resources  
MIMAROPA Region  
PROVINCIAL OFFICE OF ENVIRONMENT AND NATURAL RESOURCES  
Odiongan, Romblon

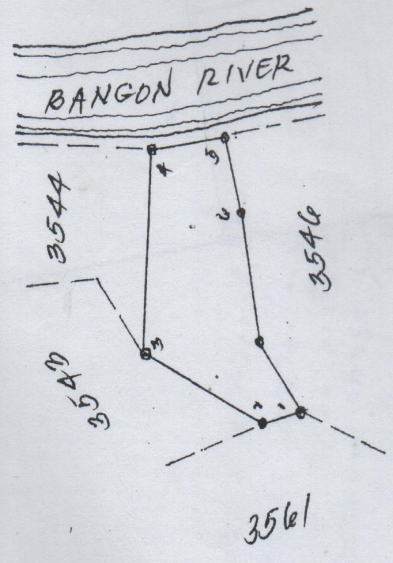
CERTIFICATION

This is to certify that this is a correct Sketch Plan of Lot No. 3545  
Cad./Pls. 341-D, Odiongan Cadastre as plotted/traced/enlarged/reduced/  
against its technical description as checked from the Cadastral Map on file in this Office.


This Certification however, has nothing to do whatsoever with the ownership of the land and should  
not be constructed as title thereto.

Issued this 12th day of OCTOBER 2015 at CENR Office, Odiongan, Romblon upon  
the request of the interested party

  
**GERARDO B. SABAN**  
OIC, Chief Technical Servs Division



Note: Lot No. 3545 Cad./Pls. 341-D Status: PATENTED  
Patent No. 259608 Date: 12-30-63 FPA No. 22-557 Date: 10-14-63  
Name/Applicant: ISIDRO FORIO Survey Claimant: ISIDRO FORIO

Prepared by:   
SAVERIO B. SALAS  
C/ Cartographer



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7/7/68  
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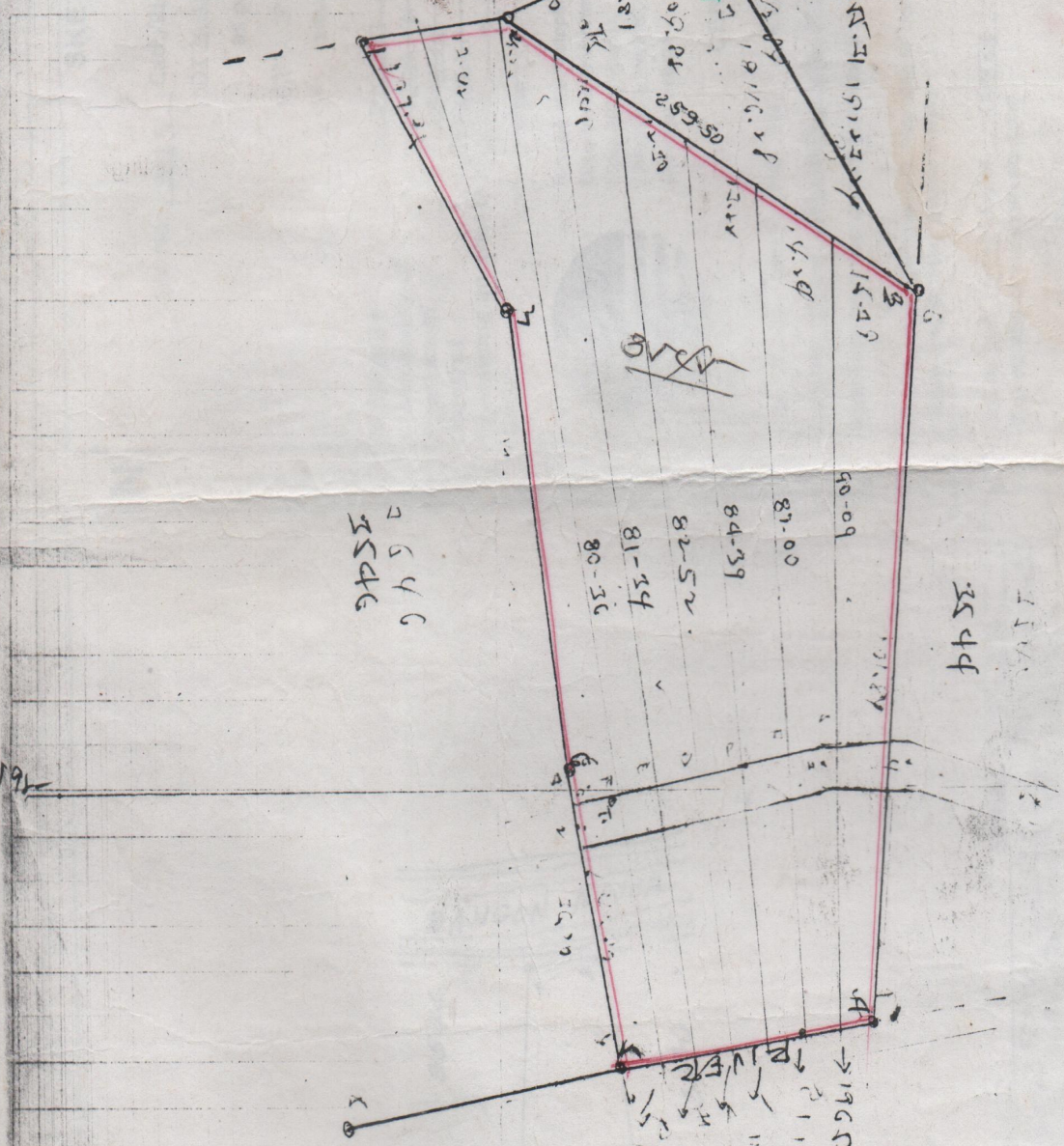
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19626.26 19137.90

car #8  
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JAN 23 2022

**SHOW CAUSE MEMORANDUM**

**TO :** **BIBIANA LYN T. AGUHA**  
Development Management Officer II  
Enforcement Division

**FROM :** The OIC, Regional Executive Director

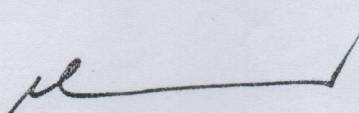
**SUBJECT :** **LETTERS DATED JUNE 19, 2021 AND NOVEMBER 21, 2021  
OF MS. NORMA F. DELA AUSTRIA RE: THE  
INVESTIGATION CONDUCTED PER REGIONAL SPECIAL  
ORDER NO. 273 DATED JUNE 11, 2019**

**DATE :**

This refers to the letters dated June 19, 2021 and November 21, 2021 of Ms. Norma F. dela Austria of Sitio Ilang-Ilang, Barangay Budiong, Odiongan, Romblon regarding the investigation conducted by your team by virtue of Regional Special Order No. 273 dated June 11, 2019. Copies of the said letters, which are self-explanatory, are hereto attached for your reference.

In the observance of due process, you are hereby directed to submit within five (5) days from receipt hereof your written explanation (comment/counter-affidavit) under oath why no administrative case should be filed against you. Failure to submit the said document/s shall be considered a waiver thereof and the resolution will be based on the available documents at hand.

For strict compliance.

  
**LORMELYN E. CLAUDIO, CESO IV**

Copy furnished:

**Ms. Norma F. dela Austria**  
5505 Sitio Ilang-Ilang, Brgy. Budiong  
Odiongan, Romblon

*The Chief, Enforcement Division*

*The Assistant Regional Director for Technical Services*

ARD-MS/LD



Department of Environment  
and Natural Resources  
MIMAROPA Region



Doc ID: 75758





Republic of the Philippines  
Department of Environment and Natural Resources  
MIMAROPA Region

JAN 28 2022

SHOW CAUSE MEMORANDUM

TO : DENNIS B. VALDEZ  
Supervising Administrative Officer  
Administrative Division

FROM : The OIC, Regional Executive Director

SUBJECT : LETTERS DATED JUNE 19, 2021 AND NOVEMBER 21, 2021  
OF MS. NORMA F. DELA AUSTRIA RE: THE  
INVESTIGATION CONDUCTED PER REGIONAL SPECIAL  
ORDER NO. 273 DATED JUNE 11, 2019

DATE :

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For strict compliance.

LORMELYN E. CLAUDIO, CESO IV

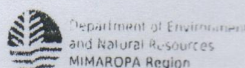
Copy furnished:

Ms. Norma F. dela Austria  
5505 Sitio Ilang-Ilang, Brgy. Budiong  
Odiongan, Romblon

The Chief, Administrative Division

The Assistant Regional Director for Management Services

ARD-MS/LD



Doc ID: 75758





JAN 28 2022

**SHOW CAUSE MEMORANDUM**

**TO :** ERIBERTO R. MAGNAYE  
Cartographer I  
Surveys and Mapping Division

**FROM :** The OIC, Regional Executive Director

**SUBJECT :** LETTERS DATED JUNE 19, 2021 AND NOVEMBER 21, 2021  
OF MS. NORMA F. DELA AUSTRIA RE: THE  
INVESTIGATION CONDUCTED PER REGIONAL SPECIAL  
ORDER NO. 273 DATED JUNE 11, 2019

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For strict compliance.

**LORMELYN E. CLAUDIO, CESO IV**

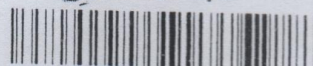
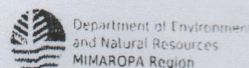
*Copy furnished:*

**Ms. Norma F. dela Austria**  
5505 Sitio Ilang-Ilang, Brgy. Budiong  
Odiongan, Romblon

**The Chief, Surveys and Mapping Division**

**The Assistant Regional Director for Technical Services**

ARD-MS/LD



Doc ID: 75758





Republic of the Philippines  
Department of Environment and Natural Resources  
MIMAROPA Region

JAN 28 2022

SHOW CAUSE MEMORANDUM

TO : ANN J. ADRIGUEZ  
Special Investigator I  
PENRO Romblon

FROM : The OIC, Regional Executive Director

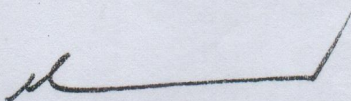
SUBJECT : LETTERS DATED JUNE 19, 2021 AND NOVEMBER 21, 2021  
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This refers to the letters dated June 19, 2021 and November 21, 2021 of Ms. Norma F. dela Austria of Sitio Ilang-Ilang, Barangay Budiong, Odiongan, Romblon regarding the investigation conducted by your team by virtue of Regional Special Order No. 273 dated June 11, 2019. Copies of the said letters, which are self-explanatory, are hereto attached for your reference.

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For strict compliance.

  
LORMELYN E. CLAUDIO, CESO IV

Copy furnished:

Ms. Norma F. dela Austria  
5505 Sitio Ilang-Ilang, Brgy. Budiong  
Odiongan, Romblon

PENRO Romblon

ARD-MS/LD

CERTIFIED TRUE / PHOTO COPY  
JAN 21 2022  
MARLENE M. BADILO  
Admin. Asst. III / Records Officer-Designate  
Legal Division, DENR MIMAROPA Region







IN THE MATTER OF THE COMPLAINT  
FILED BY MRS. NORMA DELA AUSTRIA  
AGAINST CARTOGRAPHER I LENI L.  
FERRY OF PENRO ROMBLON

DENR CASE No. M-01-21-A

X-----X

RESOLUTION

This case stemmed from the unsubscribed complaint dated January 25, 2019 filed by Mrs. Norma Dela Austria against DENR employees, specifically referring to Mr. Leni Ferry, and a certain Mr. Roger Briones, not an employee of DENR, due to the alleged unauthorized survey of Lot 3545 under Cadastral Survey No. Cad-341-D located at Barangay Canduyong, Odiongan, Romblon. Initially, an investigation was conducted by the PENRO Romblon and an investigation report was submitted through a Memorandum dated April 29, 2019.

Regional Special Order (RSO) No. 273, Series 2019, was issued creating a team from the Regional Office to conduct an in-depth investigation on the complaint.

The complaint dated January 25, 2019 is quoted as follows:

*"Mahal naming Ginoong*

*Christoffer Bong Go*

*Chairman PACC  
Malacañan Manila*

*Sumulat po kami sa inyo para matapus na ang gusot sa lupa ng lolo kom rito sa Budiong, Odiongan, Romblon po! Ito po ay dahil sa kagagawan pagresurvey po ni Ginoong Line Ferry at kasama na si Roger Briones. Napag alaman po namin na di pala siya otoresadong magsusurvey at kanyang kasama. Dahil di naman sila lisensyado at lihitimong surveyor. At sila ay nagpapapirma sa isang may lisensyadong geodetic engineer. Nagmamakaawa po kame sa inyo Ginoong Christoffer Bong Go.*

*Paimbestigahan po ninyo kung anu ang katungkulan ni Ginoong Line Ferry at si Ginoong Roger Briones sa ahensiya. At kung bakit silang dalawa ay nagresurvey na walang resulta naman. At binayaran sila ng tatlongpong libo -P30,000.00- at wala naman po silang opisina na nagsasaad na lihitimo silang surveying office na rehistrado sa Munisipyo, Department of Trade and Industry at Bureau of Internal Revenue- at sabi po dito sa Municipal Agrarian Reform office na sila at pribading surveyor. Kaya gusto po naming malaman ang kanyang pagkakalihitimong surveyor. At kung anu si Line Ferry at Roger Briones sa ahensiya ng gobyerno -DENR- Gusto po naming mag anak na matapos na ang gusot ng lupa ng lolo naming. na si Ginoong Line Ferry at Ginoong Roger Briones ang nagsurvey sapagkaalam naming ay ang pagresurvey ay dapat lahat kaming mag anak ay pinadalhan ng surveyor ng salat na magsurvey sila. Pati mga kahongga ng lupa ng lolo namin. Ay walang ganon na nangyari kaya po kami nagmamakaawa sa inyo na mag ayon ang gusot na ito na matransfer ang titulo sa aming mag anak.*



*Sa sinasabi nilang Extra-Judicial Partition Settlement Jan. 6, 2009 pa ginawa itong pag resurvey at hanggang ngayon po ay wala ng resulta. Matanda na po kami at gusto naming matapos ang gusot naming mag anak na ito. Dahil sa kagagawan nila Line Ferry at Roger Briones sa pagresurvey nila. Gusto po naming na maayos ang gusot na ito. Sa ganitong sitwasyon nakikita naming ang katiwalian sa pagresurvey at sa inyo po kami nag susumamo para malaman po naming lahat ng katotohanan. Baka hindi lang kami ang naloko rito sa mga katiwalian ito baka maña nipa. Dapat ay maisaayos na ito. Para mawala ang kaguluhan sa lupa ng lolo namin. At ng makatira uli kami ng matiwasay sa lupa ng lolo naming na maibigay sa aming mag anak ang kanya, kanya ng parti ng lupa. At mabigyan kami ng tamang impormasyon at kaukulan. At mawala ang crusada ng Pangulong Mayor Rodrigo Roa Duterte tungkol sa katiwalian. Itong lupa na ito ay pamana ng lahi ng aming lolo bilang katotobo galing Banton, ang tubo ng mga ASI. Tulongan po niyo kami na iyan ng gusting mangyari ng Pangulong Mayor Rodrigo Roa Duterte. Hintaying po naming ang marangyang sagot ninyo sa lalong madaling panahon. Kalakip po dito itong sulat ng kamag anak ko at iba pa."*

The regional investigation team conducted an ocular inspection and found that portions of the area are in the possession and occupation not only of Mrs. Norma Dela Austria but also by her co-heirs who are all descendants of Isidro Forio. The team sent an invitation to the heirs of Isidro Forio for a conference/meeting in order to resolve their dispute.

During the conference/meeting held at the PENR Office, majority of the heirs of Isidro Forio was present. Mr. Roger Briones was also present and he showed a sepia of the approved survey plan of the lot to the heirs, but he stated that he will only give them a copy once the remaining balance for the payment of the subdivision plan is settled by the heirs.

The team asked if the heirs know the aggregate area they are claiming. One of them stated that it is more than seven (7) hectares, while the others stated that it is seven thousand four hundred sixty-six (7,466) square meters. The team explained that per record on file the subject area is only equivalent to 0.7466 hectares or seven thousand four hundred sixty-six (7,466) square meters.

The team also asked the heirs if they were aware of the allegations on the payment of Php30,000.00 given to Mr. Leni Ferry, a PENRO employee, in consideration of the survey and to present any acknowledgment receipt as proof of the alleged payment. The heirs executed a "Katibayan" to prove that the allegations have no basis whatsoever. Moreover, Mr. Briones, also executed an Affidavit stating that Mr. Leni Ferry was not with them during the survey.

The team was also able to verify that Isidro Forio, the grandfather of complainant Mrs. Norma Dela Austria, was the listed survey claimant of Lot 3545. Mr. Forio filed his Free Patent Application over the parcel of land on October 4, 1963 and the corresponding Original Certificate of Title (OCT) No. P-22678 was registered on December 13, 1963 by the Registry of Deeds of Romblon, Romblon. Lot 3545 was subjected to a subdivision survey on August 15, 2009 and was approved on November 24, 2009. Lot 3545, Cad 341-D was subdivided into nine (9) lots per Subdivision Plan, Psd-04-205809. However, there was no copy of any Deed of Partition or Extrajudicial Settlement executed by the heirs.

On the alleged payment of survey money as stated by Mrs. Norma Dela Austria, there was no evidence presented to prove that there was money given to Mr. Leni Ferry in the conduct of land survey. However, it was confirmed that Jun Forio, one of the heirs of Isidro Forio, paid Geodetic Engineer Simplicio M. Manipol in the amount of Fourteen Thousand Pesos (Php 14,000.00) as partial payment for the Subdivision Survey of Lot 3545. The money was received by Mr. Roger Briones, Engr. Manipol's representative.

In their investigation report dated September 9, 2019, the team recommended that:

*"IN VIEW OF THE FOREGOING, considering that the parcel of land subject of investigation has long been titled, this Office has no jurisdiction over the matter."*



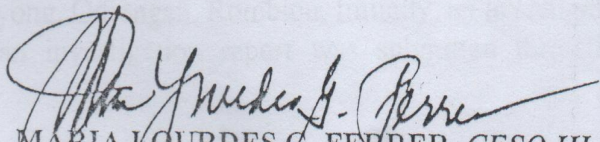
complaint relative thereto shall no longer be entertained. Likewise, Subdivision Survey Plan covering Lot 3545, Cad 341-D, Odiongan Cadastre has long been approved with resultant Subdivision Plan Psd-04-205809. Further, Leni Ferry (sic) is hereto absolved and free from any obligation or consequences of guilt. The complainant/s hereto failed to show any supporting document/s as evidence to prove their allegations. The case is considered close and considered for filing for future reference. xxxxx

In the case of *Balasbas vs. Monayao*<sup>1</sup>, the Court stated that while technicalities may be dispensed with in administrative proceedings, "this does not mean that the rules on proving allegations are entirely dispensed with. Bare allegations are not enough; these must be supported by substantial evidence at the very least."

WHEREFORE, premises considered, the complaint against Cartographer I Leni Ferry of PENRO Romblon is hereby **DISMISSED**.

SO ORDERED.

Manila, Philippines. MAR 12 2021

  
MARIA LOURDES G. FERRER, CESO III  
Regional Executive Director

Copy furnished:

Norma Dela Austria  
Sitio Ilang Ilang  
Budiong, Odiongan, Romblon

Acting Director Joaquin Romeo Santiago  
Public Concerns Office  
Presidential Management Staff  
Malacañang, Manila

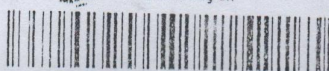
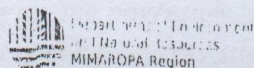
The OIC Assistant Secretary  
Field Operations – Southern Luzon

Undersecretary and Chief of Staff

PENRO Romblon

Leni L. Ferry  
c/o PENRO Romblon

ARD-MS/LD



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<sup>1</sup> Michaelina Ramos Balasbas vs. Patricia B. Monayao, G. R. No. 190524, February 17, 2014