



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
National Road, Brgy. Sto. Nino, Sablayan, Occidental Mindoro
E-mail: cenrosablayan@denr.gov.ph

August 25, 2023

MEMORANDUM

FOR : **UNDERSECRETARY MARILOU G. ERNI**
DENR 8888 Citizen's Complaint Hotline

FROM : The CENR Officer

SUBJECT : **TICKET REFERENCE NO. W20230823-917-24**
RE: Alleged Selective Confiscation of Logs of the Department of Environment and Natural Resources (DENR) - Community Environmental and Natural Resources Office (CENRO) Sablayan, Occidental Mindoro

This is the answer to the 8888 citizen's complaint hotline with ticket reference no. W20230823-917-24. If the complainant is truthful to his/her allegations, he/she shall be courageous enough to reveal himself and present pieces of evidence in the proper court or tribunal against the undersigned.

As stated in one of my replies to other 8888 complaints using anonymous letters, Section 37 Rule 130 of the 2019 Revised Rules on Evidence, "hearsay" is defined as:

Section 37. Hearsay. – Hearsay is a statement other than made by the declarant while testifying at a trial or hearing, offered to prove the truth of the facts asserted therein. A statement is (1) an oral or written assertion or (2) a non-verbal conduct of a person, if it is intended by him or her as an assertion. Hearsay evidence is inadmissible except as otherwise provided in these Rules.

A statement is not hearsay if the declarant testifies at the trial or hearing and is subject to cross-examination concerning the statement. The statement is (a) inconsistent with the declarant's testimony, and was given under oath subject to the penalty of perjury at a trial, hearing, or other proceeding, or in a deposition; (b) consistent with the declarant's testimony and is offered to rebut an express or implied charge against the declarant of recent fabrication or improper influence or motive; or (c) one of identification of a person made after perceiving him or her.

The allegations against the undersigned that the latter is biased in the strict implementation of environmental laws is "hearsay."

There are people who are behind what the undersigned called the “demolition job” which this letter was purposely invented to destroy the integrity, credibility and reputation of the CENR Officer.

In the previous criminal case (DENR vs. Engr. Eric Christian D. Custodio) filed by the undersigned against a known surveyor and former DENR employee on August 10, 2023 at the Provincial Prosecutor’s Office of Occidental Mindoro, it is a clear revelation that the former is fair and just in the implementation of his functions and duties.

The lumber that was placed outside the front of the gate of Ms. Gareth Yutuc is clearly abandoned lumber (legally declared and documented) because Ms. Yutuc is not the owner of the said one. The undersigned will not tolerate any unlawful actions of his employees. The former lives under the principle of the legal maxim “DURA LEX SED LEX,” The law may be harsh but still, it is the law.

Also, the undersigned has filed both administrative and criminal cases (DENR vs. Proceso Macalintal and Nancy Alcantara) against a violator of PD 705 otherwise known as “The Forestry Reform Act” as amended, on August 11, 2023 that happened in Brgy. Kurtinganan, Sta Cruz, Occidental Mindoro, sometime on May 2023.

Wherefore, premises considered I respectfully pray that the complaint against the undersigned be **DISMISSED** because of purely hearsay.

For your information, guidance and perusal.



FORESTER ANASTACIO A. SANTOS, MPA
CENR Officer

cc: The Regional Executive Director
DENR MIMAROPA Region

The PENR Officer
Mamburao, Occidental Mindoro