



Republic of the Philippines  
Department of Environment and Natural Resources  
**MINES AND GEOSCIENCES BUREAU**  
**MIMAROPA Region**

7/F DENR Building, 1515 Roxas Boulevard, Ermita, Manila  
Telefax No. (+632) 536-0215 / (+632) 310-1369  
Email: region4b@mgb.gov.ph



14 August 2023

**MEMORANDUM**

**FOR :** The PENRO and Concurrent Acting PMRB Chairperson  
Provincial Environment and Natural Resources Office  
Puerto Princesa City, Palawan

**FROM :** The Officer-In-Charge, Office of the Regional Director  
This Office

**SUBJECT :** Complaint of Mr. Markus Ploch against EDB Construction and the  
Barangay Officials of Barangay Bagong Sikat, Narra, Palawan

This refers to the 11 August 2023 electronic mail of Mr. Markus Ploch, which was received by this Office on 14 August 2023, forwarding some documents on his complaint against EDB Construction and the Barangay Officials of Barangay Bagong Sikat, Narra, Palawan in line with the 08 August 2023 Cease-and-Desist Order (CDO) issued by this Office.

Based on the above, Mr. M. Ploch confirmed that EDB Construction, the contractor for his fishpond project, has been extracting and disposing earth materials without his authorization and despite the issuance of the 08 August 2023 CDO by this Office. The said illegal extraction and disposition of earth materials by EDB Construction was already reported by Mr. M. Ploch to the authorities including the Provincial Mining Regulatory Board – Palawan Secretariat and Monitoring Team. However, he did not received any response on the matter and has sustained injuries caused by the Barangay Officials of Barangay Sikat, Narra, Palawan after enforcing the said CDO.

Hence, this Office is requesting the PMRB Palawan Monitoring Team to conduct regular monitoring of the above issued CDO. A separate CDO was issued by this Office to EDB Construction in violation of Section 103 of Republic Act No. 7942<sup>1</sup> (copy attached).

For your appropriate action, please.

By Authority of the Regional Director:

  
**EDWIN M. MOJARES, PhD**  
Chief, Geosciences Division

Enc't: As stated

cf: The Regional Executive Director  
Department of Environment and Natural Resources  
MIMAROPA Region

The PENRO  
Provincial Environment and Natural Resources Office  
Palawan

The Complainant  
[markusploch03@gmail.com](mailto:markusploch03@gmail.com)

<sup>1</sup> The Philippine Mining Act of 1995

**"MINING SHALL BE PRO-PEOPLE AND PRO-ENVIRONMENT  
IN SUSTAINING WEALTH CREATION AND IMPROVED QUALITY OF LIFE."**





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14 August 2023

**Mr. Jerry Mateo**

EDB Construction  
Panacan Road  
Narra, Palawan

**Dear Mr. J. Mateo:**

Please be informed that on 14 August 2023, Mr. Markus Ploch confirmed that you have been extracting and disposing earth materials sourced from his fishpond construction project in Barangay Bagong Sikat, Narra, Palawan without his consent and despite the issuance of the 08 August 2023 Cease-and-Desist Order by this Office.

The above-cited extraction and disposition of earth materials, without a mining permit and/or authorization from the permit holder, is equivalent to theft of minerals pursuant to Section 103 of Republic Act (RA) No. 7942<sup>1</sup>, which provide that:

***"Theft of Minerals** – Any person extracting minerals and disposing the same without a mining agreement lease, permit, license, or steals minerals or ores or the products thereof from mines or mills or processing plants...xxx"*

Hence you are hereby ordered to immediately **CEASE AND DESIST** from conducting the illegal extraction and disposition in the above area. This is without prejudice to the filing of appropriate charges against you with the proper court for violation of the applicable provisions of RA No. 7942.

Please be guided accordingly. Thank you.

Very truly yours,

By Authority of the Regional Director:

  
**EDWIN M. MOJARES, PhD**

Chief, Geosciences Division  
OIC, Office of the Regional Director

cf:  The Regional Executive Director  
Department of Environment and Natural Resources  
MIMAROPA Region

The PENRO  
Provincial Environment and Natural Resources Office  
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The Complainant  
[markusploch03@gmail.com](mailto:markusploch03@gmail.com)

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Letter  
8-16-2023



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MIMAROPA Region