



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 17, 2023

**MEMORANDUM**

**FOR** : The Regional Executive Director  
MIMAROPA Region  
**THRU** : The PENR Officer  
Mamburao, Occidental Mindoro  
**FROM** : The CENR Officer  
**SUBJECT** : **FILED CRIMINAL CASES**

Respectfully forwarding photocopies (*attached*) of the following criminal cases filed before the Provincial Prosecutor's Office of Occidental Mindoro for violation of P.D. No. 705 otherwise known as "Forestry Reform Code of the Philippines, as amended:"

- 1) NPS Docket No. IV-06a-INV-23H-00159  
(**DENR - CENRO Sablayan vs. Engr. Eric Christian D. Custodio**)  
August 10, 2023
- 2) NPS Docket No. IV-06a-INV-23H-00160  
(**DENR-CENRO Sablayan vs. Proceso B. Macalintal and Nancy Alcantara**)  
August 11, 2023

For your information and record.

  
**FORESTER ANASTACIO A. SANTOS, MPA**



Republic of the Philippines)  
Occidental Mindoro ) s.s.

X-----X

### COMPLAINT AFFIDAVIT

The undersigned, CENR Officer of the Department of Environment and Natural Resources (DENR) - Community Environment and Natural Resources Office (CENRO) Sablayan, Occidental Mindoro, accuses Proceso B. Macalintal with address at Brgy. 9, Mamburao, Occidental Mindoro and Nancy Alcantara, with address at Brgy. Alacaak, Sta. Cruz Occidental Mindoro, of violation of Section 77 of Presidential Decree (PD) 705 also known as "Forestry Reform Code of the Philippines, as amended," committed as follows, to wit:

That on or about May 6, 2023, at about 4:00 o'clock in the afternoon, Sitio Tilago, Brgy. Kurtinganan, Municipality of Sta. Cruz, Occidental Mindoro, Philippines, both accused Proceso B. Macalintal and Nancy Alcantara with intent to gain, did then and there willfully, unlawfully, and feloniously have in their possession and transported lumber by means of dump truck, 142 pieces of Gmelina lumber with an appropriate volume of 2,561.89 board feet amounting to One Hundred Twenty-Seven Thousand Four Hundred Sixty-Four and 58/100 (P127,464.58) without any permit, authority and legal document from the Department of Environment and Natural Resources (DENR) violating Section 77 of Presidential Decree (PD) 705 also known as "Forestry Reform Code of the Philippines, as amended."

The undersigned executed this affidavit to attest the truthfulness of the foregoing facts and to support the filing of a Criminal Case against Proceso B. Macalintal and Nancy Alcantara for violation of Section 77 of Presidential Decree (PD) 705 also known as "Forestry Reform Code of the Philippines, as amended."

Filed this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

  
**Forester ANASTACIO A. SANTOS, MPA**  
DENR-CENRO Sablayan, Occidental Mindoro  
Offended Party (0917 838-7544)

#### WITNESSES:

Noel V. Salgado, Forest Ranger - DENR-CENRO Sablayan, Occidental Mindoro  
Sherwin Jed V. David, Forest Ranger - DENR-CENRO Sablayan, Occidental Mindoro  
Rodel S. Capiral, Forest Technician - DENR-CENRO Sablayan, Occidental Mindoro  
Margaret P. Yutuc, Land Management Officer - DENR-CENRO Sablayan, Occidental Mindoro  
Patrolman Christian V. Manayam, Investigator - Sta. Cruz Municipal Police Station

Enclosures: Apprehension Receipt, Seizure Receipt/Order, Sinumpaang Salaysay of Forest Ranger Noel V. Salgado, Completed Staff Work (CSW) Report on the Undocumented Forest Products, Sinumpaang Salaysay of Forest Technician Rodel S. Capiral, Photographs of the undocumented lumber and the dump truck, Sinumpaang Salaysay of Forester Margaret P. Yutuc, and Minutes of Administrative Adjudication Proceedings

**SUBSCRIBED AND SWORN** to before me this AUG 11 2023 day of \_\_\_\_\_,

2023 at \_\_\_\_\_, I hereby certify that I have personally examined the herein offended party and I am satisfied that they voluntarily executed and understood their given affidavit.

  
**STEPHEN A. LAMANILAO**  
Associate Provincial Prosecutor



Department of Justice  
NATIONAL PROSECUTION SERVICE  
OFFICE OF THE PROVINCIAL PROSECUTOR  
MAMBURAO OFFICE  
MAMBURAO, OCCIDENTAL MINDORO

# INVESTIGATION DATA FORM

Republic of the Philippines  
Department of Justice  
Office of the Provincial Prosecutor  
Mamburao, Occidental Mindoro

To be accomplished by the Office:  
NPS DOCKET NO.: IV-06a-INV-23H-00159

DATE RECEIVED: (stamped and initialed):  
Time Received: **RECEIVED**  
Receiving Staff: **AUG 10 2023 9:15 pm**

Assigned to: \_\_\_\_\_  
Date Assigned: \_\_\_\_\_

To be accomplished by complainant/counsel/law enforcer:  
(Use back portion if space is not sufficient)

COMPLAINANT/s: Name, Sex, Age &  
Address: ANASTACIO A. SANTOS  
DEPT - CENRO SABLAYAN  
Cell phone No.: 0917-938-7544  
Email: dencksbu.or@gmail.com

RESPONDENT/s: Name, Sex, Age & Address  
ERIC CHRISTIAN D. CUSTODIO  
@ ENGR. ERIC CHRISTIAN D. CUSTODIO  
So. Pampang Brgy. Pambujan Mamburao  
Occidental Mindoro

OFFENSE/s COMMITTED / LAW/s VIOLATED  
Violation of Section 77 of Presidential  
Decree (PD) 705 also known as Forestry  
Reform Code of the Philippines as  
amended.

WITNESS/es: Name & Address  
Jocinto F. Malano, Sitio Iagusa, Brgy. Tubiti  
Forester Arislan SJ. Ramon, EMS Dist  
DEPT - CENRO Sablayan, Occidental Mindoro  
Noel V. Salgado, Forest Ranger - DEPT - CENRO  
Sablayan, Occidental Mindoro

DATE & TIME of COMMISSION:

PLACE of COMMISSION:  
Sitio Iagusa Brgy. Tubiti Paluan  
Occidental Mindoro

1. Has a similar complaint been filed before any other office?\*
2. Is this complaint in the nature of a counter-charge?\*
3. Is this complaint related to another case before this office?\*

YES \_\_\_ NO ☒  
YES \_\_\_ NO ☒ If yes, indicate details below  
YES \_\_\_ NO ☒ If yes, indicate details below:

I.S. / NPS Docket No.: \_\_\_\_\_  
Handling Prosecutor: \_\_\_\_\_

## CERTIFICATION\*

I CERTIFY, under oath, that all the information on this sheet are true and correct to the best of my knowledge and belief, that I have not commenced any action or filed any claim involving the same issues in any court, tribunal, or quasi-judicial agency, and that if I should thereafter learn that a similar action has been filed and/or is pending, I shall report that fact to this Honorable Office within five (5) days from knowledge thereof.

ANASTACIO A. SANTOS  
(Signature over printed name)

SUBSCRIBED AND SWORN TO before me this 10<sup>th</sup> day of August, 2023, in Mamburao,  
Occidental Mindoro.

STEPHEN A. LAMANILAO  
Associate Provincial Prosecutor

\* 1, 2, 3 and CERTIFICATION need not be accomplished for inquest cases



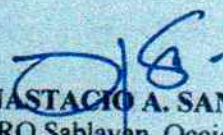
### COMPLAINT AFFIDAVIT

The undersigned, CENR Officer of the Department of Environment and Natural Resources (DENR) - Community Environment and Natural Resources Office (CENRO) Sablayan, Occidental Mindoro, accuses Eric Christian D. Custodio @ Engr. Eric Christian D. Custodio, with address at Mamburao, Occidental Mindoro, of violation of Section 77 of Presidential Decree (PD) 705 also known as "Forestry Reform Code of the Philippines, as amended," committed as follows, to wit:

That on or about May 27, 2023, at about 8:00 o'clock in the morning, Sitio Igsusu, Brgy. Tubili, Municipality of Paluan, Occidental Mindoro, Philippines, the said accused Eric Christian D. Custodio, with intent to gain, did then and there willfully, unlawfully, and feloniously have in his possession, custody and control two (2) pieces of special cut and design of lumber breakdown and classified as one (1) Dungon lumber (10 in" x 9 in" x 52 ft") and one (1) Guijo lumber (8 in" x 9 in" x 52 ft") (dipterocarp species) with an appropriate volume of more or less Seven Hundred Two (702) board feet amounting to Two Hundred Thousand Pesos (₱200,000.00) without any permit, authority and legal documents from the Department of Environment and Natural Resources (DENR), violating Section 77 of Presidential Decree (PD) 705 also known as "Forestry Reform Code of the Philippines, as amended."

The undersigned executed this affidavit to attest the truthfulness of the foregoing facts and to support the filing of a Criminal Case against Eric Christian D. Custodio for violation of Section 77 of Presidential Decree (PD) 705 also known as "Forestry Reform Code of the Philippines, as amended."

Filed this \_\_\_\_\_ day of \_\_\_\_\_, 2023.

  
**Forester ANASTACIO A. SANTOS, MPA**  
DENR-CENRO Sablayan, Occidental Mindoro  
Offended Party (0917 888-7544)

#### WITNESSES:

Joenito F. Malayo, Sitio Igsusu, Brgy. Tubili, Paluan, Occidental Mindoro  
Forester Ariston SJ. Ramos, EMS Chief - DENR-CENRO Sablayan, Occidental Mindoro  
Noel V. Salgado, Forest Ranger - DENR-CENRO Sablayan, Occidental Mindoro.

Enclosures: Sinumpaang Salaysay of Joenito F. Malayo, Completed Staff Work (CSW) Report on the Undocumented Forest Products, Photograph of the undocumented lumber, Apprehension Receipt, Seizure Receipt/Order, Certification from DENR-CENRO Sablayan, Occidental Mindoro, Photocopy of Barangay Blotter (Brgy. Tubili), Sinumpaang Salaysay of Forester Ariston SJ. Ramos, Sinumpaang Salaysay of Forest Ranger Noel V. Salgado and Minutes of Administrative Adjudication Proceedings.

**SUBSCRIBED AND SWORN** to before me this 10 day of AUGUST, 2023 at \_\_\_\_\_, I hereby certify that I have personally examined the herein offended party and I am satisfied that they voluntarily executed and understood their given affidavit.

  
**STEPHANIE A. LAMANILAO**  
Associate Provincial Prosecutor  
Prosecutor



Republic of the Philippines  
Department of Justice  
NATIONAL PROSECUTION SERVICE  
OFFICE OF THE PROVINCIAL PROSECUTOR  
MAMBURAO OFFICE  
MAMBURAO, OCCIDENTAL MINDORO

**INVESTIGATION DATA FORM**

Republic of the Philippines  
Department of Justice  
OFFICE OF THE PROVINCIAL PROSECUTOR  
MAMBURAO, OCCIDENTAL MINDORO

To be accomplished by the Office:

DATE RECEIVED:

(stamped and initialed):

Time Received:

Receiving Staff:

**RECEIVED**  
AUG 11 2023 2:10 PM

NPS DOCKET NO.: IV-06a-INV-23H-00160

Assigned to:

Date Assigned:

To be accomplished by complainant/counsel/law enforcer:  
(Use back portion if space is not sufficient)

COMPLAINANT/s: Name, Sex, Age &

Address: Anastacio A. Santos, Male, 40,  
Subayan, Occ. Mindoro

Cell phone No.: 09195531944

RESPONDENT/s: Name, Sex, Age & Address

Proceso B. Macaliban, Male, 40, Alacran, Str.,  
Navy Alacran, Female, Cruz, Occ. Mindoro

OFFENSE/s COMMITTED / LAW/s VIOLATED

Violation of Sec. 77 of PD 705

WITNESS/es: Name & Address

Acel V. Siliogato - Brig. 2, Mamburao, Occ. Mind.

Rodel S. Capirol - Subayan, Occ. Mind.

Durgota Yuluc - Brig. Kurlingamon, Sta. Cruz, Occ. Mind.

DATE & TIME of COMMISSION:

May 6, 2023 3:00 PM

PLACE of COMMISSION:

Brig. Kurlingamon, Sta. Cruz, Occ. Mind.

1. Has a similar complaint been filed before any other office?\*
2. Is this complaint in the nature of a counter-charge?\*
3. Is this complaint related to another case before this office?\*

YES \_\_\_ NO \_\_\_

YES \_\_\_ NO \_\_\_ If yes, indicate details below

YES \_\_\_ NO \_\_\_ If yes, indicate details below:

I.S. / NPS Docket No.:

Handling Prosecutor:

**CERTIFICATION\***

I CERTIFY, under oath, that all the information on this sheet are true and correct to the best of my knowledge and belief, that I have not commenced any action or filed any claim involving the same issues in any court, tribunal, or quasi-judicial agency, and that if I should thereafter learn that a similar action has been filed and/or is pending, I shall report that fact to this Honorable Office within five (5) days from knowledge thereof.

SUBSCRIBED AND SWORN TO before me this 11<sup>th</sup> of August, 2023, in Mamburao, Occidental Mindoro.

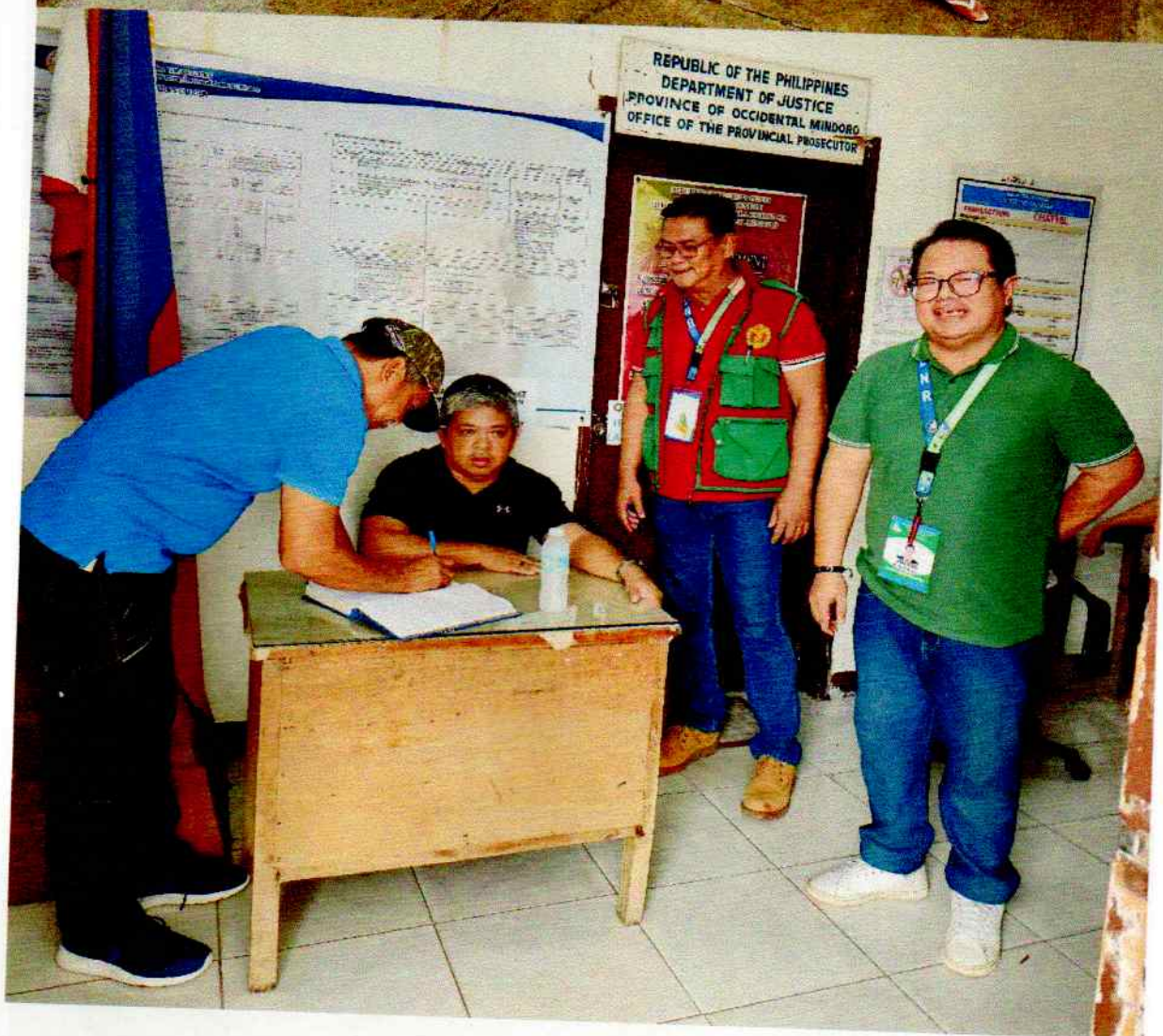
**ANASTACIO A. SANTOS**  
(Signature over printed name)

STAMP











Report of the  
Department of Environment and  
Natural Resources  
National Road, Bayside, New South Wales  
Australia

11/11/2011  
11/11/2011

