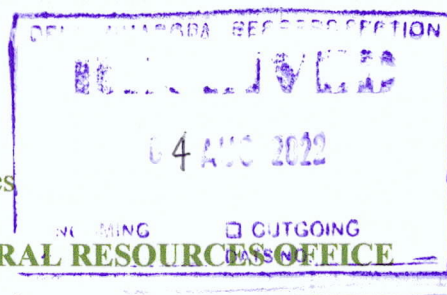




Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
Mamburao, Occidental Mindoro



JUL 21 2022

MEMORANDUM

FOR : The Regional Executive Director
MIMAROPA Region
1515 L & S Building, Roxas Blvd.
Ermita, Manila

FROM : The OIC PENR Officer

SUBJECT : **RESOLUTION NO. 2022-033**

Respectfully forwarded herewith is the memorandum from CENR Officer Efren L. delos Reyes dated July 08, 2022 regarding the result of administrative adjudication on the apprehended one (1) unit of tricycle (HAOUIE 125, Color Blue with Plate No. 14986 , Engine Number LC6PD630019152) loaded with ten (10) sacks of undocumented charcoal at Barangay Labangan Poblacion, San Jose, Occidental Mindoro.

For your information and record.


ERNESTO E. TAÑADA



Republic of the Philippines
Department of Environment and Natural Resources

MIMAROPA Region

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

Brgy. Labangan, San Jose, Occidental Mindoro

Tel. Number (043) 457- 0236 / (043) 742-6627

Email: cenrosanjose@denr.gov.ph

JUL 08 2022

MEMORANDUM

FOR : The Regional Executive Director
DENR-MIMAROPA Region
Roxas, Blvd., Ermita, Manila

THRU : The OIC-PENR Officer
Mamburao, Occidental Mindoro

FROM : The CENR Officer

SUBJECT : **RESOLUTION NO. 2022-033**

Submitted herewith is the Resolution No. 2022-033 as a result of administrative adjudication on the apprehended one (1) unit tricycle, HAOUIE 125, color Blue, with Plate Number 14986 with Chassis Number LC6PDC630019152 and Engine Number 156FNLZ132N27336 loaded with ten (10) sacks of undocumented charcoal at Brgy. Labangan, San Jose, Occidental Mindoro by DENR personnel last March 23, 2019.

For your information and record.

EFREN L. DELOS REYES

Cc: PENRO
CENRO-SJ Records
EMS File

PENRO	
RECEIVED BY: <i>Of 39-1</i>	
DATE: <i>7/14/22</i>	TIME: _____
RELEASED BY: _____	
DATE: _____	TIME: _____

RECORDS	
RECEIVED BY: <i>8</i>	
DATE: <i>7/13</i>	TIME: _____
RELEASED BY: _____	
DATE: _____	TIME: _____



RE: APPREHENSION OF A CONVEYANCE – ONE (1) UNIT TRICYCLE, HAOJUE 125, COLOR BLUE, PLATE NUMBER 14986 WITH ENGINE NUMBER 156FNLZ132N27336 AND CHASSIS NUMBER LC6PCD63C0019152 LOADED WITH TEN (10) SACKS OF UNDOCUMENTED CHARCOALS AND AT BRGY. LABANGAN POBLACION, SAN JOSE OCCIDENTAL MINDORO ON MARCH 23, 2019 AT AROUND 1:39 IN THE MORNING.

X-----X

RESOLUTION No. 2022-033

This pertains to the apprehension of One (1) Conveyance – tricycle, Haojue 125, color blue, plate number 14986 with engine number 156FNLZ132N27336 and chassis number LC6PCD63C0019152 loaded with ten (10) sacks of undocumented charcoals at Brgy. Labangan Poblacion, San Jose, Occidental Mindoro on March 23, 2019, at around 1:39 in the morning by means of a monitoring and surveillance that was conducted to monitor the travelling of illegal forest products by the Personnel of Enforcement and Monitoring Section (EMS) DENR-CENRO, San Jose, Occidental Mindoro.

The facts of the subject case are as follows, to wit:

1. That on March 23, 2019, around 1:39 in the morning, based on a monitoring and surveillance that was conducted to monitor the travelling of illegal forest products by the Personnel of Enforcement and Monitoring Section (EMS) DENR-CENRO, San Jose, Occidental Mindoro which yielded to the apprehend One (1) Conveyance – tricycle, Haojue 125, color blue, plate number 14986 with engine number 156FNLZ132N27336 and chassis number LC6PCD63C0019152 loaded with ten (10) sacks of undocumented charcoals, when asked if he has documents for the transport of the charcoals, he admitted that these charcoals have no documents coming from the office of the DENR CENRO San Jose Occidental Mindoro. Upon interrogation the suspect's identity is known as Quintin L. Nicolas residing at So. Emok, Brgy. Pacloclo, Magsaysay, Occidental Mindoro. *(Please see attached spot report.)*
2. That the team apprehended One (1) Conveyance – tricycle, Haojue 125, color blue, plate number 14986 with engine number 156FNLZ132N27336 and chassis number LC6PCD63C0019152 loaded with ten (10) sacks of undocumented charcoals. These undocumented minor forest products and conveyance were in the office of DENR CENRO, San Jose Occidental Mindoro, for temporary safekeeping. *(Please see attached spot report and apprehension receipt.)*
3. That the corresponding Apprehension Receipt with CENRO Control No.2019-F225 was issued by the apprehending officer headed by CENR Officer Efren L. Delos Reyes. *(please see attached apprehension receipt)*
4. That after verifying the existence of a prima facie case against the offender, the Seizure Officer Forester III Hector S. Aragones, Jr. issued the Seizure Order with CENRO Control Number 2019-F225 to the (1) Conveyance – tricycle, Haojue 125, color blue, plate number 14986 with engine number 156FNLZ132N27336 and chassis number LC6PCD63C0019152 loaded with ten (10) sacks of undocumented charcoals. *(please see attached seizure order).*
5. That a notice of Administrative Hearing was received by Mr. Quintin L. Nicolas and it was scheduled on May 7, 2019 at 9:00 in the morning. *(please see attached Notice of Administrative Hearing)*

6. That, an Administrative Hearing was held as scheduled on May 7, 2019 at 9:00 in the morning. (Please see transcript of stenographic notes of the administrative hearing)

The issues to be resolved in this case are as follow;

1. Whether or not the APPREHENDED **ten (10) sacks of undocumented charcoal a minor forest products will be confiscated in favor of the government.**
2. **Whether or not the One (1) Conveyance – tricycle, Haojue 125, color blue, plate number 14986 with engine number 156FNLZ132N27336 and chassis number LC6PCD63C0019152, shall be confiscated in favor of the government.**

The grounds for apprehension and seizure of the forest products is valid as well as the apprehension and seizure of the conveyance used in transporting the illegal forest products, as the apprehended forest products is not supported with any cutting permit issued by the office of the DENR CENRO San Jose, Occidental Mindoro and the conveyance is used in transporting the illegal forest products.

Under the following Provision's to wit.

Presidential Decree No. 705, May 19, 1975, revising Presidential Decree No. 705 otherwise Known as the Forestry Reform Code of the Philippines, as amended by Executive Order No. 277 and republic Act No. 7161, states that;

SECTION 77. Cutting, Gathering and/or collecting Timber, or Other Forest Products Without License. – Any person who shall cut, gather, collect, removed timber or other forest products from any forest land, or timber from alienable or disposable public land, or from private land, without any authority, or possess timber or other forest products without the legal documents as required under existing forest laws and regulations, shall be punished with the penalties imposed under Articles 309 and 310 of the Revised Penal Code

xxx

SECTION 77-A. Administrative Authority of the Department Head or His Duly Authorized Representative to Order Confiscation. – In all cases of violations of this Code or other forest laws, rules and regulations, the Department Head or his duly authorized representative, may order the confiscation of any forest products illegally cut, gathered, removed, or possessed or abandoned, and all conveyances used either by land, water or air in the commission of the offense and to dispose of the same in accordance with pertinent laws, regulations or policies on the matter.

xxx

Department Administrative Order No. 97-32

Sec.2 Par. e. FOREST PRODUCTS: Refers to timber, including lumber, pulpwood, firewood, bark, tree top, resin, gum, wood, oil, honey, beeswax, nipa, rattan, **charcoal**, or other forest growth, such as but not limited to grass, shrub, flowering plants in forest lands and others.

Sec. 2. Items subject to apprehension, seizure, confiscation and forfeiture.

- a. **ILLEGAL FOREST PRODUCTS** - Any forest products(s) defined in Section 1(e) above that are removed, cut, collected, processed and/or transported: (a) without the requisite authorization or permit; or (b) with incomplete required supporting documents 1; (c) with genuine authorizations or permits and/or supporting documentation that have an expired validity, have been cancelled or that contain forged entries; or (d) with spurious (fake) authorizations, permits and/or supporting documentation. In implementing these Rules, original documents shall be required at all times to actually accompany any forest products

being ~~is~~ or transported to any place ~~a~~ for any purpose. Whenever the requisite authorization ~~is~~ or supporting documentation are required to but do not actually accompany the forest products, such absence constitutes a violation covered by these Rules.

- b. **CONVEYANCE** – any mode or type or class of vehicle or craft or any other means used for transportation either on land, water, air, or any combination thereof, whether motorized or not, **used for in the taking and/or maintaining temporary or permanent possession or control, gathering, collecting, processing, disposing of, or otherwise transporting, moving or transferring illegal forest products.**

xxx

3. The enumerated statements of facts, pieces of evidence and circumstances surrounding the above stated case, shows that the ten (10) sacks of undocumented charcoal and One (1) Conveyance – tricycle, Haojue 125, color blue, plate number 14986 with engine number 156FNLZ132N27336 and chassis number LC6PCD63C0019152 **shall be confiscated in favour of the government since those lumbers are product of an illegal act.**

Based in the case at bar, the cutting of forest products without legal documents if proven is a violation of Section 77 of PD 705 as amended by Executive Order No. 277 and Republic Act 7161 thus subject to confiscation. Moreover, DENR Administrative Order 97-32, Sec 2, Par C. Provides that conveyance used in transporting an illegal forest product is/are subject to confiscation and seizure.

Wherefore, pursuant to Section 77 and 77-a of PD 705 as amended, section 2 and 7 of DENR Administrative Order No. 97-32, series of 1990 and based on DAO 98-24 (Manual of Approvals) and DENR Administrative Order 97-32, Sec 1 Par E and Sec 2, Par C. the following are hereby recommended:

1. Theapprehended ten (10) sacks of undocumented charcoal and One (1) Conveyance – tricycle, Haojue 125, color blue, plate number 14986 with engine number 156FNLZ132N27336 and chassis number LC6PCD63C0019152 **shall be confiscated in favour of the government since those lumbers are products of an illegal act.**

Issued this _____ day of JUL 07 2022 at DENR-CENRO San Jose, Occidental Mindoro.

Prepared by:


HECTOR S. ARAGONES, JR.
Forester III/Hearing Officer

Noted by:


EFREN L. DELOS REYES
CENR Office

MINUTES OF ADMINISTRATIVE HEARING ON THE APPREHENDED ONE (1) UNIT TRICYCLE HAOJIE 125, COLOR BLUE WITH PLATE NUMBER 14986, ENGINE NUMBER 156FNLZ132N27336 AND CHASSIS NUMBER LC6PC6300019152 AND TEN(10) SACKS OF CHARCOAL WHICH WAS APPREHENDED BY DENR PERSONNEL ON MARCH 23, 2019 AT AROUND 1:39 IN THE MORNING AT BRGY. LABANGAN, POBLACION, SAN JOSE, OCCIDENTAL MINDORO.

Present:

1. Quintin Nicolas= respondent
2. Maryjean M. Barolo= stenographer
3. Hector S. Aragon Jr.= Hearing Officer

Hearing Officer: This is an Administrative Hearing regarding the apprehended one (1) unit tricycle HAOJIE 125, color blue with Plate Number 14986, Engine Number 156FNLZ132N27336 and Chassis Number LC6PC6300019152 and ten (10) sacks of charcoal which was apprehended by DENR Personnel on March 23, 2019 at around 1:39 in the morning at Brgy. Labangan, Poblacion, San Jose, Occidental Mindoro.

For the respondent, you are hereby informed that you are under investigation. You appeared to me without the aid of a counsel. Please be informed of your right to avail of a services of a counsel. If you cannot afford a lawyer, a lawyer will be appointed to you.

Hearing Officer: Mr. Nicolas, pwede po ba kayong tumayo, at magsasabi ng buong katotohan at pawang katotohanan lamang sa pagsisiyasat sa araw na ito?

Mr. Nicolas: Opo sir.

Hearing Officer: Pwede mo bang sabihin ang iyong pangalan, edad, address, trabaho at iba pang pagkakakilanlan sa iyo?

Mr. Nicolas: Ako po si Quintin Nicolas, 57 taong gulang, may asawa, at nakatira sa So. Emok, Brgy. Paclolo, Magsaysay, Occ. Mindoro.

Hearing Officer: Maraming salamat Ginoong Nicolas, pwede ka nang umupo.

Hearing Officer: Pwede mo bang ikwento ang buong pangyayari noong Marso 23, 2019 ganap na ika-1:39 ng umaga noong ikaw ay hinuli ng mga tauhan ng DENR Personnel?

Mr. Nicolas: Ako po ay naglakas ng loob na maglabas ng uling dahil nagkataon naman na birthday ko at walang wala ako kaya naisip ko na pwede naman dahil sa pangangailangan. Noong paglampas ko ng Mangarin may nakita akong motor na sumusunod sa akin kaya hindi ko pinansin, pagdating ng Mabini maliwanag ang ilaw nya kaya nagmenor ako para sya ay mag overtake, pero hindi sya nag-overtake at sinundan lang ako. May nag overtake din sa akin ng hilux kaya sumunod na ako rin ako pero nagmenor sya hanggang sa nag overtkae ako, pagka overtake ko may sumunod sa akin na motor at kinawayan ako at sinabi taga Forestry sila.

Hearing Officer: Kilala mo ba ang nanghuli sa iyo??

Mr. Nicolas: Hindi po, nagpakilala lang (CENRO Efren delos Reyes)

Hearing Officer: Ilang sako ng uling ang dala mo?

Mr. Nicolas: Sampo po.

Hearing Officer: Saan galang uling mo?
Mr. Nicolas: Sa So. Emok po.

Hearing Officer: Sino may ari sasakyan?
Mr. Nicolas: Ako po.

Hearing Officer: Meron bang papel sasakyan?
Mr. Nicolas: Meron po, hindi ko lang nadala.

Hearing Officer: Meron ka pa bang gustong sasabihin o hingin sa pagsisiyasat na ito?
Mr. Nicolas: Sana makalabas ang aking sasakyan at yon lang naman po ang aking inaasahan sa paghahanap-buhay.

Hearing Officer: Dahil sa wala ng katanungan, ang pagsisiyasat na ito ay tapos na ngayong ika 10:30 ng umaga.

Minutes taken by:

Noted by:

mmpaulo

MARY JEAN M. BAROLO
Stenographer



HECTOR S. ARAGONES, JR.
Forester III / Hearing Officer



March 24, 2019

MEMORANDUM

FOR : The CENR Officer
San Jose, Occidental Mindoro

FROM : The Enforcement and Monitoring Section


SUBJECT : **SUBMISSION OF ON-SITE REPORT ON THE APPREHENDED ONE (1) UNIT TRICYCLE WITH PLATE NUMBER DC14986 LOADED WITH EIGHT (8) SACKS OF UNDOCUMENTED CHARCOAL AT BARANGAY LABANGAN POBLACION, SAN JOSE, OCCIDENTAL MINDORO**

This is relative to the above subject, please be informed that about 1:39 in the morning of March 23, 2019 personnel of Enforcement and Monitoring Section had conducted checkpoint and monitoring of illegal forest activities at Brgy. Labangan Poblacion, San Jose, Occidental Mindoro.

During the investigation listed below are the following information were gathered to wit:

1. That, the forest products were loaded in a tricycle powered by a HAOJUIE 125 motorcycle with plate number DC14986 engine number 156FNLZ132N27336, and chasis number LC6PCD63C0019152;
2. That, the said conveyance was driven by a certain Quintin Nicolas of So. Emok Brgy. Paclolo, Magsaysay, Occidental Mindoro;
3. That, there were eight (8) sacks of undocumented forest products/charcoal loaded in the said conveyance;
4. That, the said conveyance and forest product were bought to DENR-CENRO San Jose compound for safekeeping and pending for Administrative Proceeding;
5. That, the team had coordinated and submitted a blotter report to the Barangay Hall of Brgy. Paclolo, Magsaysay, Occidental Mindoro.

For information, record and further instruction.


JOMAR B. SERQUINA



Republic of the Philippines
DEPARTMENT OF TRANSPORTATION & COMMUNICATIONS
LAND TRANSPORTATION OFFICE
East Avenue, Quezon City

LTO Form No. 3



Field Office: Lipa City District Office

CERTIFICATE OF REGISTRATION

CR No. 207381145 DATE: 11/18/2014
(MM-DD-YYYY)

MV FILE NO. 0448-00000256012	PLATE NO.	ENGINE NO. 156FM12B2N27336	CHASSIS NO. LC6PCJD63C0019152
DENOMINATION 2LE WITHOUT SIDE CAR	PISTON DISPLACEMENT 125	NO. OF CYLINDERS 1	FUEL GAS
MAKE JIANGMEN HAOJUE	SERIES HJ125-16	BODY TYPE MC	BODY NO. YEAR MODEL 2012
GROSS WT. 137	NET WT. 68	SHIPPING WT. 68	NET CAPACITY 69

COMPLETE OWNERS NAME QUINTIN LLAMO NICOLAS	TELEPHONE NO./CONTACT DETAILS
COMPLETE ADDRESS (No., Street, City/Municipality, Province) - PACOMA LABANGAN - SAN JOSE OCCIDENTAL MINDORO REGION 4	
ENCUMBERED TO	
DETAILS OF FIRST REGISTRATION O.R. No. 0002-466144997	O.R. DATE 11/18/2014 AMT. 774.06

This is to certify that the Motor Vehicle described herein is duly registered. This certificate is VALID only when signed by authorized LTO Officials, Properly sealed and accompanied by Official Receipt as proof of payment. Any unauthorized erasure or alteration hereon will invalidate this document.

REGISTRANT'S SIGNATURE norkis alpha	ATTY. ALFONSO V. TAN, JR. CHIEF OF OFFICE Signature/Date
--	--



Republic of the Philippines
DEPARTMENT OF TRANSPORTATION & COMMUNICATIONS
LAND TRANSPORTATION OFFICE
East Avenue, Quezon City

LTO Form No. 28

Field Office: San Jose DO, O. Mindoro Field Office Code: 0458

OFFICIAL RECEIPT 834054944 DATE: 02/17/2016

RECEIVED FROM (Last name, First name, MI)

NICOLAS, QUINTIN L.

ADDRESS (No., Street, City, Municipality, Province, Zip Code)
- PACOMA LABANGAN - SAN JOSE OCCIDENTAL MINDORO 5103

PAYMENT DETAILS	BREAKDOWN OF PAYMENT
Transaction: VREN01 010489021730180000 - 01	Chg Venue Fee 100.00
Posted: Feb 17 2016	Cost of Stickers 12.50
PRIVATE: Motorcycle without Sid	Legal Research Fund 10.00
a Car/MC/GAS/Blue	MVUC 240.00
File No.: 044800000256012	Penalty 120.00
Plate No.: DC14986	Penalty-Sc Tax 6.75
Gross Weight: 137	Sc Tax 13.50
	Comp Fee 169.06
	Nothing Follows
CASH 671.81	US2015-1291016
A.R.: N/A	
Not valid if not accompanied by CR and CPC if for hire.	
TOTAL AMOUNT PAID 671.81	
THE SUM OF (in pesos) Six Hundred Seventy One And 81/100 Pesos Only	
MODE OF PAYMENT	CASH
CHIEF OF OFFICE 02/17/2016	CASHIER

OFFICE OF THE SANGGUNIANG BAYAN

APPLICATION FOR **RENEWAL** OF TRICYCLE FRANCHISE

Name of Applicant-Owner: NICOLAS, QUINTIN Llamo
Address: FACOMA ST., LABANGAN POB, SJOM
Date & Place of Birth: 21-Mar-62 AKLAN
Civil Status/Nationality: MARRIED FILIPINO
Make / Color: HAOJUE BLUE
Motor No.: 156FMI-2*B2N27336*
Chassis No.: LC6PCJD63C0019152
Plate No.: DC14986
Encumbrance:
Date Franchise is issued: May 17, 2017
Expiry Date of Franchise: May 17, 2020

Contact No. 0907-657-2004
Toda:
Parking Area:

I hereby certify that all the informations given above are true and correct and that any misrepresentation on my part in any of the requirements submitted shall be a ground for the disapproval of this application.

In case this application for renewal of franchise is favorably given due course but the use thereof is discontinued, whether voluntary or involuntary, I undertake to surrender the same to the concerned Municipal Government. I also acknowledge that the franchise is NON-TRANSFERRABLE without the consent of the issuer and that if it is not renewed within three (3) months from its expiry date, the same shall be cancelled without further notice.

San Jose, Occidental Mindoro

[Signature]

Applicant's Signature

Annual Registration fee 120.00
Supervision Fee 40.00
Mayor's Permit 70.00
Surcharge 57.50

Application Fee 180.00
Legal Research Fee 50.00
Surcharge 57.50

Total 287.50

Total 287.50

Paid under O.R No. 9416979 February 1, 2017

Paid under O.R No. 0016123 July 18, 2017

YEAR	FEES	O. R. No.	AMOUNT	DATE	Sticker Ctrl No.
2017	ANNUAL PAYMENT	XXXXX	XXXXX	XXXXX	2113
2018	ANNUAL PAYMENT				
2019	ANNUAL PAYMENT				
2020	ANNUAL PAYMENT				

Certified Correct

[Signature]
ROBERTA S. VILLOLA
Administrative Aide VI
OIC-Tricycle Franchising Unit



TRICYCLE FRANCHISING REGULATORY COMMITTEE (TFRC)

Certificate of Franchise

is hereby awarded to

Name: NICOLAS, QUINTIN Llamo
Address: FACOMA ST., LABANGAN POB, SJOM

FRANCHISE NO. 1077



to operate one (1) Motorized Tricycle Service for Hire within the jurisdiction of this municipality described below:

MAKE HAOJUE COLOR BLUE MOTOR NO. 156FMI-2*B2N27336* CHASSIS NO. LC6PCJD63C0019152 PLATE NO. DC14986

subject to the terms and conditions embodied in Ordinance No. 265 dated August 13, 1992 as amended by Ordinance No. 728 dated March 23, 2008.

Date issued: May 17, 2017
Expiry Date: May 17, 2020

Attested by:

[Signature]
HON. JOEL C. AGUILAR
Acting Vice-Mayor

Republic of the Philippines
Department of Environment and Natural Resources
CENRO SAN JOSE
Address : Labangan San Jose, Occidental Mindoro

SEIZURE RECIEPT

CENRO Control No.: 2019 - F235
E-FMS No: 2019 - 175110 - F235

Pursuant to the provision of P.D. 705 as amended by E.O. No. 277 and DENR Administrative Order No. 97-32 Series of 1997 the following forest products are hereby ordered seized, to wit:

FACTS

1. Forest Products:

MAJOR FOREST PRODUCTS									
Kind	Item:	Source/ Origin of Forest Products	Species Grouping	Species	Pieces	Volume/Unit of Measurement	Estimated Value	Impounding Area	Custodian

Minor Forest Products				
Kind	Unit of Measurement	No. of Units	Estimated Value	Custodian
CHARCOAL		10 SACKS	230x10=2,300	DENR-CENRO SAN JOSE OCC-MDO

Conveyance Involved					
Type	Make/ Model/ Year	Plate No.	Color/Markings	CR No.	OR No.
TRICYCLE	HAJUE 125	DC14986	BLUE		

Conveyance Involved (Additional Details)			
Engine No.	Chassis No.	Accessories	Custodian*
156FNL 2	LC 6 PC D4360019157		

If Animal					
Kind	Quantity	Gender	Age (Adult/Young)	Color	Custodian

Equipment Involved			
Type	Quantity	Details	Custodian

Implements Involved			
Type	Quantity	Details	Custodian

The subject Forest Products and other items were apprehended while under the possession/ control/ownership of.

Name	Address	Civil Status	Age	Participation	Status of the Person

2. The subject Forest Products and other items have undergone the following Seizure proceedings.

SEIZURE						
Date and Time of Seizure	Place of Seizure				Seizing Officer	Legal Basis for Seizure
	Province	City/Municipality	Barangay	Sitio		
March 29, 2019	OCCIDENTAL MINDORO	SAN JOSE	LABANGAN	PUBLACION	Hector S. Aragoness Jr.	NO PERMIT.

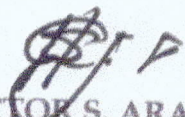
Examination Conducted by Seizure Officer:

Persons Examined	Date	Time	Place
Apprehending Officer			
Witnesses			

After thorough evaluation of the Apprehension Report dated _____ and all relevant documents submitted, and after examining personally the apprehending officers and witnesses of the apprehension about the violation committed, it was determined that there is prima facie evidence that existing laws and DENR regulations have been violated and that the

Hence, the foregoing forest products/conveyance/equipment/implement are hereby ordered seized and now under government custody (except government-owned vehicles).

So ordered this 23 day of March year 2019 at _____


HECTOR S. ARAGONES JR.
Forester III/ Chief, CDU
SEIZURE OFFICER

Copy furnished:

Republic of the Philippines
 Department of Environment and Natural Resources
CENRO SAN JOSE
 Address: Labangan, San Jose, Occidental Mindoro

APPREHENSION RECEIPT

CENRO Control No.: 2019 - F235
E-FMS No: 2019 - 175110 - F235

This APPREHENSION RECEIPT is issued to -

Name	Address	Civil Status	Age	Participation	Status of the Person
QUINTEN LIAHO NIGORA	SO ENOK	MARRIED	57	driver	
	BRGY. PABLOLO				
	MAGSAYSAY				
	OC. MDO.				

pursuant to the provision of P.D. 705 as amended by E.O. No. 277 and DENR Administrative Order No. 97-32 Series of 1997 for the following Forest Products, Conveyances, Machinery/Equipment, Tool and Implements that have been apprehended, to wit:

1. Forest Products:

MAJOR FOREST PRODUCTS									
Kind	Item:	Source/ Origin of Forest Products	Species Grouping	Species	Pieces	Volume/Unit of Measurement	Estimated Value	Impounding Area	Custodian

Minor Forest Products				
Kind	Unit of Measurement	No. of Units	Estimated Value	Custodian
CHARCOAL		10 SACKS	220 x 10 = 2,200	DENR - CENRO SAN JOSE OC. MDO

Conveyance involved								
Type	Make/Model/Year	Plate No.	Color/Markings	CR No.	OR No.	Engine No.	Chassis No.	Accessories
Tractor	MAJUE 125	DC14986	BLUE			156FNL2	LC6PC	
						B2A27	D63C00	
						336	19152	

If Animal			
Kind	Quantity	Gender	Color

Equipment Involved	
Type	Quantity

Implements Involved	
Type	Quantity

2. The subject Forest Products and other items have undergone the following Apprehension proceedings.

APPREHENSION						
Date and Time of Apprehension	Place of Apprehension				Apprehending Officer	Factual Legal Basis for Apprehension
	Province	City/Municipality	Barangay	Sitio		
MARCH 23, 2019 1:39 AM	OCUIDENIR WINDORO	SAN JOSE	LABANWAD POBLACION		DENR PERSONNEL	UNABLE TO PRESENT PERMIT

Is/are hereby declare under apprehension on the following FACTUAL reasons:

- UNABLE TO PRESENT PERMIT
- _____
- _____

The subject forest products, conveyances, machinery/equipment, tool and implements and others apprehended should be kept and protected from defacement in any manner, destruction or loss and should not be altered or removed until otherwise ordered by the Secretary of the Department of Environment and Natural Resources or his duly authorized representative.

Done this 23 day of MARCH year 2019 at _____

APPREHENDING OFFICER
(Signature over Printed Name)

1. EFREN L. DELOS REYES
Position: UIC - CEMPO
Address: SJOM

3. CARL EMMANUEL UPIET
Position: FOREST RANGER
Address: SJOM

2. TRISTAN BENDORIO
Position: FOREST RANGER
Address: SJOM

4. EDNOR C. SOLORASPI JR.
Position: F.P.O.
Address: SJOM

WITNESSES:

OWNER/CLAIMNANT/REPRESENTATIVE/DRIVER
(Signature over Printed Name)

1. QUINTIN L. NICOLAS
Position: DRIVER / OWNER
Address: SO. ENOK, BRGY.
PACLOLO, MAGSAYSAY
OCC. HDO.

3. _____
Position: _____
Address: _____

2. _____
Position: _____
Address: _____

4. _____
Position: _____
Address: _____

Copy Received by:

QUINTIN L. NICOLAS
Signature over Printed Name

Date/Time

Remarks:



26 APR 2019

NOTICE OF ADMINISTRATIVE HEARING

MR. QUINTIN L. NICOLAS
So. Emok, Brgy. Paclolo,
Magsaysay, Occidental Mindoro


Dear Mr. Nicolas,

Ito po ay patungkol sa nahuling isang (1) unit ng tricycle HAOJUIE 125, kulay blue na may Plate Number DC14986, Engine Number 156FNLZ132N27336 at Chassis Number LC6PC63C0019152 na may kargang sampung (10) sakong uling na nahuli ng mga tauhan ng DENR noong Marso 23, 2019 ganap na 1:39 ng umaga sa Brgy. Labangan Poblacion, San Jose, Occidental Mindoro.

Ang nasabing sasakyan at uling ay dinala sa tanggapan ng DENR-CENRO San Jose Office sa Brgy. Labangan, San Jose, Occidental Mindoro para sa pangangalaga.

Kayo po ay aming inaanyayahan dito sa aming opisina sa **ika-7 ng Mayo, 2019 bandang 9:00 ng umaga** dito sa aming tanggapan.

Nagpapasalamat,


EFREN L. DELOS REYES
Officer-in-Charge

Orider

Brgy. Labangan, San Jose, Occidental Mindoro
Telephone No. 043-457-0236
Email Address: denrcentro_sanjose@yahoo.com



Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Brgy. Labangan, San Jose, Occidental Mindoro

May 7, 2019

SUBJECT: ATTENDANCE ON THE ADMINISTRATIVE PROCEEDING RE: APPREHENSION OF ONE (1) UNIT TRICYCLE HAOJUIE 125
COLOR BLUE, WITH PLATE NUMBER DC14986, ENGINE NUMBER 156FNLZ132N27336 AND CHASSIS NUMBER LC6PC63C0019152
LOADED WITH TEN (10) SACKS OF CHARCOAL WHICH WAS APPREHENDED BY DENR PERSONNEL LAST MARCH 23, 2019 AT
BRGY. LABANGAN SAN JOSE, OCC. MINDORO.

NAME	ADDRESS	AGE	GENDER	PARTICIPATION	CONTACT NO.	SIGNATURE
Quentin Nicolas MARYJEAN M. BAROW REGINA S. ADABONETUP	Pachala, Magway DENR- CENRO DENR- CENRO	57 40 47	Male FEMALE MALE	 stenographer HO	09465356018 09454304567 09289646541	 Barow mbarow [Signature]

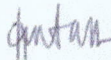
REPUBLIC OF THE PHILIPPINES)
PROVINCE OF OCCIDENTAL MINDORO) S.S
MUNICIPALITY OF SAN JOSE)
X _____ X

PINAGSAMANG SINUMPAANG SALAYSAY

KAMI, TRISTAN V. RENDORIO at CARL EMMANUEL URIETA, mga Pilipino, may mga asawa at naninirahan sa San Jose at Sablayan, Occidental Mindoro matapos makapanumpa alinsunod sa batas ay nagsalaysay ng mga sumusunod:

1. Na, kami ay mga empleyado ng DENR-CENRO San Jose, Occidental Mindoro na nakatalaga sa Forest Protection at Law Enforcement Unit;
2. Na, noong ika-23 ng Marso 2019 ganap na alas 1:39 ng madaling araw kami ay nakahuli ng tricycle HAOJUE 125 sa Brgy. Labangan Poblacion, San Jose, Occidental Mindoro;
3. Na, ang isang tricycle kulay Blue na aming nahuli ay may plakang DC 14986 , may Engine No. 156FNLZ132N27336 at may Chasis No. LC6PCD63C0019152 na may kargang sampong (10) sakong uling at minamaneho ni Ginoong Quintin Nicolas.
4. Na, amin po silang hinuli sa kadahilanang wala silang maipakitang mga legal na dokumento o permit;
5. Na, amin pong dinala ang mga nasabing sasakyan sa tanggapan ng DENR-CENRO San Jose, Occidental Mindoro para sa pansamantalang pag-impound at para sa pangangalaga;
6. Na, sa pamamagitan ng salaysay na ito upang mapatunayan ng lahat na nakasaad sa itaas para sa kaalaman ng lahat ng kinauukulan.

BILANG PATOTOO, kami ay lalagda ngayong ika- 25 ng Marso, 2019 dito sa San Jose, Occidental Mindoro.


TRISTAN V. RENDORIO
Nagsasalaysay

CARL EMMANUEL URIETA
Nagsasalaysay

SINUMPAAN AT NILAGDAAN sa harap ko ngayong ika- _____ ng _____, 2019 dito sa San Jose, Occidental Mindoro.

Doc. No.

Page No.

Book No.

Series of 2019



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
Mamburao, Occidental Mindoro

JUL 21 2022

MEMORANDUM

FOR : The Regional Executive Director
MIMAROPA Region
1515 L & S Building, Roxas Blvd.
Ermita, Manila

FROM : The OIC PENR Officer

SUBJECT : **RESOLUTION NO. 2022-033**

Respectfully forwarded herewith is the memorandum from CENR Officer Efren L. delos Reyes dated July 08, 2022 regarding the result of administrative adjudication on the apprehended one (1) unit of tricycle (HAOUIE 125, Color Blue with Plate No. 14986 , Engine Number LC6PD630019152) loaded with ten (10) sacks of undocumented charcoal at Barangay Labangan Poblacion, San Jose, Occidental Mindoro.

For your information and record.


ERNESTO E. TAÑADA



Republic of the Philippines
Department of Environment and Natural Resources

MIMAROPA Region

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

Brgy. Labangan, San Jose, Occidental Mindoro

Tel. Number (043) 457- 0236 / (043) 742-6627

Email: cenrosanjose@denr.gov.ph

JUL 08 2022

MEMORANDUM

FOR : The Regional Executive Director
DENR-MIMAROPA Region
Roxas, Blvd., Ermita, Manila

THRU : The OIC-PENR Officer
Mamburao, Occidental Mindoro

FROM : The CENR Officer

SUBJECT : **RESOLUTION NO. 2022-033**

Submitted herewith is the Resolution No. 2022-033 as a result of administrative adjudication on the apprehended one (1) unit tricycle, HAOUIE 125, color Blue, with Plate Number 14986 with Chassis Number LC6PDC630019152 and Engine Number 156FNLZ132N27336 loaded with ten (10) sacks of undocumented charcoal at Brgy. Labangan, San Jose, Occidental Mindoro by DENR personnel last March 23, 2019.

For your information and record.

EFREN L. DELOS REYES

Cc: PENRO
CENRO-SJ Records
EMS File

PENRO	
RECEIVED BY: <i>Cl. 39-1</i>	
DATE: <i>7/14/22</i>	TIME: _____
RELEASED BY: _____	
DATE: _____	TIME: _____

RECORDS	
RECEIVED BY: <i>8</i>	
DATE: <i>7/13</i>	TIME: _____
RELEASED BY: _____	
DATE: _____	TIME: _____



COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

Brgy. Labangan, San Jose, Occidental Mindoro
Tel. Number (043) 457- 0236 / (043) 742-6627
Email: cenrosanjose@denr.gov.ph

RE: APPREHENSION OF A CONVEYANCE – ONE (1) UNIT TRICYCLE, HAOJUE 125, COLOR BLUE, PLATE NUMBER 14986 WITH ENGINE NUMBER 156FNLZ132N27336 AND CHASSIS NUMBER LC6PCD63C0019152 LOADED WITH TEN (10) SACKS OF UNDOCUMENTED CHARCOALS AND AT BRGY. LABANGAN POBLACION, SAN JOSE OCCIDENTAL MINDORO ON MARCH 23, 2019 AT AROUND 1:39 IN THE MORNING.

X-----X

RESOLUTION No. 2022-033

This pertains to the apprehension of One (1) Conveyance – tricycle, Haojue 125, color blue, plate number 14986 with engine number 156FNLZ132N27336 and chassis number LC6PCD63C0019152 loaded with ten (10) sacks of undocumented charcoals at Brgy. Labangan Poblacion, San Jose, Occidental Mindoro on March 23, 2019, at around 1:39 in the morning by means of a monitoring and surveillance that was conducted to monitor the travelling of illegal forest products by the Personnel of Enforcement and Monitoring Section (EMS) DENR-CENRO, San Jose, Occidental Mindoro.

The facts of the subject case are as follows, to wit:

1. That on March 23, 2019, around 1:39 in the morning, based on a monitoring and surveillance that was conducted to monitor the travelling of illegal forest products by the Personnel of Enforcement and Monitoring Section (EMS) DENR-CENRO, San Jose, Occidental Mindoro which yielded to the apprehend One (1) Conveyance – tricycle, Haojue 125, color blue, plate number 14986 with engine number 156FNLZ132N27336 and chassis number LC6PCD63C0019152 loaded with ten (10) sacks of undocumented charcoals, when asked if he has documents for the transport of the charcoals, he admitted that these charcoals have no documents coming from the office of the DENR CENRO San Jose Occidental Mindoro. Upon interrogation the suspect's identity is known as Quintin L. Nicolas residing at So. Emok, Brgy. Pacloclo, Magsaysay, Occidental Mindoro. *(Please see attached spot report.)*
2. That the team apprehended One (1) Conveyance – tricycle, Haojue 125, color blue, plate number 14986 with engine number 156FNLZ132N27336 and chassis number LC6PCD63C0019152 loaded with ten (10) sacks of undocumented charcoals. These undocumented minor forest products and conveyance were in the office of DENR CENRO, San Jose Occidental Mindoro, for temporary safekeeping. *(Please see attached spot report and apprehension receipt.)*
3. That the corresponding Apprehension Receipt with CENRO Control No.2019-F225 was issued by the apprehending officer headed by CENR Officer Efren L. Delos Reyes. *(please see attached apprehension receipt)*
4. That after verifying the existence of a prima facie case against the offender, the Seizure Officer Forester III Hector S. Aragones, Jr. issued the Seizure Order with CENRO Control Number 2019-F225 to the (1) Conveyance – tricycle, Haojue 125, color blue, plate number 14986 with engine number 156FNLZ132N27336 and chassis number LC6PCD63C0019152 loaded with ten (10) sacks of undocumented charcoals. *(please see attached seizure order).*
5. That a notice of Administrative Hearing was received by Mr. Quintin L. Nicolas and it was scheduled on May 7, 2019 at 9:00 in the morning. *(please see attached Notice of Administrative Hearing)*

6. That, an Administrative Hearing was held as scheduled on May 7, 2019 at 9:00 in the morning (please see transcript of stenographic notes of the administrative hearing)

The issues to be resolved in this case are as follow;

1. Whether or not the APPREHENDED ten (10) sacks of undocumented charcoal a minor forest products will be confiscated in favor of the government.
2. **Whether or not the One (1) Conveyance – tricycle, Haojue 125, color blue, plate number 14986 with engine number 156FNLZ132N27336 and chassis number LC6PCD63C0019152, shall be confiscated in favor of the government.**

The grounds for apprehension and seizure of the forest products is valid as well as the apprehension and seizure of the conveyance used in transporting the illegal forest products, as the apprehended forest products is not supported with any cutting permit issued by the office of the DENR CENRO San Jose, Occidental Mindoro and the conveyance is used in transporting the illegal forest products.

Under the following Provision's to wit.

Presidential Decree No. 705, May 19, 1975, revising Presidential Decree No. 705 otherwise Known as the Forestry Reform Code of the Philippines, as amended by Executive Order No. 277 and republic Act No. 7161, states that;

SECTION 77. Cutting, Gathering and/or collecting Timber, or Other Forest Products Without License. – Any person who shall cut, gather, collect, removed timber or other forest products from any forest land, or timber from alienable or disposable public land, or from private land, without any authority, or possess timber or other forest products without the legal documents as required under existing forest laws and regulations, shall be punished with the penalties imposed under Articles 309 and 310 of the Revised Penal Code

xxx

SECTION 77-A. Administrative Authority of the Department Head or His Duly Authorized Representative to Order Confiscation. – In all cases of violations of this Code or other forest laws, rules and regulations, the Department Head or his duly authorized representative, may order the confiscation of any forest products illegally cut, gathered, removed, or possessed or abandoned, and all conveyances used either by land, water or air in the commission of the offense and to dispose of the same in accordance with pertinent laws, regulations or policies on the matter.

xxx

Department Administrative Order No. 97-32

Sec.2 Par. e. FOREST PRODUCTS: Refers to timber, including lumber, pulpwood, firewood, bark, tree top, resin, gum, wood, oil, honey, beeswax, nipa, rattan, charcoal, or other forest growth, such as but not limited to grass, shrub, flowering plants in forest lands and others.

Sec. 2. Items subject to apprehension, seizure, confiscation and forfeiture.

- a. **ILLEGAL FOREST PRODUCTS** - Any forest products(s) defined in Section 1(e) above that are removed, cut, collected, processed and/or transported: (a) without the requisite authorization or permit; or (b) with incomplete required supporting documents 1; (c) with genuine authorizations or permits and/or supporting documentation that have an expired validity, have been cancelled or that contain forged entries; or (d) with spurious (fake) authorizations, permits and/or supporting documentation. In implementing these Rules, original documents shall be required at all times to actually accompany any forest products

being ~~n~~ or transported to any place ~~a~~ or any purpose. Whenever the requisite authorization ~~or~~ supporting documentation are required to but do not actually accompany the forest products, such absence constitutes a violation covered by these Rules.

- b. **CONVEYANCE** – any mode or type or class of vehicle or craft or any other means used for transportation either on land, water, air, or any combination thereof, whether motorized or not, **used for in the taking and/or maintaining temporary or permanent possession or control, gathering, collecting, processing, disposing of, or otherwise transporting, moving or transferring illegal forest products.**

xxx

3. The enumerated statements of facts, pieces of evidence and circumstances surrounding the above stated case, shows that the ten (10) sacks of undocumented charcoal and One (1) Conveyance – tricycle, Haojue 125, color blue, plate number 14986 with engine number 156FNLZ132N27336 and chassis number LC6PCD63C0019152 **shall be confiscated in favour of the government since those lumbars are product of an illegal act.**


Based in the case at bar, the cutting of forest products without legal documents if proven is a violation of Section 77 of PD 705 as amended by Executive Order No. 277 and Republic Act 7161 thus subject to confiscation. Moreover, DENR Administrative Order 97-32, Sec 2, Par C. Provides that conveyance used in transporting an illegal forest product is/are subject to confiscation and seizure.

Wherefore, pursuant to Section 77 and 77-a of PD 705 as amended, section 2 and 7 of DENR Administrative Order No. 97-32, series of 1990 and based on DAO 98-24 (Manual of Approvals) and DENR Administrative Order 97-32, Sec 1 Par E and Sec 2, Par C. the following are hereby recommended:

1. Theapprehended ten (10) sacks of undocumented charcoal and One (1) Conveyance – tricycle, Haojue 125, color blue, plate number 14986 with engine number 156FNLZ132N27336 and chassis number LC6PCD63C0019152 **shall be confiscated in favour of the government since those lumbars are products of an illegal act.**

Issued this _____ day of JUL 07 2022 at DENR-CENRO San Jose, Occidental Mindoro.

Prepared by:


HECTOR S. ARAGONES, JR.
Forester III/Hearing Officer

Noted by:


EFREN L. DELOS REYES
CENR Office 

MINUTES OF ADMINISTRATIVE HEARING ON THE APPREHENDED ONE (1) UNIT TRICYCLE HAOJIE 125, COLOR BLUE WITH PLATE NUMBER 14986, ENGINE NUMBER 156FNLZ132N27336 AND CHASSIS NUMBER LC6PC6300019152 AND TEN(10) SACKS OF CHARCOAL WHICH WAS APPREHENDED BY DENR PERSONNEL ON MARCH 23, 2019 AT AROUND 1:39 IN THE MORNING AT BRGY. LABANGAN, POBLACION, SAN JOSE, OCCIDENTAL MINDORO.

Present:

1. Quintin Nicolas= respondent
2. Maryjean M. Barolo= stenographer
3. Hector S. Aragon Jr.= Hearing Officer

Hearing Officer: This is an Administrative Hearing regarding the apprehended one (1) unit tricycle HAOJIE 125, color blue with Plate Number 14986, Engine Number 156FNLZ132N27336 and Chassis Number LC6PC6300019152 and ten (10) sacks of charcoal which was apprehended by DENR Personnel on March 23, 2019 at around 1:39 in the morning at Brgy. Labangan, Poblacion, San Jose, Occidental Mindoro.

For the respondent, you are hereby informed that you are under investigation. You appeared to me without the aid of a counsel. Please be informed of your right to avail of a services of a counsel. If you cannot afford a lawyer, a lawyer will be appointed to you.

Hearing Officer: Mr. Nicolas, pwede po ba kayong tumayo, at magsasabi ng buong katotohan at pawang katotohanan lamang sa pagsisiyasat sa araw na ito?

Mr. Nicolas: Opo sir.

Hearing Officer: Pwede mo bang sabihin ang iyong pangalan, edad, address, trabaho at iba pang pagkakakilanlan sa iyo?

Mr. Nicolas: Ako po si Quintin Nicolas, 57 taong gulang, may asawa, at nakatira sa So. Emok, Brgy. Paclolo, Magsaysay, Occ. Mindoro.

Hearing Officer: Maraming salamat Ginoong Nicolas, pwede ka nang umupo.

Hearing Officer: Pwede mo bang ikwento ang buong pangyayari noong Marso 23, 2019 ganap na ika-1:39 ng umaga noong ikaw ay hinuli ng mga tauhan ng DENR Personnel?

Mr. Nicolas: Ako po ay naglakas ng loob na maglabas ng uling dahil nagkataon naman na birthday ko at walang wala ako kaya naisip ko na pwede naman dahil sa pangangailangan. Noong paglampas ko ng Mangarin may nakita akong motor na sumusunod sa akin kaya hindi ko pinansin, pagdating ng Mabini maliwanag ang ilaw nya kaya nagmenor ako para sya ay mag overtake, pero hindi sya nag-overtake at sinundan lang ako. May nag overtake din sa akin ng hilux kaya sumunod na ako rin ako pero nagmenor sya hanggang sa nag overtkae ako, pagka overtake ko may sumunod sa akin na motor at kinawayan ako at sinabi taga Forestry sila.

Hearing Officer: Kilala mo ba ang nanghuli sa iyo??

Mr. Nicolas: Hindi po, nagpakilala lang (CENRO Efren delos Reyes)

Hearing Officer: Ilang sako ng uling ang dala mo?

Mr. Nicolas: Sampo po.

Hearing Officer: Saan galing uling mo?
Mr. Nicolas: Sa So. Emok po.

Hearing Officer: Sino may ari sasakyan?
Mr. Nicolas: Ako po.

Hearing Officer: Meron bang papel sasakyan?
Mr. Nicolas: Meron po, hindi ko lang nadala.

Hearing Officer: Meron ka pa bang gustong sasabihin o hingin sa pagsisiyasat na ito?
Mr. Nicolas: Sana makalabas ang aking sasakyan at yon lang naman po ang aking inaasahan sa paghahanap-buhay.

Hearing Officer: Dahil sa wala ng katanungan, ang pagsisiyasat na ito ay tapos na ngayong ika 10:30 ng umaga.

Minutes taken by:

Noted by:

M. M. Barolo

MARY JEAN M. BAROLO
Stenographer



HECTOR S. ARAGONES, JR.
Forester III / Hearing Officer



March 24, 2019

MEMORANDUM

FOR : The CENR Officer
San Jose, Occidental Mindoro

FROM : The Enforcement and Monitoring Section


SUBJECT : **SUBMISSION OF ON-SITE REPORT ON THE APPREHENDED ONE (1) UNIT TRICYCLE WITH PLATE NUMBER DC14986 LOADED WITH EIGHT (8) SACKS OF UNDOCUMENTED CHARCOAL AT BARANGAY LABANGAN POBLACION, SAN JOSE, OCCIDENTAL MINDORO**

This is relative to the above subject, please be informed that about 1:39 in the morning of March 23, 2019 personnel of Enforcement and Monitoring Section had conducted checkpoint and monitoring of illegal forest activities at Brgy. Labangan Poblacion, San Jose, Occidental Mindoro.

During the investigation listed below are the following information were gathered to wit:

1. That, the forest products were loaded in a tricycle powered by a HAOJUIE 125 motorcycle with plate number DC14986 engine number 156FNLZ132N27336, and chasis number LC6PCD63C0019152;
2. That, the said conveyance was driven by a certain Quintin Nicolas of So. Emok Brgy. Paclolo, Magsaysay, Occidental Mindoro;
3. That, there were eight (8) sacks of undocumented forest products/charcoal loaded in the said conveyance;
4. That, the said conveyance and forest product were brought to DENR-CENRO San Jose compound for safekeeping and pending for Administrative Proceeding;
5. That, the team had coordinated and submitted a blotter report to the Barangay Hall of Brgy. Paclolo, Magsaysay, Occidental Mindoro.

For information, record and further instruction.


JOMAR B. SERQUINA



Republic of the Philippines
DEPARTMENT OF TRANSPORTATION & COMMUNICATIONS
LAND TRANSPORTATION OFFICE
East Avenue, Quezon City
Field Office: Lipa City District Office

LTO Form No. 3



CERTIFICATE OF REGISTRATION

CR
No.

207381145

DATE: 11/18/2014
(MM-DD-YYYY)

MV FILE NO. 0448-00000256012	PLATE NO. 156FMI2B2N27336	ENGINE NO. 156FMI2B2N27336	CHASSIS NO. LC6PCJ063C0019152
DENOMINATION 2LE WITHOUT SIDE CAR	PISTON DISPLACEMENT 125	NO. OF CYLINDERS 1	FUEL GAS
MAKE JIANGMEN HAOJUE	SERIES HJ125-16	BODY TYPE MC	BODY NO. YEAR MODEL 2012
GROSS WT. 137	NET WT. 68	SHIPPING WT. 68	NET CAPACITY 69

COMPLETE OWNERS NAME QUINTIN LLAMO NICOLAS	TELEPHONE NO./CONTACT DETAILS
COMPLETE ADDRESS (No., Street, City/Municipality, Province) - PACOMA LABANGAN - SAN JOSE OCCIDENTAL MINDORO REGION 4	
ENCUMBERED TO	
DETAILS OF FIRST REGISTRATION O.R. No. 0002-466144997	O.R. DATE 11/18/2014 AMT. 774.06

This is to certify that the Motor Vehicle described herein is duly registered. This certificate is VALID only when signed by authorized LTO Officials. Properly sealed and accompanied by Official Receipt as proof of payment. Any unauthorized erasure or alteration hereon will invalidate this document.

REGISTRANT'S SIGNATURE norkis alpha	ATTY. ALFONSO V. TAN, JR. CHIEF OF OFFICE Signature/Date
--	--



Republic of the Philippines
DEPARTMENT OF TRANSPORTATION & COMMUNICATIONS
LAND TRANSPORTATION OFFICE
East Avenue, Quezon City

LTO Form No. 28

Field Office: San Jose DO, O. Mindoro Field Office Code: 0468

OFFICIAL RECEIPT 834054944 DATE: 02/17/2016

RECEIVED FROM (Last name, First name, MI)

NICOLAS, QUINTIN L.

ADDRESS (No., Street, City, Municipality, Province, Zip Code)
- PACOMA LABANGAN - SAN JOSE OCCIDENTAL MINDORO 5100

PAYMENT DETAILS	BREAKDOWN OF PAYMENT
Transaction: VREN01 010489021730180069 - 01	Chg Venue Fee 100.00
Posted: Feb 17 2016	Cost of Stickers 12.50
PRIVATE: Motorcycle without Sid	Legal Research Fund 10.00
a Car/MC/GAS/Bike	INVUC 240.00
File No.: 044800000256012	Penalty 120.00
Plate No.: DC14986	Penalty-Sc Tax 6.75
Gross Weight: 137	Sc Tax 13.50
	Camp Fee 169.06
	NOTHING FOLLOWS
CASH 671.81	VS2015-1291616
A.R.: NA	
Not valid if not accompanied by CR and CPC if for hire.	
TOTAL AMOUNT PAID 671.81	

THE SUM OF (in pesos)

Six Hundred Seventy One And 81/100 Pesos Only

MODE OF PAYMENT

CASH

CHIEF OF OFFICE

02/17/2016

Notarized

OFFICE OF THE SANGGUNIANG BAYAN

APPLICATION FOR **RENEWAL** OF TRICYCLE FRANCHISE

Name of Applicant-Owner: NICOLAS, QUINTIN Llamo
Address: FACOMA ST., LABANGAN POB, SJOM
Date & Place of Birth: 21-Mar-62 AKLAN
Civil Status/Nationality: MARRIED FILIPINO
Make / Color: HAQJUE BLUE
Motor No.: 156FMI-2*B2N27336*
Chassis No.: LC6PCJD63C0019152
Plate No.: DC14986
Encumbrance:
Date Franchise is issued: May 17, 2017
Expiry Date of Franchise: May 17, 2020

Contact No. 0907-657-2004
Toda:
Parking Area:

I hereby certify that all the information given above are true and correct and that any misrepresentation on my part in any of the requirements submitted shall be a ground for the disapproval of this application.

In case this application for renewal of franchise is favorably given due course but the use thereof is discontinued, whether voluntary or involuntary, I undertake to surrender the same to the concerned Municipal Government. I also acknowledge that the franchise is NON-TRANSFERRABLE without the consent of the issuer and that if it is not renewed within three (3) months from its expiry date, the same shall be cancelled without further notice.

San Jose, Occidental Mindoro

[Signature]
Applicant's Signature

Annual Registration fee 120.00
Supervision Fee 40.00
Mayor's Permit 70.00
Surcharge 57.50

Application Fee 150.00
Legal Research Fee 50.00
Surcharge 57.50

Total 287.50

Total 287.50

Paid under O.R No. 9416979 February 1, 2017

Paid under O.R No. 0016123 July 18, 2017

YEAR	FEES	O. R. No.	AMOUNT	DATE	Sticker Ctrl No.
2017	ANNUAL PAYMENT	XXXXX	XXXXX	XXXXX	2113
2018	ANNUAL PAYMENT				
2019	ANNUAL PAYMENT				
2020	ANNUAL PAYMENT				

Certified Correct
[Signature]
ROBERTA S. VILLOLA
Administrative Aide VI
OIC-Tricycle Franchising Unit



TRICYCLE FRANCHISING REGULATORY COMMITTEE (TFRC)

Certificate of Franchise

is hereby awarded to

Name: NICOLAS, QUINTIN Llamo
Address: FACOMA ST., LABANGAN POB, SJOM

FRANCHISE NO. 1077



to operate one (1) Motorized Tricycle Service for Hire within the jurisdiction of this municipality described below:

MAKE HAQJUE COLOR BLUE MOTOR NO. 156FMI-2*B2N27336* CHASSIS NO. LC6PCJD63C0019152 PLATE NO. DC14986

subject to the terms and conditions embodied in Ordinance No. 265 dated August 13, 1992 as amended by Ordinance No. 728 dated March 23, 2008.

Date issued: May 17, 2017
Expiry Date: May 17, 2020

Attested by:
[Signature]
HON. JOEL G. AGUILAR
Acting Vice-Mayor

Republic of the Philippines
Department of Environment and Natural Resources
CENRO SAN JOSE
Address : Labangan San Jose, Occidental Mindoro

SEIZURE RECIEPT

CENRO Control No.: 2019 - F235
E-FMS No: 2019 - 175110 - F235

Pursuant to the provision of P.D. 705 as amended by E.O. No. 277 and DENR Administrative Order No. 97-32 Series of 1997 the following forest products are hereby ordered seized, to wit:

FACTS

1. Forest Products:

MAJOR FOREST PRODUCTS									
Kind	Item:	Source/ Origin of Forest Products	Species Grouping	Species	Pieces	Volume/Unit of Measurement	Estimated Value	Impounding Area	Custodian

Minor Forest Products				
Kind	Unit of Measurement	No. of Units	Estimated Value	Custodian
CHARCOAL		10 SACKS	230x10=2,300	DENR-CENRO SAN JOSE OCC-MDO

Conveyance Involved					
Type	Make/ Model/ Year	Plate No.	Color/Markings	CR No.	OR No.
TRICYCLE	HAORJE 125	DC14986	BLUE		

Conveyance Involved (Additional Details)			
Engine No.	Chassis No.	Accessories	Custodian*
156FNL2	LC6PCD4360019157		

If Animal					
Kind	Quantity	Gender	Age (Adult/Young)	Color	Custodian

Equipment Involved			
Type	Quantity	Details	Custodian

Implements Involved			
Type	Quantity	Details	Custodian

The subject Forest Products and other items were apprehended while under the possession/ control/ownership of.

Name	Address	Civil Status	Age	Participation	Status of the Person

2. The subject Forest Products and other items have undergone the following Seizure proceedings.

SEIZURE						
Date and Time of Seizure	Place of Seizure				Seizing Officer	Legal Basis for Seizure
	Province	City/Municipality	Barangay	Sitio		
March 25, 2011	OCCIDENTAL MINDORO	SAN JOSE	LABANGAN	POBLACION	Hector S. Aragon Jr.	NO PERMIT

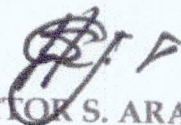
Examination Conducted by Seizure Officer:

Persons Examined	Date	Time	Place
Apprehending Officer			
Witnesses			

After thorough evaluation of the Apprehension Report dated _____ and all relevant documents submitted, and after examining personally the apprehending officers and witnesses of the apprehension about the violation committed, it was determined that there is prima facie evidence that existing laws and DENR regulations have been violated and that the

Hence, the foregoing forest products/conveyance/equipment/implement are hereby ordered seized and now under government custody (except government-owned vehicles).

So ordered this 23 day of March year 2019 at _____


HECTOR S. ARAGONES JR.
Forester III/ Chief, CDU
SEIZURE OFFICER

Copy furnished:

Republic of the Philippines
Department of Environment and Natural Resources
CENRO SAN JOSE
Address: Labangan, San Jose, Occidental Mindoro

APPREHENSION RECEIPT

CENRO Control No.: 2019 - F235
E-FMS No: 2019 - 175110 - F235

This APPREHENSION RECEIPT is issued to -

Name	Address	Civil Status	Age	Participation	Status of the Person
QUINTIN LARON NIGOME	SO. ENOK	MARRIED	57	driver	
	BRGY. PACOLO				
	MAGSAYSAY				
	OC. MDO.				

pursuant to the provision of P.D. 705 as amended by E.O. No. 277 and DENR Administrative Order No. 97-32 Series of 1997 for the following Forest Products, Conveyances, Machinery/Equipment, Tool and Implements that have been apprehended, to wit:

1. Forest Products:

MAJOR FOREST PRODUCTS									
Kind	Item:	Source/ Origin of Forest Products	Species Grouping	Species	Pieces	Volume/Unit of Measurement	Estimated Value	Impounding Area	Custodian

Minor Forest Products				
Kind	Unit of Measurement	No. of Units	Estimated Value	Custodian
CHARCOAL		10 SACKS	230 x 10 = 2,300	DENR - CENRO SAN JOSE OC. MDO

Conveyance involved								
Type	Make/Model/Year	Plate No.	Color/Markings	CR No.	OR No.	Engine No.	Chassis No.	Accessories
Tricycle	HAGUE 125	DC14986	BLUE			156FNL2	LC6PC	
						B2 M27	D63C00	
						336	19152	

If Animal			
Kind	Quantity	Gender	Color

Equipment Involved	
Type	Quantity

Implements Involved	
Type	Quantity

2. The subject Forest Products and other items have undergone the following Apprehension proceedings.

APPREHENSION						
Date and Time of Apprehension	Place of Apprehension				Apprehending Officer	Factual Legal Basis for Apprehension
	Province	City/Municipality	Barangay	Sitio		
MARCH 23, 2019 1:39 AM	Occidental Mindoro	SAN JOSE	LABANWAD POBLACION		DENR PERSONNEL	UNABLE TO PRESENT PERMIT

Is/are hereby declare under apprehension on the following FACTUAL reasons:

- UNABLE TO PRESENT PERMIT
-
-

The subject forest products, conveyances, machinery/equipment, tool and implements and others apprehended should be kept and protected from defacement in any manner, destruction or loss and should not be altered or removed until otherwise ordered by the Secretary of the Department of Environment and Natural Resources or his duly authorized representative.

Done this 23 day of MARCH year 2019 at

APPREHENDING OFFICER
(Signature over Printed Name)

1. EFREN L. DELOS REYES

Position: UIC - CEMPO

Address: STOM

3. CARL EMMANUEL UPIET

Position: FOREST RANGER

Address: STOM

2. TRISTAN BENDORIO

Position: FOREST RANGER

Address: STOM

4. DONOR C. DELOSPIJA

Position: F.P.O.

Address: STOM

WITNESSES:

OWNER/CLAIMNANT/REPRESENTATIVE/DRIVER
(Signature over Printed Name)

1. QUINTIN L. NICOLAS

Position: DRIVER / OWNER

Address: SO. ENOK, BRGY.

PACOLO, MAGSAYSAY

OCC. MDO.

3. _____

Position: _____

Address: _____

2. _____

Position: _____

Address: _____

4. _____

Position: _____

Address: _____

Copy Received by:

QUINTIN L. NICOLAS

Signature over Printed Name

Date/Time

Remarks:



26 APR 2019

NOTICE OF ADMINISTRATIVE HEARING

MR. QUINTIN L. NICOLAS
So. Emok, Brgy. Paclolo,
Magsaysay, Occidental Mindoro

Dear Mr. Nicolas,

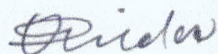
Ito po ay patungkol sa nahuling isang (1) unit ng tricycle HAOJUIE 125, kulay blue na may Plate Number DC14986, Engine Number 156FNLZ132N27336 at Chassis Number LC6PC63C0019152 na may kargang sampung (10) sakong uling na nahuli ng mga tauhan ng DENR noong Marso 23, 2019 ganap na 1:39 ng umaga sa Brgy. Labangan Poblacion, San Jose, Occidental Mindoro.

Ang nasabing sasakyan at uling ay dinala sa tanggapan ng DENR-CENRO San Jose Office sa Brgy. Labangan, San Jose, Occidental Mindoro para sa pangangalaga.

Kayo po ay aming inaanyayahan dito sa aming opisina sa **ika-7 ng Mayo, 2019 bandang 9:00 ng umaga** dito sa aming tanggapan.

Nagpapasalamat,


EFREN L. DELOS REYES
Officer-in-Charge



Brgy. Labangan, San Jose, Occidental Mindoro
Telephone No. 043-457-0236
Email Address: denrcenro_sanjose@yahoo.com



Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Brgy. Labangan, San Jose, Occidental Mindoro

May 7, 2019

SUBJECT: ATTENDANCE ON THE ADMINISTRATIVE PROCEEDING RE: APPREHENSION OF ONE (1) UNIT TRICYCLE HAOJUE 125
COLOR BLUE, WITH PLATE NUMBER DC14986, ENGINE NUMBER 156FNLZ132N27336 AND CHASSIS NUMBER LC6PC63C0019152
LOADED WITH TEN (10) SACKS OF CHARCOAL WHICH WAS APPREHENDED BY DENR PERSONNEL LAST MARCH 23, 2019 AT
BRGY. LABANGAN SAN JOSE, OCC. MINDORO.

NAME	ADDRESS	AGE	GENDER	PARTICIPATION	CONTACT NO.	SIGNATURE
Quintin Mielas	Pocululo, Magayad	57	Male		0996556018	Quintan
MAESTRO N. BAROLD	DENR- CENRO	40	FEMALE	stenoographer	0965430457	mnpomero
HEGGA S. FRACONESHU	denr-ceno	47	Male	HO	0919964654	HEG

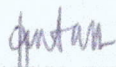
REPUBLIC OF THE PHILIPPINES)
PROVINCE OF OCCIDENTAL MINDORO) S.S
MUNICIPALITY OF SAN JOSE)
X _____ X

PINAGSAMANG SINUMPAANG SALAYSAY

KAMI, TRISTAN V. RENDORIO at CARL EMMANUEL URIETA, mga Pilipino, may mga asawa at naninirahan sa San Jose at Sablayan, Occidental Mindoro matapos makapanumpa alinsunod sa batas ay nagsalaysay ng mga sumusunod:

1. Na, kami ay mga empleyado ng DENR-CENRO San Jose, Occidental Mindoro na nakatalaga sa Forest Protection at Law Enforcement Unit;
2. Na, noong ika-23 ng Marso 2019 ganap na alas 1:39 ng madaling araw kami ay nakahuli ng tricycle HAOJUE 125 sa Brgy. Labangan Poblacion, San Jose, Occidental Mindoro;
3. Na, ang isang tricycle kulay Blue na aming nahuli ay may plakang DC 14986 , may Engine No. 156FNLZ132N27336 at may Chasis No. LC6PCD63C0019152 na may kargang sampung (10) sakong uling at minamaneho ni Ginoong Quintin Nicolas.
4. Na, amin po silang hinuli sa kadahilanang wala silang maipakitang mga legal na dokumento o permit;
5. Na, amin pong dinala ang mga nasabing sasakyan sa tanggapan ng DENR-CENRO San Jose, Occidental Mindoro para sa pansamantalang pag-impound at para sa pangangalaga;
6. Na, sa pamamagitan ng salaysay na ito upang mapatunayan ng lahat na nakasaad sa itaas para sa kaalaman ng lahat ng kinauukulan.

BILANG PATOTOO, kami ay lalagda ngayong ika- 25 ng Marso, 2019 dito sa San Jose, Occidental Mindoro.


TRISTAN V. RENDORIO
Nagsasalaysay

CARL EMMANUEL URIETA
Nagsasalaysay

SINUMPAAN AT NILAGDAAN sa harap ko ngayong ika- _____ ng _____, 2019 dito sa San Jose, Occidental Mindoro.

Doc. No.

Page No.

Book No.

Series of 2019