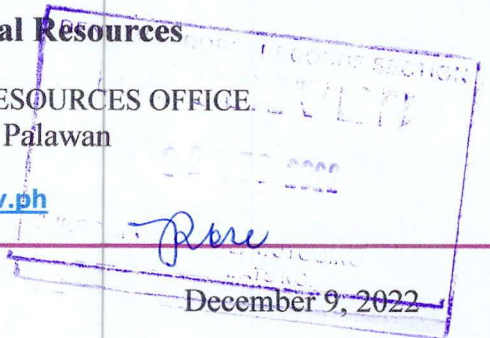




Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
Bgy. Sta. Monica, Puerto Princesa City, Palawan
Telfax No. (048) 434 - 8791
Email Add: penropalawan@denr.gov.ph



MEMORANDUM

FOR : The Regional Executive Director
DENR-MIMAROPA Region
1515 DENR By the Bay Building, Roxas Boulevard,
Barangay 668, Ermita, Manila

THRU : The OIC, Assistant Regional Director for Technical Services

FROM : The Provincial Environment and Natural Resources Officer

SUBJECT : **SUMMARY OF ADMINISTRATIVE ADJUDICATION OF THE ISUZU FORWARD WING VAN TRUCK WITH PLATE NO. NBO 5189 LOADED WITH 63 SACKS OF CHARCOAL DRIVEN BY WARREN G. GUZMAN APPREHENDED AT STA. LOURDES FOREST PRODUCT MONITORING STATION, BRGY. STA. LOURDES, PUERTO PRINCESA CITY**

Respectfully forwarded is the memorandum of CENRO Puerto Princesa, Palawan dated November 9, 2022 relative the above subject.

Per memorandum, the apprehension was made on August 22, 2022 at around 7:00 P.M. by the personnel of CENRO Puerto Princesa during the regular check point operation/activities to check the suspicious vehicle in reference to the information relayed by the informant. The team flagged down the subject vehicle and thereafter apprehended the One (1) unit Isuzu Forward Wing Van Truck with plate number NBO 5189 loaded with sixty-three (63) sacks of wood charcoal without the required permit in violation of Section 77 of PD 705, as amended. The estimated fair market value of vehicle is Php750,000.00 while the charcoal is Php15,700.00. The driver of the vehicle identified as Warren G. Guzman and requested to bring the vehicle to CENRO Puerto Princesa for safekeeping under the custody of Forester I Arjay T. Gregas. The owner of the conveyance is Mr. Reynaldo D. Cananghan, admitted during the hearing that he has a policy to the driver not to load any forest products without the proper permit. The helpers were Rogelio M. Baldera, Albert R. Sabroso and Lordy B. Magdayao while the owner of the charcoal identified as Amelita Padul, Belinda Aurino and Anabella Valdez.

Notices of hearing were sent to both parties and the hearing was conducted on August 30, 2022 in relation to Section 7 of DAO 1997-32. Further, on December 9, 2022, the PENRO Appraisal Team submitted the report to PENRO for the temporary release of the conveyance to its rightful owner upon payment of the recommended cash bond of Php874,519.03 and submission of other pertinent documents in relation to Section 9 (Temporary Release of Conveyance) of DENR Administrative Order No. 1997-32.

We concur with CENRO recommendation for the issuance of confiscation order of the apprehended 63 sacks of wood charcoal/forest product.

FELIZARDO B. CAYATOC

**DENR-PALAWAN
PENRO-RECORDS
RELEASED**

By 
Date: 13 DEC 2022 CN 22-8213



Republic of the Philippines
Department of Environment and Natural Resources
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
PUERTO PRINCESA CITY
South National Highway, Bgy. Sta. Monica Puerto Princesa City
Email Address: cenropuertoprincesa@denr.gov.ph
Tel. Fax No.: (048) 717-0702

MEMORANDUM

FOR : The Regional Executive Director
DENR MIMAROPA Region
1515 L&S Bldg., Roxas Boulevard, Ermita, Manila

THRU : The Provincial Environment and Natural Resources Officer
Sta. Monica, Puerto Princesa City

FROM : The OIC, Community Environment and Natural Resources Officer

SUBJECT : **SUMMARY OF ADMINISTRATIVE ADJUDICATION OF THE ISUZU FORWARD WING VAN TRUCK WITH PLATE NO. NBO 5189 LOADED WITH 63 SACKS OF CHARCOAL DRIVEN BY WARREN G. GUZMAN APPREHENDED AT STA. LOURDES FOREST PRODUCT MONITORING STATION, BRGY. STA. LOURDES, PRINCESA CITY**

DATE: November 9, 2022

Respectfully submitted is the summary of Administrative Adjudication of Chief Monitoring and Enforcement Section Forester Dennis Aldrin Velasco relative to the above subject.

Please be informed that this Office conducted an administrative hearing last August 30, 2022, pursuant to the Department Administrative Order (DAO) 97-32. The hearing proved that the sixty-three (63) sacks of charcoal loaded in the truck has no permit, hence it is recommended for forfeiture. However, the owner of the conveyance Mr. Reynaldo Cananghan has no knowledge of the transport of undocumented charcoal. Hence it is recommended that the conveyance be temporarily released to the rightful owner.

Upon review and evaluation of the report submitted and its attachments, the undersigned concurs with the recommendation of the Hearing Officer subject to review by the Regional Office.

DENR MIMAROPA REGION
CENRO PUERTO PRINCESA
RELEASED
NO 4649
DATE: 11-9-22
BY:

PEDRO A. VELASCO

**DENR PENRO
PALAWAN RECORDS
RECEIVED**

BY:
DATE: 11-09-2022 CN 22-10302



Republic of the Philippines
Department of Environment and Natural Resources
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
PUERTO PRINCESA CITY
South National Highway, Bgy. Sta. Monica Puerto Princesa City
Email Address: cenropuertoprincesa@denr.gov.ph
Tel. Fax No.: (048) 717-0702

ANNEX"

A

MEMORANDUM

FOR : The OIC, Community Environment and Natural Resources Officer

FROM : The OIC-DMO

SUBJECT : **ADMINISTRATIVE ADJUDICATION OF THE ISUZU FORWARD WING VAN TRUCK WITH PLATE NO. NBO 5189 LOADED WITH 63 SACKS OF CHARCOAL DRIVEN BY WARREN G. GUZMAN APPREHENDED AT STA. LOURDES FOREST PRODUCT MONITORING STATION, BRGY. STA. LOURDES, PRINCESA CITY**

DATE: **September 9, 2022**

Respectfully submitted is the summary of the Administrative Adjudication of one (1) unit Isuzu Forward Wing Van with Plate No. NBO 5189 apprehended at Sta. Lourdes Forest Product Monitoring Station.

I. FACTS OF THE CASE

On August 22, 2022 at on or about 7:00 o'clock in the evening, Team Leader Raymund Sapalo of Anilawan Forest Product Monitoring Station (FPMS) called the In-Charge, MES Forester Arjay Gregas, to inform the latter that information was sent to him thru text that a panel van bearing Plate Number NBO 5189 is loaded with an unknown number of charcoals from Roxas, Palawan. For. Gregas then instructed the duty personnel at the Sta. Lourdes FPMS to monitor and stop the said van. At around 9:00 o'clock in the evening, the said panel van was flagged down for inspection at Sta. Lourdes FPMS. Upon inspection, it was found that the vehicle was loaded with undocumented charcoal. The conveyance and its load were brought to the CENRO compound for proper inspection and issuance of apprehension receipt. Inventory of the load disclosed that there were sixty-three (63) sacks of undocumented charcoal from Roxas, Palawan. The Driver of the van Mr. Warren Guzman also admitted that the said charcoal has no permit, he just pity the shippers who begged him to load their products for their subsistence.

During the administrative hearing, Ms. Amelita Padul, Belinda Aurino and Anabella Valdez admitted that they were the owner of the said charcoals loaded in the panel van. That they had a hard time convincing the driver to load the charcoal along with their other agricultural products for transport. They pointed out that because of the hard times, they experienced from the COVID lockdown and typhoon Odette they were pushed to take the risk to transport their undocumented charcoal. That is for their daily sustenance, and survival, and to support their students who are currently enrolled upon the opening of the classes last August.

According to the owner of the conveyance Mr. Reynaldo Cananghan, it is part of his policy as the owner of the van, that they should not load any forest products without permit or any illegal products that may compromise the vehicle. And the driver and the helpers knew that very well. The purpose of the travel of the truck was to transport cement from Puerto Princesa City to Roxas, he did not know that they will load other goods going to the City. To prove that he does not tolerate the wrongdoings of his personnel, he submitted to this office last September 16, 2022 the notice of dismissal from work of the driver Mr. Warren Guzman and his helpers Rogelio Baldera, Albert Sambroso and Lordy Magdayao.



Republic of the Philippines
Department of Environment and Natural Resources
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
PUERTO PRINCESA CITY
South National Highway, Bgy. Sta. Monica Puerto Princesa City
Email Address: cenropuertoprincesa@denr.gov.ph
Tel. Fax No.: (048) 717-0702

II. NOTICE OF HEARING



The hearing was set on August 23, 2022, during the time the owner of the van and the driver went to the office the following day after the apprehension. So, they knew the schedule of the hearing which is why they were able to attend. They received the notice of hearing during the time of hearing on August 30, 2022.

III. EVALUATION

Based on the facts, it is well-settled that the respondents do not have legal documents for transporting the sixty-three (63) sacks of charcoal. There was a clear violation of the PD 705 Sec. 77 which stated that: *“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...”* However, it is also settled that the owner of the truck has no knowledge about the illegal activity of their agent and driver. He also explained that it is one of the policies that was explained to them in the beginning when they were hired that they should not load or transport any illegal products including forest products without corresponding permits.

IV. RECOMMENDATION

On this premise, it is hereby recommended that a confiscation order be issued for the 63 sacks of charcoal and that the conveyance be temporarily released to the rightful owner. It is hereby requested that the conveyance be appraised by the appraisal team for the determination the of the bond.


NORMA D. CAYATOC
Acting Hearing Officer




Republic of the Philippines
Department of Environment and Natural Resources
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
PUERTO PRINCESA CITY
South National Highway, Bgy. Sta. Monica Puerto Princesa City
Email Address: cenropuertoprincesa@denr.gov.ph
Tel. Fax No.: (048) 717-0702

ANNEXES:

- ANNEX A - Administrative Hearing Report
- ANNEX B – Spot Report supported with Geotagged Pictures
- ANNEX C – Apprehension Receipt
- ANNEX D – Notice of Administrative Hearing
- ANNEX E – Seizure Receipt
- ANNEX F – Seizure Order
- ANNEX G – Minutes of Administrative Hearing with attendance sheet
- ANNEX H - Pabatid ng Pag-alis sa Trabaho
- ANNEX I – Photocopy of Driver's License
- ANNEX J – Photocopy of OR of the Vehicle



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
PUERTO PRINCESA CITY

ANNEX"

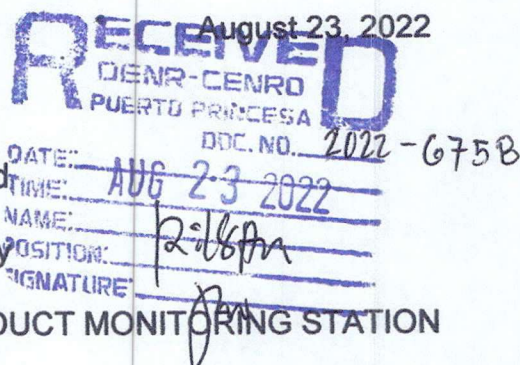
B

MEMORANDUM

FOR : The Community Environment and Natural Resources Officer
Sta. Monica, Puerto Princesa City

FROM : STA. LOURDES FOREST PRODUCT MONITORING STATION

SUBJECT : SPOT REPORT: APPREHENSION OF ONE (1) PANEL VAN LOADED WITH 63 SACKS OF UNDOCUMENTED CHARCOAL IN BRGY. STA. LOURDES, PUERTO PRINCESA CITY.



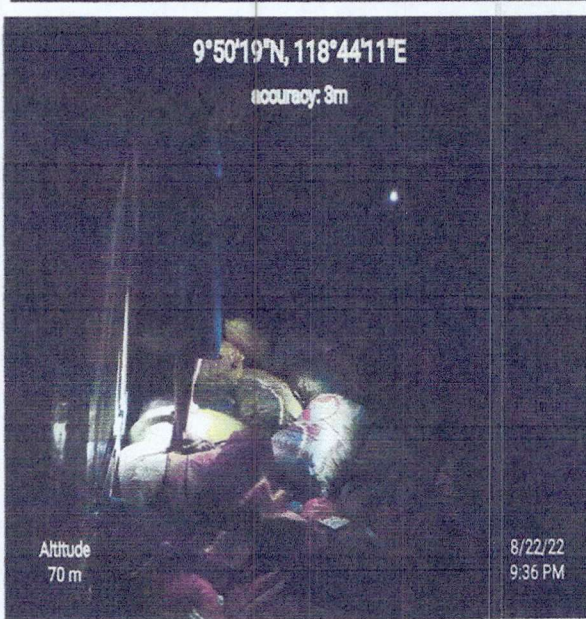
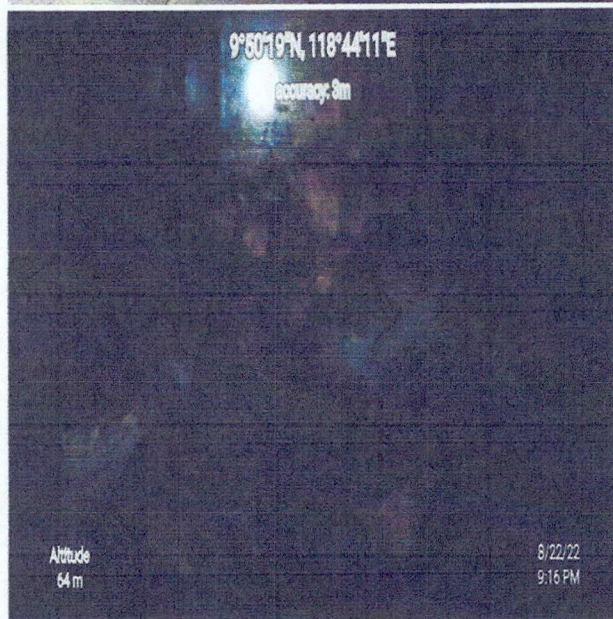
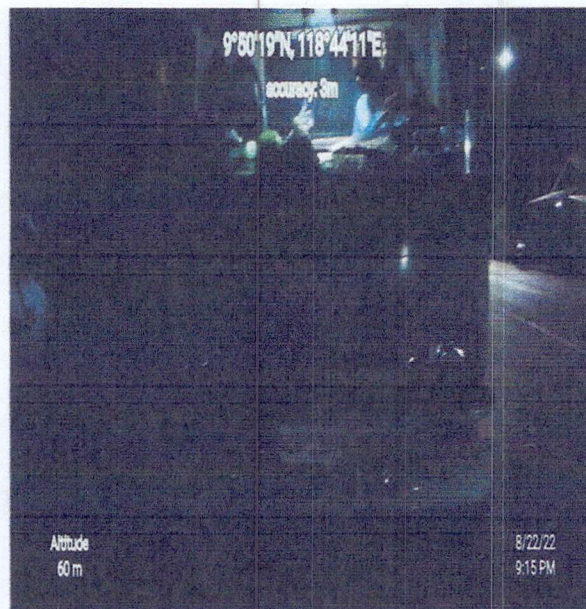
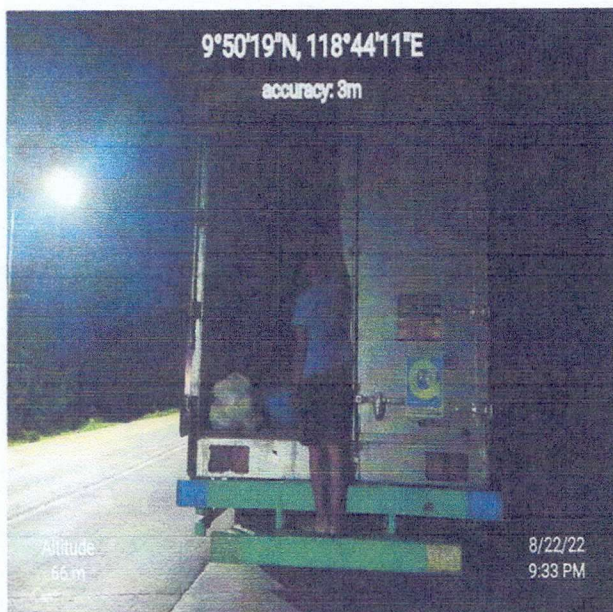
1. WHAT: Apprehension of one (1) panel van with plate number NB05189 loaded with 63 sacks of undocumented charcoal.
2. WHO: Warren G. Guzman (driver), Dumarán, Pal., Rogelio M. Baldera (helper), Lordy Magdayao (helper), Albert Sabroso, Angelita Padul and Belinda Aurino (Passengers).
3. WHEN: August 22, 2022, on or about 9:00 pm
4. WHERE: Brgy. Sta. Lourdes, Puerto Princesa City.
5. HOW: On August 22, 2022 at on or about 7:00 in the evening, Team Leader Raymund Sapalo of Anilawan FPMS called the undersigned to inform that an information was sent to him thru text that a panel van bearing plate no. NB0 5189 is loaded with unknown number of charcoal from Roxas, Palawan. The undersigned instructed the duty personnel at the Sta. Lourdes FPMS to monitor and stop the said van. It is also coordinated with OIC Chief MES Arjay Gregas. At on or about 9:00 in the evening, the said panel van was stopped and inspected at the Sta. Lourdes station. Upon inspection, it was found out that the van is loaded with undocumented charcoal. The van was later brought to the CENR Office for further inspection. It was found out that there was 63 sacks of undocumented charcoal from Roxas, Palawan. The Driver of the van also admitted that there is no permit and that the charcoal is owned by the passengers and helpers.
6. Attached: Geo tagged Photos
7. Recommendations: It is recommended that the said individuals be invited for further investigation/clarification and filing of appropriate charges if warranted

For information and further instruction.

NEIL JAMES D. VERZOSA
TL/Forest Ranger



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
PUERTO PRINCESA CITY



CERTIFICATION

TO WHOM IT MAY CONCERN:

THIS IS TO CERRTIFY, That the above geo-tagged pictures was taken by the undersigned to show the undocumented charcoal.


RYAN S. DOMONDON
Forest Ranger

Republic of the Philippines
Department of Environment and Natural Resources
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Barangay Sta. Monica, Puerto Princesa City

ANNEX" C

APPREHENSION RECEIPT

CENRO Control No.:
E-FMS No.:

This APPREHENSION RECEIPT is issued to -

Name	Address	Civil Status	Date of Birth/Age	Participation	Status of the Person
ALBERT B. SABROSO	LITTLE CARMAY, MAGNAN, PANGASINAN	MARRIED	AUG. 28, 1982	10 SACKS CHARCOAL/ PASSENGER	RELEASE / 0917-071-2131
LORDY B. MAGDANAO	LITTLE CARMAY, MAGNAN, PANGASINAN	SINGLE	FEB. 8, 2001	10 SACKS CHARCOAL/ HELPER	RELEASE / 0919-787-459
ANGELITA P. PADUL	BRGY. MAGNAN, PANGASINAN	MARRIED	JAN. 30, 1969	10 SACKS CHARCOAL/ PASSENGER	RELEASE / 0970-811-3225
ROSELIO M. BALDERA	LITTLE CARMAY, MAGNAN, PANGASINAN	SINGLE	MAY 27, 1991	10 SACKS CHARCOAL/ HELPER	RELEASE /
BELINDA B. AURINO	LITTLE CARMAY, MAGNAN, PANGASINAN	MARRIED	SEP. 15, 1961	10 SACKS CHARCOAL/ PASSENGER	RELEASE / 0971-846-0864
WARREN G. LIZMAN	STA. TERESITA, DUMARAN, PANGASINAN	MARRIED	JUNE 18, 1967	DRIVER	RELEASE / 0977-741-4302
RENALDO CARMAN				OWNER OF TRUCK	

Pursuant to the provision of P.D. 705 as amended by E.O. 277 and DENR Administrative Order No. 97-32 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	63 PCS	63	15,780	FOR. I. ARJAY GREGAS

Conveyance Involved

Type	Make/Model/Year	Plate No.	Color/Markings	O.R. No.
TRUCK	2001	NBD 5789	GREEN WITH WHITE YAN	1639 72502

Conveyance Involved (Additional Details)

Engine No.	Chasis No.	Accessories	Custodian
6HLL1-340433	FKR 25K25-7001938		FOR. I. ARJAY GREGAS

If Animal

Kind	Quantity	Gender	Age Adult/Young	Color	Color	Custodian

Equipment Involved

Type	Quantity	Details	Custodian



Republic of the Philippines
Department of Environment and Natural Resources
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
PUERTO PRINCESA CITY
South National Highway, Bgy. Sta. Monica Puerto Princesa City
Email Address: cenropuertoprincesa@denr.gov.ph
Tel. Fax No.: (048) 717-0702

ANNEX"

D

PEOPLE OF THE PHILIPPINES,
Plaintiff,

- versus -

DENR ADMINISTRATIVE CASE NO:
PPAL-CPPC-AC-2022H-007

for

**"VIOLATION OF PD 705
SECTION 77"**

WARREN G. GUZMAN ET AL.
Respondent,

NOTICE OF HEARING

TO: **WARREN G. GUZMAN**
ANGELITA P. PADUL
ROGELIO M. BALDERA
BELINDA B. AURINO
ALBERT B. SABROSO
LORDY B. MAGDAYAO
RENALDO CANANGHAN
Little Caramay, Brgy. Magara,
Roxas, Palawan

ENVIRONMENTAL GREETINGS:

Pursuant to DAO- 97-32, you are hereby notified to appear before this office on 30th day of August 2022 at 9:00 o'clock in the Morning at DENR-CENRO, Brgy. Sta. Monica, Puerto Princesa City then and there to explain in the above-entitled case regarding your participation, if any in the apprehension of One (1) Panel Truck loaded with sixty three (63) sacks of charcoal apprehended by Sta. Lourdes Forest Product Monitoring Station of DENR-CENRO.

FAIL NOT, will constitute a waiver of your right to be heard and give this office the opportunity to take other legal action.

Warren - Guzman

08-30-22

3471
8-30-22

[Signature]
PEDRO A. VELASCO
Development Management Officer-IV
OIC-CENRO



Republic of the Philippines
Department of Environment and Natural Resources
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
PUERTO PRINCESA CITY
South National Highway, Bgy. Sta. Monica Puerto Princesa City
Email Address: cenropuertoprincesa@denr.gov.ph
Tel. Fax No.: (048) 717-0702

ANNEX"

E

August 23, 2022

SEIZURE RECEIPT
No. PPAL-CPPC-SR-2022H-005

GREETINGS:

Before this Office is the Apprehension Receipt of the apprehending team re: the following forest products and/or machinery/equipment/tools/conveyance used in connection therewith, to wit:

QUANTITY	UNIT	ARTICLE & DESCRIPTION	ESTIMATED VALUE
1	Unit	2001 PANEL TRUCK	P750,000.00
63	Sacks	Charcoal	P15,700.00

NOTE: The apprehended vehicle is subject for appraisal.

Pursuant to the Provisions of Presidential Decree No. 705 otherwise known as Revised Forestry Code of the Philippines, as amended by Executive Order No. 277 and pursuant further to DENR Administrative Order No. 97-32, Series of 1997 re: Rules for the Administrative Adjudication of Illegal Forest Products and the Machinery, Equipment, Tools and Conveyance used in connection therewith, the above subject forest products and/or machinery/equipment/tools/conveyance are hereby seized hereof into government custody, pending formal administrative proceedings for the disposition hereof.

ARJAY T. GREGAS
Seizure Officer



Republic of the Philippines
Department of Environment and Natural Resources
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
PUERTO PRINCESA CITY
South National Highway, Bgy. Sta. Monica Puerto Princesa City
Email Address: cenropuertoprincesa@denr.gov.ph
Tel. Fax No.: (048) 717-0702

ANNEX" F

SEIZURE ORDER

CENRO Control No: PPAL-CPPC-SO-2022H-005
E-FMS No:

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	Specie Group	Species	Pieces	Volume/ Unit of Measure ment	Estimate Value	Impounding Area	Custo dian
NA							NA		

Minor Forest Products				
Kind	Unit of Measurement	No. of Units	Estimated Value	Custodian
Charcoal	Sacks	63	15,700.00	For. Arjay T. Gregar

Conveyance Involved					
Type	Make/ Model/ Year	Plate No.	Color/Markings	CR No.	OR No.
TRUCK	2021 Panel Truck	NBO 5189	Green with Wing Van		1639705502

Conveyance Involved (Additional Details)			
Engine No.	Chassis No.	Accessories	Custodian*
6HL1-340433	FRR35k3S-7001938	NA	For. I Arjay T. Gregas

*turned over to the highest officer of the Regional Office concerned if government-owned vehicle.

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

Equipment Involved			
Type	Quantity	Details	Custodian
NA		NA	

Implements Involved			
Type	Quantity	Details	Custodian
NA		NA	

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
1. Albert B. Sabroso	Little Caramay, Brgy. Magara, Roxas, Palawan	Married	40	Passenger	RELEASE
2. Lordy B. Magdayao	Little Caramay, Brgy. Magara, Roxas, Palawan	Single	21	Helper	RELEASE
3. Angelita P. Padul	Brgy. Magara, Roxas, Palawan	Married	53	Passenger	RELEASE
4. Rogelio M. Baldera	Little Caramay, Brgy. Magara, Roxas, Palawan	Single	51	Helper	RELEASE
5. Belinda B. Aurino	Little Caramay, Brgy. Magara, Roxas, Palawan	Married	61	Passenger	RELEASE
6. Warren G. Guzman	Little Caramay, Brgy. Magara, Roxas, Palawan	Married	55	DRIVER	RELEASE

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

Date and time of Seizure	Place of Seizure				Seizing Officer	Legal Basis for Seizure
	Province	City/ Municipality	Barangay	Sitio		
August 22, 2022/9:33PM	Palawan	Puerto Princesa City	BGY. STA. LOURDES		For. I Arjay T. Gregas	Sec. 77 of PD 705

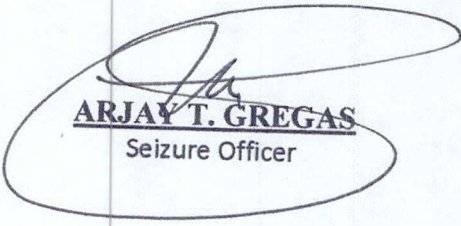
Examination Conducted by Seizure Officer:

Persons Examined	Date	Time	Place
Apprehending Officer			
Ryan Domondon	August 22, 2022	9:33 pm	Brgy. Sta. Lourdes, PPC
Nathaniel Mendoza	August 22, 2022	9:33 pm	Brgy. Sta. Lourdes, PPC

After thorough evaluation of the Apprehension Report dated August 22, 2022 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 offender is probably guilty thereof.

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

So ordered this 23th day of August, year 2022 at DENR – CENRO Office, Brgy. Sta. Monica, Puerto Princesa City, Palawan


ARJAY T. GREGAS
Seizure Officer



Republic of the Philippines
Department of Environment and Natural Resources
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
PUERTO PRINCESA CITY
South National Highway, Bgy. Sta. Monica Puerto Princesa City
Email Address: cenropuertoprincesa@denr.gov.ph
Tel. Fax No.: (048) 717-0702

ANNEX"

G

PEOPLE OF THE PHILIPPINES

***Plaintiff**

DENR ADMINISTRATIVE Case No.
PPAL-CPPC-AC-2022H-005

For

-versus-

Violation of Sec. 77 (Cutting, Gathering and/or collecting Timber or Other Forest Products without License) formerly Sec. 68 of P.D. 705 as amended by EO 277 series of 1987 and RA 7161

**WARREN G. GUZMAN, ANGELITA
P. PADUL, ROGELIO M. BALDERA,
BELINDA B. AURINO, ALBERT B.
SABROSO, LORDY B. MAGDAYAO,
RENALDO CANANGHAN**

Respondent

1st ADMINISTRATIVE HEARING

TRANSCRIPT

of the minutes of the 1st Administrative Hearing undertaken on the above-mentioned case on August 30, 2022 at 9:00 A.M. at the Community Environment and Natural Resources Office, Barangay Sta. Monica, Puerto Princesa City.

FORESTER III NORMA CAYATOC
Hearing Officer

MARK RAINER C. BONALES
Acting Recorder

Appearances:

- | | | |
|---------------------------|---|-----------------|
| 1. Norma Cayatoc | - | Hearing Officer |
| 2. Warren Guzman | - | Truck owner |
| 3. Amelita Padul | - | Respondent |
| 4. Belinda B. Aurino | - | Respondent |
| 5. Anabella Valdez | - | Respondent |
| 6. Mark Rainer C. Bonales | - | Acting Recorder |

Hearing Officer:

Magandang umaga po sa ating lahat ako po si Forester Norma Cayatoc ako po ngayon ay naitalaga bilang Assistant OIC-CENRO ng DENR-CENRO Puerto Princesa. Sa ngayon po ay magsasagawa tayo ng administrative hearing para sa nahuling isang Panel Truck na may Plate No. DO 5189. Nahuli sya noong August 22, 2022 bandang mga 9:00 ng gabi. Bago po tayo mag patuloy ay nais kung mag bigay ng mga paalala. Una ang administrative hearing ay isinasagawa sang-ayon sa DENR Administrative Order No. 97-32. Ito ay pagbibigay ng pagkakataon sa sino mang may paglabag sa Section 77 ng PD 705 para marinig ang kanilang mga panig bago magsagawa ng administrative confiscation ng mga nahuling gamit o sasakyan. Pangalawa ang mga inanyayahan sa pagdinig na ito ay sina Albert



Republic of the Philippines
Department of Environment and Natural Resources
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
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Sabroso, Amelita Padon, Belinda Aureno, Lordy Magdayao, Rogelio Baldera, Warren Guzman, Recardo Cananghan. Kayo po ba ay nakahandang magbigay ng mga salaysay sa pag dinig na ito?

Lahat: Opo Ma'am.

Hearing Officer: Pangatlo kayo rin po ay may mga karapatan na kumuha ng abogado para sa pagdinig na ito, kung inyong nanaisin. Kayo po Ginoong Cananghan kayo po ba ay nangangailangan ng abogado para sa pagdinig na ito?

Mr. Cananghan: Sana po hindi na tayo makarating sa anupaman.

Hearing Officer: Yong pagkuha naman po ng abogado ay kung medyo alanganin kayo sa pagdinig na ito at sa tingin ninyo ay kailangan ninyo ng isang abogado para magpaliwanag at tumulong sa inyo para sa mga itatanong naming. Yon po ang purpose noon. Sa tingin niyo po, kailangan nyo pa po kumuha ng abogado Mr. Cananghan?

Mr. Cananghan: Kung kailangan po.

Hearing Officer: Sa ngayon pong administrative hearing po na ito sir? Yong pagkuha ng abogado ay karapatan ninyo pero nasasa inyo po kung kakailanganin ninyo.

Mr. Cananghan: Hindi na po.

Hearing Officer: Kayo po Ma'am Angelita Padul kailangan nyo pa po ba ng abogado?

Ms. Padul: Hindi na po mam.

Hearing Officer: Si Ma'm Belinda Aureno?

Ms. Aureno: Ma'am wala din naman po kaming kakayahan na kumuha ng abogado wala din naman po kaming pambayad sa hirap ng buhay namin Ma'am.

Hearing Officer: Hindi na po kayo kukuha ng abogado?

Ms. Aureno: Hindi na po.

Hearing Officer: Kayo po Ma'am Ano po pangalan niyo?

Ms. Valdez: Annabel Valdez

Hearing Officer: Wala na po kayo dito sa invitation?

Ms. Valdez: Representative po ng pamangkin.

Hearing Officer: Sino po ang pamangkin nyo?

Ms. Valdez: Si Rogelio Valdera

Hearing Officer: Siya po ang pamangkin niyo at ikaw po ang mag rerepresent sa kanya?

Ms. Valdez: Opo.

Hearing Officer: Kayo po ang may-ari ng uling na dala ni Mr. Rogelio Valdera?

Ms. Valdez: Opo.



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Hearing Officer: Wala pong nangangailangan sa inyo na kumuha ng abogado?

Lahat: Wala po.

Ms. Valdez: Sa akin po di na po kailangan kumuha ng abogado kasi wala nga po pera yong mga tao.

Hearing Officer: Ma'am yon lang po ang sagutin niyo po kung kailangan niyo po ba ng abogado para sumagot o magpaliwanag sa mga tanong sa Administratibong Pagdinig na ito?

Ms. Valdez: Hindi na po.

Hearing Officer: Ipinapaalala din po sa inyong lahat na ito pong pagdinig ay recorded at kayo po ay hindi pinahihintulutan na magrecord ng pagdinig na ito. Maliwanag po ba?

Lahat: Opo.

Hearing Officer: Kung wala naman po ay magpatuloy na po tayo sa ating Administrative Hearing. Ang una ko pong nais tanungin ay yon pong mga pasahero na may dala po ng mga uling. Ma'am maari po bang ipakilala niyo ang iyong sarili, saan po nakatira, kailan ipinanganak, may asawa o wala. Paki pakilala po ang iyong sarili?

Ms. Amelita Padul: Ako po si Amelita Padul nakatira sa Brgy. Magara, Roxas, Palawan.

Hearing Officer: Kailan po kayo ipinanganak?

Ms. Amelita Padul: January 13, 1969.

Hearing Officer: Sa abot po ng inyong pagkakatatanda sa mga pangyayari. Nasaan po kayo nong Augsut 22, 2022?

Ms. Amelita Padul: Sa Magara po?

Hearing Officer: Magara po kayo? Pagkatapos?

Ms. Amelita Padul: Nagbiyahe po papuntang Puerto.

Hearing Officer: Nagbiyahe po kayo? Mga anong oras po kayo umalis ng Magara?

Ms. Amelita padul: Mga 6 po ng hapon po Ma'am.

Hearing Officer: Bakit kayo bumiyahe papuntang Puerto?

Ms. Amelita padul: Kasi Ma'am nagkarga ako ng uling.

Hearing Officer: Ilang sako po ng uling ang ikinarga niyo?

Ms. Amelita Padul: Sampu po Ma'am.

Hearing Officer: Gaano na po katagal kayong nagkakarga ng uling?

Ms. Amelita Padul: Bago pa lang po nagkaraga Ma'am.

Hearing Officer: Bago pa lang po kayo nagkarga ng uling? Sinasabi niyo po first time?



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Ms. Amelita Padul: Opo Ma'am.

Hearing Officer: Bakit doon kayo sa panel truck nagpakarga ng uling?

Ms. Amelita Padul: Kasi gilid din ng highway ang bahay namin. Pinapara ko siya at pinakarga ko ang uling.

Hearing Officer: Sa tabi ng highway ang bahay ninyo pagkatapos ay dumaan siya at pinara ninyo siya at pinakarga ninyo ang uling. Bakit po sa kanya? Talaga po bang nagkakarga siya ng uling?

Ms. Amelita Padul: Hindi po Ma'am nagpakarga lang po kami.

Hearing Officer: Pero kilala po ninyo yong driver?

Ms. Amelita Padul: Opo Ma'am. Hindi nga po siya sana magkarga Ma'am kasi bawal daw.

Hearing Officer: Ano pong nangyari at bakit naikarga kung ayaw niyang ikarga?

Ms. Amelita Padul: Pinakarga ko po Ma'am.

Hearing Officer: Saan niyo po sana dadalhin ang uling?

Ms. Amelita Padul: Sa mga anak ko Ma'am.

Hearing Officer: Saan po yong mga anak niyo?

Ms. Amelita Padul: Sa BM po Ma'am.

Hearing Officer: Dito po nakatira ang anak niyo?

Ms. Amelita Padul: Yong iba po dito nakatira yong iba po nag-aaral.

Hearing Officer: Nag-aaral. Dadalhan niyo ng sampung sako ng uling?

Ms. Amelita Padul: Hindi po yong limang sako po kasi Ma'am para sa kapatid ko tapos yong lima para sa mga anak ko.

Hearing Officer: Ang konsumo nila sa uling doon nanggagaling sa Roxas ipapadala mo dito?

Ms. Amelita Padul: Opo Ma'am.

Hearing Officer: Gaano na kayo katagal nagpapadala ng uling sa kanila?

Ms. Amelita Padul: Minsan lang Ma'am nagpadala kami mga dalawang sako lang.

Hearing Officer: Pero ang konsumo nila sa uling ay doon nanggagaling?

Ms. Amelita Padul: Opo Ma'am.

Hearing Officer: Gaano na kayo katagal nagsimula magpadala ng uling? O ibig sabihin kailan pa nag-aral ang mga anak niyo?

Ms. Amelita Padul: Matagal na po Ma'am.

Hearing Officer: Matagal na? 2018,2019,2020?



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Ms. Amelita Padul: 2017 po Ma'am.

Hearing Officer: Simula nong 2017 may mga anak na po kayo dito na pinapadalhan ng uling?

Ms. Amelita Padul: Opo Ma'am.

Hearing Officer: Kung hindi kayo sa kanila nagpapadala ng uling saan kayo nagkakarga ng uling?

Ms. Amelita Padul: Sa Bus po Ma'am.

Hearing Officer: Anong bus?

Ms. Amelita Padul: San Isidro po Ma'am.

Hearing Officer: Maliban sa San Isidro ano pang kinakargahan niyo ng uling?

Ms. Amelita Padul: Yon lang po Ma'am.

Hearing Officer: San Isidro, tapos nagkataon nagkarga kayo sa kanila.

Ms. Amelita Padul: Opo Ma'am.

Hearing Officer: Nakailang beses na kayong nakikarga ng uling sa kanila?

Ms. Amelita Padul: Mga tatlong beses na po.

Hearing Officer: Sa Truck niya? Naka tatlong beses na.

Hearing Officer: Wala na po akong gustong tanungin maliban na lang kung meron ka pang gustong sabihin?

Ms. Amelita Padul: Wala na po Ma'am.

Hearing Officer: Wala na po kayong gustong sabihin Ma'am? Ibang information na hindi ko naitanong baka gusto niyong sabihin. Saan nanggagaling ang uling niyo?

Ms. Amelita Padul: Ma'am sa Magara lang din po binibili lang din namin.

Hearing Officer: Ano yan uling bakawan?

Ms. Amelita Padul: Hindi po Ma'am.

Hearing Officer: Anong klaseng uling?

Ms. Amelita Padul: Mga tira-tira po ng bagyong Odette.

Hearing Officer: Meron kayong regular na binibilihan ng uling doon sa Magara?

Ms. Amelita Padul: Opo Ma'am.

Hearing Officer: Nagtitinda ng uling. Ano yon tindahan o siya mismo ang nag-uuling?

Ms. Amelita padul: Siya mismo ang na- uuling.

Hearing Officer: Sila rin mismo ang nag-uuling. Pwede bang malaman ang pangalan?



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Ms. Amelita Padul: Egor po Ma'am yong pangalan ng binibilhan namin ng uling.

Hearing Officer: Taga Magara din siya?

Ms. Amelita Padul: Opo Ma'am.

Hearing Officer: Meron pa po kayong gustong sabihin?

Ms. Amelita Padul: Wala na po Ma'am.

Hearing Officer: Si Ma'am ano po ang iyong pangalan o maari po bang ipakilala ang iyong pangalan, saan nakatira, saan kayo pinanganak?

Ms. Belinda Aureno: Ako po si Ginang Belinda Aureno po nakatira sa Sityo Little Caramay, Brgy. Magara, Roxas, Palawan. Ako po ay ipinanganak noong September 15, 1961 sa Salvacion Roxas, Palawan.

Hearing Officer: Pinanganak kayo sa Salvacion pero sa Magara na po kayo ma naninirahan?

Ms. Belinda Aureno: Opo sa Brgy. Magara. Sitio Little Caramay.

Hearing Officer: Meron po kayong anak Ma'am? Ilan po?

Ms. Belinda Aureno: Meron po tatlo po.

Hearing Officer: Yong mga anak niyo malalaki na?

Ms. Belinda Aureno: Opo.

Hearing Officer: Ano po ang inyong hanapbuhay?

Ms. Belinda Aureno: Sa bahay lang din po tapos nagdeliver deliver ng mga produkto po namin dito sa bayan.

Hearing Officer: Ano ano ang mga dinideliwer ninyo dito sa bayan na mga produkto?

Ms. Belinda Aureno: Saging po at saka mga kalamansi kaya lang po Ma'am yong saging ko ngayon naubos na mga produkto naubos ng Bagyong Odette kaya po Ma'am hindi na po kami nakakapag deliver ng saging at kalamansi na lang po sa ngayon ang nadideliwer namin.

Hearing Officer: Maliban po sa kalamansi at saging meron pa kayong ibang dinideliwer?

Ms. Belinda Aureno: Gabi mga pang gulay mga ganun po.

Hearing Officer: Yon ang mga produkto niyo. Tungkol po sa pangyayari noong August 22, 2022 nasaan po kayo noon?

Ms. Belinda Aureno: Nasa biyahe po kami Ma'am. Kasi nagbiyahe po ako Ma'am magdideliwer po ng mga produkto ko dito sa Puerto.

Hearing Officer: Ma'am nagbabiyahe po kayo ng mga produkto niyo noong August 22, 2022?

Ms. Belinda Aureno: Opo Ma'am nagsakay po ako sa Clarisse. Yong mga produkto ko po Ma'am ay pinasasakay ko lang po sa mga top down dito tapos dinadala po namin sa may



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Brgy. Magara at doon po kami nag aabang ng makakargahan ng aking mga produkto papuntang Puerto.

Hearing Officer: Ano po yong Clarisse bus ba yon o jeep o top down?

Ms. Belinda Aureno: Truck po Ma'am na close van po Ma'am.

Hearing Officer: Yang truck na yan yong Clarisse na tinutukoy mo?

Ms. Belinda Aureno: Opo Ma'am doon po ako nagkakarga.

Hearing Officer: Yong sinasabi ninyo na mga produkto ninyo hahakutin ng top down papunta sa Brgy. Magara at doon ikakarga ni Clarisse.

Ms. Belinda Aureno: Opo doon na po kami nag-aabang.

Hearing Officer: Pag nagpapa biyahe ka ng iyong mga produkto suki niyo si Clarisse?

Ms. Belinda Aureno: Minsan lang po Ma'am kasi wala din siya minsan na biyahe. Pag wala po siyang biyahe nakikisakay lang po ako sa San Isidro.

Hearing Officer: Pero suki din po kayo ni Clarisse sa mga pangarga ninyo?

Ms. Belinda Aureno: Opo, suki po kami pag may biyahe po sila na nagkataon na may biyahe kami nakikisakay po kami sa kanya.

Hearing Officer: Pag may mga pangarga po sa Magara karamihan si Clarisse ang nagbabiyahe?

Ms. Belinda Aureno: Pag nagkakataon po na may biyahe siya pero pag wala po siyang biyahe commute lang po ako sa ibang sasakyan.

Hearing Officer: Noong August 22, 2022 kasama po ba kayo sa byahe ni Clarisse?

Ms. Belinda Aureno: Opo Ma'am.

Hearing Officer: Nandoon kayo sa loob ng van, san kayo nakaupo doon?

Ms. Belinda Aureno: Sa front seat Ma'am.

Hearing Officer: Kayo lahat Ma'am sa front seat nakaupo?

Ms. Belinda Aureno: Opo Ma'am.

Hearing Officer: Ano po ang pangarga niyo?

Ms. Belinda Aureno: Yong time na yon ang mga pangarga ko kalamansi at gabi at saging po.

Hearing Officer: Maliban sa kalamansi sa saging at gabi may iba pa ba?

Ms. Belinda Aureno: May karga po ako na uling Ma'am.

Hearing Officer: Ilang sako?

Ms. Belinda Aureno: Ang karga ko po noong time na yon ay 20 kasako Ma'am kasi yong 10 sako po sana ay dadalhin ko sa mga anak ko kasi yong mga anak ko po Ma'am dito nagtatrabaho sa Puerto. Sabi nila Nanay kung pwede dalhan niyo kami ng uling



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dito kasi ang uling dito mahal po. Nagpadala po ng pera ang mga anak ko ipambili ko ng uling doon kaya nakiusap kami sa driver kung pwede niya maikarga. Pumayag siya na maikarga kaya ikinarga po namin. Yong sampung sako ko po na uling yong limang sako doon iwan ko sana sa palengke at yong limang sako sa mga kaibigan ko po na nag paorder ng mga uling na kung pwede raw dalhan ko po sila ng uling. Kaya po napilitan po ako na magdala ng uling kasi po Ma'am yong mga tao po doon sa amin pagwala na pong mga produkto nag uuling uling po sila kaya kahit wala akong pera pinapadala lang po nila sa akin para pagbalik daw bayaran ko lang sila ebenta ko lang raw yong uling kasi doon sa amin wala rin silang mga hanapbuhay.

- Hearing Officer: Magkano po yong uling doon?
- Ms. Belinda Aureno: 150 po Ma'am yong pabenta po ng may-ari.
- Hearing Officer: Ano po yong 150 yong malaking sako o regular?
- Ms. Belinda Aureno: Yong malaki po Ma'am.
- Hearing Officer: Yong parang double sack.
- Ms. Belinda Aureno: Opo Ma'am.
- Hearing Officer: Sino-sino po yong mga tao na kinukunan niyo ng uling?
- Ms. Belinda Aureno: Yong mga bata lang din po Ma'am na nag-uuling uling.
- Hearing Officer: Ano kaya ang mga inuuling nila na yan?
- Ms. Belinda Aureno: Yong mg tira-tira po Ma'am ng Bagyong Oddette mga nabagsak po ng bagyo. Yong iba Ma'am, mga mangium pa Ma'am yong mga dulo po Ma'am ng mga pinaglagari-an pa Ma'am na mayroong mga lisensya po sa kahoy.
- Hearing Officer: Paano mo nalaman na meron silang lisensya?
- Ms. Belinda Aureno: Kasi po Ma'am kapitbahay po namin sila.
- Hearing Officer: Nakita nyo po yong lisensya nila?
- Ms. Belinda Aureno: Hindi ko pa po nakita yong lesinsya nila, pero alam ko na may lisensya sila kasi meron po silang tindahan at saka naga cutting po sila ng mangium.
- Hearing Officer: Kailan po kayo nagsimula magbiyahe biyahe ng mga uling?
- Ms. Belinda Aureno: Noong time lang po na yon Ma'am kasi alam ko po yan na bawal kaya hindi po talaga ako naga ganyan. Napilitan lang po ako Ma'am kailangan lang po kasi ng pera.
- Hearing Officer: Magkano ang pamasaha ng isang sakong uling sa truck?
- Ms. Belinda Aureno: 60.
- Hearing Officer: 60 pesos ang isang sako ng uling tapos bibilhin niyo ng 150.



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- Ms. Belinda Aureno: Wala din po ako tinutubo doon at hindi din po ako nag tutubo doon kasi tulong ko lang po sa mga tao doon kasi nakikiusap lang. Yong sa sampung sako Ma'am yong mga anak ko din po yong nagpadala ng pera kaya binilihan ko po sila tatlo po kasi sila dito Ma'am na nagtatrabaho.
- Hearing Officer: Sinasabi niyo po Ma'am na yong mga nag-uuling na kinukunan niyo ngayon lang po yan pag katapos ng Odette?
- Ms. Belinda Aureno: Opo Ma'am. Ngayon ngayon lang din po kasi yan Ma'am kasi hindi din naman po yan sila nag-uuling Ma'am ngayon lang po yan nong panahon ng Odette may mga hanapbuhay din po sila ngayon lang lang Ma'am wala din kasi sila mapagkukunan ng mga pambili po nila ng kanilang mga pagkain.
- Hearing Officer: Yong mga anak niyo po lagi po sila kumukuha ng uling doon sa Magara?
- Ms. Belinda Aureno: Wala po. Dito po sila bumibili kaya lang sabi niya Nanay kung may mabibilhan ka doon ng uling bilihan niyo na lang kami magpadala kami ng pera para makabawas kami dito ng gastos. Dito kasi mahal ang binibilihan namin ng uling nagrerenta pa kami ng boarding house bayad pa ng ilaw, tubig.
- Hearing Officer: Twenty (20) sako yong ikinarga ninyo, sampung sako para sana sa mga anak mo, limang sako para sa palengke at limang sako para doon sa mga nag-angkat at yon ay binili ninyo or kinuha ninyo doon sa mga nag-uuling sa inyong lugar. Pinapadala nila at ibabalik mo lang yong bayad sa kanila na 150 kada sako at ang pamasahang sa van ay 60 pesos.
- Ms. Belinda Aureno: Opo Ma'am. Sila na po ang sasagot ng pamasahang ang linis na lang po nila 90 pesos.
- Hearing Officer: Wala na po akong gustong tanungin sayo Ma'am maliban na lang kung may gusto pa kayong sabihin.
- Ms. Belinda Aureno: Ako Ma'am kung pwede po sana nakikiusap po kami na sana Ma'am 'wag na po kami sampahan ng kaso kung pwede po Ma'am mapagpasensyahan niyo po kami. Kasi first time lang din po namin to Ma'am sa totoo lang po talaga first time lang po ako nagkarga ng uling na yan hindi ko po yan negosyo hindi ko po hanapbuhay yan tumutulong lang po ako sa mga tao na naghihirap din don sa amin at saka sa mga anak ko po may sahod din po sila pero kulang pa rin po sa mga pang araw araw nila kaya mam napilitan lang po ako. Nakikiusap po ako sa inyo kung pwede po mam mapasensyahan nyo po kami.
- Hearing Officer: Sige po tapos na po ako sa inyo ang susunod ay si Ma'am. Ma'am ipakilala nyo po ang inyong sarili, saan kayo nakatira at bakit kayo nandito?
- Ms. Anabella Valdez: Ako po si Anabella Magdayao Valdez nakatira po sa So. Little Caramay, Magara.
- Hearing Officer: May asawa po ba kayo:
- Ms. Anabella Valdez: May asawa po, may mga anak po. Ang anak ko po ay sampu, anim ang buhay, apat ang patay kaya ito nakasali ako dito. Ako nga wala doon dahil ito sila nakikiusap ako sa kanila isingit din yong uling ko kasi yong nagbabananacue



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diyan sa palengke palagi na lang naga ulit-ulit na nong time na nag Odette hindi na ako nakapadala dala yong mga tao pilit ng pilit Nanay Bella maawa ka na rin wala na kaming makukunan ng uling kaya yong uling nila noon kahit papano pinapalitan ko ng bigas kay wala naman silang bigas. Sabi ko aanuhin ko man ang uling na yan, wala ding sasakyan na pirmanente dito na di katulad noon nakakasingit-singit tayo sa lima limang sako ay alam ko hanggang sampu lang ang makakarga ngayon pa lang nagkataon nagsabi kasi ako dito sa mga kaibigan ko mga kapitbahay ko rin isa sa Magara ito pamangkin ko singitan din ninyo ako kahit limang sako nagkataon nakalagay sila ng sampu. Tagal na simula noong nagbagyo yong mga tao nakikiusap din sa akin na palitan ng bigas dahil nagtanim sila ng gulay ang abuno at saka ang piste sa talong masyado murang mura ang gulay. Hindi sila makabili ng bigas sa madaling sabi dahil tayo ay tao rin may puso may pagmamahal sa mahihirap naaawa po ako yong mga tao talaga hindi ko matiis kaya nakikiusap din po ako na kontakin niyo ako kasi yong nagbananacue diyan sa palengke sige lang Nanay Bella kahit dalawang sako. Sabi ko Ma'am wala akong tinutubo diyan sampung piso lang.

- Hearing Officer: Kayo po ba ay kasama doon sa nagbyahe ng uling noong August 22, 2022?
- Ms. Anabella Valdez: Hindi po ako nakasama pero pinaki-usap ko lang sa pamangkin ko.
- Hearing Officer: May ipinadala kayong uling ilang sako po?
- Ms. Anabella Valdez: Sampu po.
- Hearing Officer: Sampung sako. Para saan po yon?
- Ms. Anabella Valdez: Yong limang sako dun na palaging nag-ulit ulit sila yong nagbibigay ng pera para makabananacue sila. Di ko na pinapatungan sampung piso lang makasingit lang ang sa akin nagkataon nakasingit sila ng sampu simula kasi pa nung bagyo nasira ang aming mga pananim simula noon hindi na kami nakapadala kasi nong bagyong Odette.
- Hearing Officer: Hindi kayo kasali sa biyahe pero meron kayong pinasabay na sampung sako ng uling kanino nyo po pinasabay yon?
- Ms. Anabella Valdez: Dito sa kanila sa truck niya.
- Hearing Officer: Kayo din po ang nakipag-usap sa kanya?
- Ms. Anabella Valdez: Opo. Matagal na hindi na siya nagkakarga sabi ko hindi na rin kayo naawa sa akin noon nakakasingit-singit ako tatlo, lima. Noon may mga pangarga pa kaming mga saging pinupuntahan pa kami ng truck doon sa looban sa ganung lugar kami lang ang papasukin kahit lugi sila sa krudo.
- Hearing Officer: Yon lang po yong partisipasyon niyo nagpasama kayo ng sampung sako ng uling sa kanya. Sige po wala na po akong gustong itanong sa inyo maliban na lang po kung meron pa kayong gustong idagdag sa salaysay niyo?
- Ms. Anabella Valdez: Ma'am nakikiusap po ako maawa din po kayo sa aming mahihirap hindi naman po kami masamang tao. Maawa po kayo sa amin dahil sa pagmamahal sa aming



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kapwa napahamak kami kaya nakikiusap po kami na tulungan po ninyo kami kung ano ang dapat naming gawin.

Hearing Officer: Okey po Ma'am salamat po. Ang sunod ko pong tatanungin ay si Sir Warren De Guzman pakipakilala po ang inyong sarili saan kayo nakatira, saan kayo pinanganak, may asawa ba?

Mr. Warren Guzman: Ako po si Warren Guzman pinanganak po sa Coron, Palawan pero matagal na po ako nakatira dito sa Roxas, Palawan. Pero yong asawa ko taga Sta. Teresita, Dumarang kasalukuyan pong nagdadrive ako ng saksakyan ni Mr. Cananghan. Pumara po sila nakikiusap na kung pwedeng ikarga yong mga pangarga nila kaya naawa din ako sinakay ko na lang kasi wala din naman akong pangarga papunta ng puerto kasi magkuha lang din kami doon ng semento.

Hearing Officer: Gaano na kayo katagal Sir na driver ni Mr. Cananghan?

Mr. Warren Guzman: Dalawang taon na po Ma'am.

Hearing Officer: Sa mga panahon na yon, ano po ang mga binabiyahe niyo?

Mr. Warren Guzman: Ma'am pag may mga kopra po na nakokontak na pangarga binababa ko dito kung minsan may karga ako ng tangke ng oxygen sa ospital po hanggang ngayon Ma'am yon pa din ang kinakarga ko malimit.

Hearing Officer: Nagkakarga din po kayo ng mga produkto?

Mr. Warren Guzman: Opo Ma'am yong panahon na wala pa po yong Odette papasok po doon sa bukid nila tuwing Biyernes po ang pasok ko doon kasi ini schedule ko nga kung magpasok ako doon at wala silang pangarga doon wala din kaming kikitain.

Hearing Officer: Ganoon ang routine ng iyong pagdadrive naghahanap kayo ng mga pangarga. Kung minsan ay may mga tangke ng oxygen sa ospital, kasama po doon sa mga ikinakarga ninyo yong mga produkto nila?

Mr. Warren Guzman: Opo Ma'am pag yong may tawag sila at sasabihin nilang may pangarga silang saging pero ngayon Ma'am wala ng saging.

Hearing Officer: Yong uling po?

Mr. Warren Guzman: Yong uling nila Ma'am diyan lang sa highway po pinapara lang po nila ako Ma'am.

Hearing Officer: Pero nagkakarga din po kayo ng uling?

Mr. Warren Guzman: May nagpapakarga sa akin tag dalawang sako kinakarga ko na rin kasi pangpadala lang sa mga anak nila na nag-aaral dito.

Hearing Officer: Gaano karami ang ikinakarga niyong uling sa isang byahe?

Mr. Warren Guzman: Ma'am yon lang po yon nagkataon na maramirami kasi wala akong pangarga pababa dito. Pero yong mga dating biyahe ko mga isang sako, dalawang sako lang nadadaan ko diyan sa highway kung pwede raw makapadala sa anak nila.



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Hearing Officer: Noon pong August 22, 2022 pwede bang isalaysay ninyo ang pangyayari kung paano kayo nahuli?

Mr. Warren Guzman: Noong pagdating na po kami sa Sta. Lourdes napara po kami doon sa checkpoint kaya naghinto po ako kasi checkpoint yan pinabuksan po nila yung truck.

Hearing Officer: Sino po ang nagbukas?

Mr. Warren Guzman: Ako po Ma'am.

Hearing Officer: Ikaw mismo ang nagbukas.

Mr. Warren Guzman: Opo Ma'am sabi po ng sa checkpoint buksan daw.

Hearing Officer: Ano pong sinabi? Mga taga DENR ba ang nanghuli sa inyo?

Mr. Warren Guzman: Opo. Sabi kong pwede raw maakyat ayon inakyat nila nakita nga po nila yong mga uling doon yon lang.

Hearing Officer: Ano pong mga ibang sinabi nila doon sa inyo?

Mr. Warren Guzman: Imbistigahan lang po kung saan galing sabi ko napick-up lang sa daan kasi kinarga ko na din kasi akala ko may permit di na din kasi ako nagtanong kung may permit o wala.

Hearing Officer: Hindi po kayo nagtanong kung may permit o wala basta nakiusap sainyo na ikarga yong mga uling nila kinarga niya na lang.

Mr. Warren Guzman: Opo, noong una nga ayaw ko sana talaga kasi alam kong bawal. Yan kasi nagsabi na sakin noon si Mr. Magbanua yong doon sa Anilawan nakita niya yong karga. kong dalawang sakong uling. Sabi niya Sir bawal po yang uling, sabi ko Sir dalawa lang naman yan kaya hindi na ako nagkarga-karga ng uling. Noong time na yon noong August 22, naawa na rin ako sa kanya ang tagal ko nga doon kaya lang sa sobrang pakiusap nila, naawa na rin ako sa hirap ng buhay ngayon.

Hearing Officer: Yong mga kinarga mong 63 sacks ng uling isang pick-apan lang?

Mr. Warren Guzman: Opo Ma'am isang pick-apan lang doon nila inipon sa isang bahay sa may kamag anak ata nila yon don sila nagpahinto.

Hearing Officer: Ibig sabihin nakausap mo na ba sila dati o noong time lang na yon?

Mr. Warren Guzman: Yong time na yon.

Hearing Officer: Yong time lang na yon pinara kayo at hinintuan niyo sila?

Mr. Warren Guzman: Nagpapara po.

Hearing Officer: Sinong nagpara?

Mr. Warren Guzman: Naghinto po ako akala ko kasi kung ano lang ipapadala magkakarga pala ng uling. Tagal ko nga doon ayaw ko nga sana talaga magkarga kaya lang naawa din nga talaga ako sa mga tao.



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Hearing Officer: Naawa kayo ikinarga niyo yong 63 sacks ng uling. Ano pong usapan sa 63 sacks na naniningil kayo ng pamasaha?

Mr. Warren Guzman: Opo Ma'am kasi pandagdag nadin po yon sa pambili ng krudo kasi mahal na din po talaga ang krudo Ma'am.

Hearing Officer: Magkano po ang singil ninyo per sako?

Mr. Warren Guzman: Dati diyan pagkaalam ko 40 lang ang singil kasi yong pinapadala sa akin tag isang sako ba binibigyan nila ako ng 40 pesos sabi ko nga dagdagan na din nila kasi sa mahal ng krudo natin kaya pumayag sila sa 60 pesos.

Hearing Officer: May pag-uusap kayo na 60 pesos ang pamasaha nila.

Mr. Warren Guzman: Opo Ma'am.

Hearing Officer: Tapos kinarga niyo na? Pinasasakay niyo din sila sa sasakyan?

Mr. Warren Guzman: Opo mam sumakay itong dalawa.

Hearing Officer: Hindi po ba bawal magpasakay ng pasahero? Sila ba may bayad din ng pamasaha?

Mr. Warren Guzman: Wala po Ma'am. Hindi ko na rin sinisingil.

Hearing Officer: Pero hindi bawal sa inyo sa mga delivery trucks na mag sakay ng pasahero?

Mr. Warren Guzman: Bawal nga po yan Ma'am kaso sinakay ko na lang kasi dalawa lang din sila.

Hearing Officer: Wala na akong gustong itanong maliban na lang kung may gusto ka pang sabihin?

Mr. Warren Guzman: Wala na po Ma'am.

Hearing Officer: Ang susunod na tatanungin ko ay si Mr. Reynaldo Cananghan. Maari po bang ipakilala ang iyong sarili?

Mr. Reynaldo Cananghan: Ako po si Cananghan, may asawa nakatira po ako sa may Brgy. 4.

Hearing Officer: Saan ka Sir ipinanganak?

Mr. Reynaldo Cananghan: Ipinanganak ako sa Iloilo.

Hearing Officer: Kailan ka po Sir ipinanganak?

Mr. Reynaldo Cananghan: December 9, 1967 at lumipat po kami dito ng Roxas, Palawan 1980 pa po dito na rin kami tumagal naglalagi ako rito sa Brgy. Abaroan, Roxas din po. Doon ako sa farm ko araw araw. Ito naman yong driver ko pag may biyahe naman yan siya nagpapaalam lang kasi doon naman sa bayan yong truck. Ang pagkakaalam ko yan sa kanya ang kinakaraga niya lang semento at saka yong mga saging daw galing Magara yong malimit niyang kinakarga at saka kopra minsan acyteline yong tangke. Pero noon pa man yan Ma'am noong nagsimula nagdrive sa akin nag-usap talaga kami niyan ng masinsinan na hindi talaga pwede kumarga ng walang permit katulad ng mga kahoy o kung anong bagay diyan na kailangan ng permit. Noong time na ma-entership yong sasakyan nong August 22 parang nalanta ako. Parang binagsak ako sa upuan ko kasi hindi ako makapaniwala na



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kakargahan ng uling yang truck ko dahil alam ko naman na bawal yan. Kinausap ko yong driver ko sabi ko bakit kinargahan mo ng uling alam mo na ang hirap hirap ng buhay ngayon ultimo pangkrudo hirap tayo kung saan tayo magkuha. Ito naman siya syempre mabait din nakikiusap din yong may karga pumayag din siya sabi ko alam mo yan lang din ang hanapbuhay natin nag-iisa lang yong truck natin isang piraso lang isang beses lang magbiyahe ng isang linggo magkano lang ang kinikita natin diyan dalawang libo ang college ko dalawang piraso paano ako makapaaral nyan?

Hearing Officer: Sir tanong po ako kailan po kayo nagsimulang magnegosyo ng trucking?

Mr. Reynaldo Cananghan: 2015 may truck na po ako ang biyahe Ma'am El Nido ang karga noon Ma'am semento at saka bakal galing ng Berseks. Pero simula noong mag COVID Ma'am nabreakdown na yong mga sasakyan hindi nga ako maka maintenance ng sasakyan ko dahil sa hirap ng kita dagdagan pa ngayon ng kay Odette Ma'am. Ang mga anak ko Ma'am parang sabi ko nga parang hindi ko na kayang paaralin ang mga anak ko sabi ko yong dalawang libong kinikita natin sa bawat biyahe paano natin pagkakasyahin sa araw araw natin.

Hearing Officer: Nag start po kayo noong 2015 kailan nyo po siya simulang kinuha bilang driver?

Mr. Reynaldo Cananghan: Nitong mga 2 years na po noong 2020.

Hearing Officer: Nong 2020 noong nagsimula na magbalik ang mga biyahe. Ano po ang usapan niyo bilang siya po ang driver niyo swelduhan ba sya monthly?

Mr. Reynaldo Cananghan: Porsyentuhan lang po kung magkano kinikita namin halimbawa kung ilan lang yon lang aawasan namin yong gastos sa pahenante niya kung minsan nag poporsyento lang sya ng 500 dalawang araw ay sa akin sabi ko kahit ilan lang diyan basta meron basta wag lang tayong gutumin.

Hearing Officer: Sinasabi niyo po Sir na maliwanag naman sa kanya na hindi pwedeng kargahan ng anumang produktong gubat nagkataon lang na may awa siya?

Mr. Reynaldo Cananghan: Opo, naawa lang daw talaga siya dahil sa pakiusap kasi wala nga daw mapadalhan. ngayon sa sobrang awa niya sabi ko ang naperwisyo tayo pati ikaw na driver ang hanapbuhay natin.

Hearing Officer: Wala na po akong gustong itanong maliban na lang po kong may gusto pa kayong sabihin.

Mr. Reynaldo Cananghan: Sana po Ma'am matulungan niyo po kami hindi na rin maimpound yong sasakyan namin kasi gutom talaga, marami ang maaapektuhan yong driver yong buong pamilya.

Hearing Officer: Yong tungkol po kasi sa sasakyan may mga regulasyon po tayo pwede pong temporary release yong sasakyan pero kailangan niyong pyansahan. Ang sabi po sa regulation pag nag piyansa ka temporary release 125 percent ang halaga ng sasakyan halimbawa kung 100 thousand ang halaga ng sasakyan 125 thousand ang piyansa.

Mr. Reynaldo Cananghan: Saan po kami kukuha noon Ma'm?



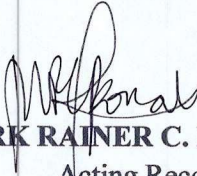
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Hearing Officer: Tapusin na po muna natin ang ating administrative hearing at para sa ibang detalye po si Forester Arjay T. Gregas na lang po ang mag papaliwanag sa inyo. Ngayon po ay tinatapos ko na ang ating pag dinig maliban nlang kung mero pa po kayong gustong sabihin o idagdag sa inyong mga salaysay?


Lahat: Wala na po.

Hearing Officer: Dito na po nagtatapos ang ating Administratibong Pagdinig maraming salamat po.

-WAKAS-


MARK RAINER C. BONALES
Acting Recorder

NOTED BY:


NORMA CAYATOC
Acting Hearing Officer

CLAREYS TRUCKING SERVICES
Malvar St., Brgy. 4, Roxas, Palawan

ANNEX^m H

PABATID NG PAG-AALIS SA TRABAHO

September 15, 2022

WARREN G. GUZMAN
Brgy. 2, Roxas, Palawan

-driver - *Warren*

ROGELIO M. BALDERA
ALBERT R. SABROSO
LORDY B. MAGDAYAO
Brgy. Magara, Roxas, Palawan

-helper
-helper
-helper

RB
AS
LB



Pagbati:

Kayo ay pinapayuhan ko na ipaliwanag sa loob ng limang (5) araw, matapos nyong matanggap ang PABATID noong September 5, 2022, na kung bakit hindi kayo dapat maalís sa inyong trabaho dahil sa pagkakarga nyo ng 63 sacks ng uling (charcoal) sa panel truck na inyong dala na walang pahintulot ng kompanya na naging dahilan ng pagkahuli at pagka-impound ng nasabing truck ng mga tauhan ng DENR-CENRO Puerto Princesa City noong buwan ng Agosto 2022.



Noong September 5, 2022, ay natanggap nyo ang isang liham pabatid kaugnay ng pagkakahuli at pag-impound ng panel truck ng kompanya na inyong dala-dala at kayo nga ay aking pinagpapaliwanag tungkol dito pero wala kayong ginawang tugon at paliwanag tungkol doon.

Dahil sa hindi nyo ginawang pagpapaliwag, at hindi katanggap-tanggap na ginawa nyo na pagkakarga ng uling ng walang pahintulot ang kompanya at labag ito sa patakaran ng kompanya, ay napatunayan na kayo ay lumabag sa mahigpit na patakaran ng kompanya ng pagbabawal ng pagkakarga sa truck ng kompanya ng anumang forest product ng walang permit mula sa marapat na ahensya ng pamahalan at pahintulot ng kompanya, dahil dito kayo: **WARREN G. GUZMAN** - driver; **ROGELIO M. BALDERA** - helper; **ALBERT R. SABROSO** - helper; at **LORDY B. MAGDAYAO** - helper, ay ganap ng tinatangal ko na sa trabaho sa ating kompanya mula sa araw na ito.

Kayo din ay pinagbabawalan ng pumasok pa sa inyong trabaho at sa loob ng premises ng kompnaya simula din sa araw na ito.


RC
REYNALDO D. CANANGHAN
May-ari ng kompanya

CF - CENRO PPC
c/o MES



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF TRANSPORTATION
LAND TRANSPORTATION OFFICE

DRIVER'S LICENSE



Last Name, First Name, Middle Name
GUZMAN, WARREN GAVIOLA

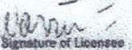
Nationality Sex Date of Birth Weight (kg) Height(m)
PHL M 1967/06/18 68 1.70


Address
--, SANTA TERESITA, DUMARAN, PALAWAN,
REGION 4


License No. Expiration Date Agency Code
D11-93-021092 2032/06/18 D11

Blood Type Eyes Color
O+ BROWN

DL Codes Conditions
B,B1,B2,C,D NONE

Signature of Licensee 


EDGAR C. GALVANTE
Assistant Secretary



III. ORGAN DONATION:
I WILL NOT DONATE ANY ORGAN

IV. IN CASE OF EMERGENCY NOTIFY:
NAME: REYNALDO CANANAHAN
ADDRESS: BOX 45, PALAWAN
TEL. NO.: 09 164640540

I. DL CODES

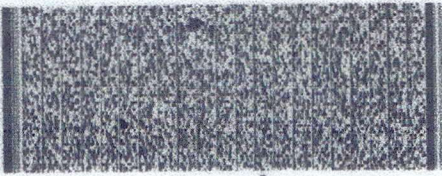
A. MOTORCYCLE
A1. TRICYCLE
B. UP TO 3000 KGS GVW/8 SEATS
B1. UP TO 3000 KGS GVW/9 OR MORE SEATS
C. 000008 3000 KGS GVW
C1. 000008 3000 KGS GVW
D. BUS 3000 KGS GVW/9 OR MORE SEATS
D1. TRAILERS 3000 KGS
D2. ARTICULATED C 3000 KGS COMBINED GVW

M1-PL-MT
M2-PL-MT
A1-PL-MT
N2-A1-PL-MT
M3-PL-MT

II. CONDITIONS:

1. WEAR CORRECTIVE LENSES
2. DRIVE ONLY IN SPECIAL EDPT FOR MIPSR/LOWER LIMBS
3. DRIVE CUSTOMIZED ABOVE VEHICLE ONLY
4. DAYLIGHT DRIVING ONLY
5. HEARING AID REQUIRED

Serial Number
197668999



Field Office:

Field Office Code:

OFFICIAL RECEIPT

1639705502

DATE

HECKED FROM (Liquor, for name, AM)

ADDRESS (No. Street City Municipality Province Zip Code)

Republic of the Philippines

DEPARTMENT OF TRANSPORTATION

LAND TRANSPORTATION OFFICE

East Avenue, Quezon City

MODE OF PAYMENT

THE SUM OF (in pesos)

TOTAL AMOUNT PAID

CHIEF OF OFFICE

Electronic Signature (if applicable)

PAYMENT DETAILS

BREAKDOWN OF PAYMENT

Republic of the Philippines

DEPARTMENT OF TRANSPORTATION

LAND TRANSPORTATION OFFICE

East Avenue, Quezon City

Field Office: Subic Bay Metro Auth Ext. Ofc.

CERTIFICATE OF REGISTRATION

CR No. 342417574, DATE 05/23/2019

FILE NO. 1301-00001297807	PLATE NO.	ENGINE NO. 6HL1-340433	CHASSIS NO. PRR3K35-7001808
DENOMINATION TRUCK	PISTON DISPLACEMENT 7120	NO. OF CYLINDERS 6	FUEL DIESEL
MAKE Isuzu	SERIES FORWARD	BODY TYPE WING VAN TRUCK	BODY NO. YEAR MODE 2001
GROSS WT. 7500	NET WT. 3750	SHIPPING WT. 3750	NET CAPACITY 3750

COMPLETE OWNERS NAME

REYNALDO DIAZ CANANGHAN

TELEPHONE NO. CONTACT DETAILS

BARANGAY IV (POB) ROXAS PALAWAN REGION 4

ENCUMBERED TO

DETAILS OF FIRST REGISTRATION

O.R. No. 002018156007351

O.R. DATE 02/22/2019

AMT. 3,679.06

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

EDGAR C. GALVANTE

BY: SYLVANNA D. FULACHE / SBMA Chief