



Republic of the Philippines
Department of Environment and Natural Resources
Visayas Avenue, Diliman, Quezon City, 1100
Tel. Nos.: (632) 929-66-26 to 29 • (632) 929-62-52
929-70-41 to 43-52

DENR MIMAROPA RECORDS SECTION	
RECEIVED	
29 JUN 2022	
<input checked="" type="checkbox"/> INCOMING	<input type="checkbox"/> OUTGOING
DATE NO.	

MEMORANDUM

TO : **THE REGIONAL EXECUTIVE DIRECTOR**
DENR, MIMAROPA Region
DENR by the Bay Bldg.,
1515 Roxas Blvd.
Ermita, Manila

FROM : **THE ASSISTANT SECRETARY**
Field Operations - Luzon & Visayas and Concurrent Supervising
Assistant Secretary of the Metropolitan Environmental Offices (MEOs)


SUBJECT : **INDO DTD 05/18/2022 RE: CONCERN FROM MR. FRANCISCO CABUVERDE, ET.AL. WITH REFERENCE CODE I-0820-0016**

DATE : **21 JUN 2022**

Referred herewith is the 1st Indorsement dated 18 May 2022, addressed to DENR Secretary, Hon. Jim O. Sampulna, from Atty. Irene A. Chiu, Executive Director, Presidential Anti-Corruption Commission, Office of the President, Malacañang, Manila, regarding the complaint of the Samahan ng mga Magsasaka ng Zigzag, Sta. Lucia Luzviminda, Puerto Princesa City (SMZSLLPPC), Inc.

For your comment and further appropriate action in coordination with the concerned party and other government agencies consistent with the existing policies, rules, and regulations. Copy furnish this office of the action taken citing document tracking no. DENRCO-ASRMD-2022-013680 for record and monitoring purposes.

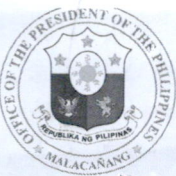
FOR COMPLIANCE.


GILBERT C. GONZALES, CESO III

Copy furnished:

ATTY. IRENE A. CHIU
Executive Director, PACC
Malacañang, Manila

MR. FRANCISCO CABUVERDE, et.al.
SMZSLLPPC, Bahay Kapuhungan, Purok Zigzag
Luzviminda, Puerto Princesa City, Palawan



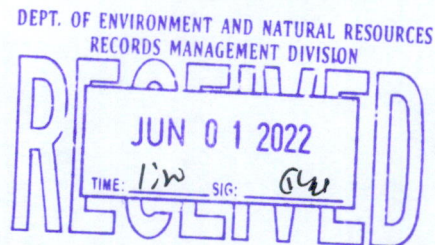
Republic of the Philippines
Office of the President
Presidential Anti-Corruption Commission

Malacañang Palace, J.P. Laurel St., San Miguel, Manila



1st INDORSEMENT

18 May 2022



FOR: HON. JIM O. SAMPULNA

Acting Secretary

Department of Environment and Natural Resources

Visayas Avenue, Diliman,

1104 Quezon City

We hereby respectfully endorse to your Honorable Office, the attached concern of Mr. Francisco Cabuverde, et. al. (Officers and BOT of SMZSLLPPC Inc.), with reference code **I-0820-0016**, it appearing, after evaluation, that the same properly falls within your jurisdiction.

The Commission respectfully directs your attention to the provision of Section 5(a) of Republic Act No. 6713.¹

Kindly send your reply directly to the concerned person/entity and copy furnished the Commission at complaints@pacc.gov.ph on any action/s taken, citing the above PACC Reference Number.

Thank you.

By Authority of the Commission,


ATTY. IRENE A. CHIU
Executive Director

Copy furnished: **Mr. Francisco Cabuverde, et. al. (Officers and BOT of SMZSLLPPC Inc.)**
Bahay Kapulungan, Purok Zigzag, Luzviminda, Puerto Prinsesa City

¹ Section 5 (a) of R.A. 6713- "In the performance of their duties, all public officials and employees are under obligation to: (a) Act promptly on letters and requests. - All public officials and employees shall, within fifteen (15) working days from receipt thereof, respond to letters, telegrams or other means of communications sent by the public. The reply must contain the action taken on the request"



Truth & Justice

Contact No. (02) 967-7051 | pacc.complaints@gmail.com

For Indorsement
Page 1

0491

July 18, 2020

GRECO ANTONIOUS BEDA B. BELGICA

Commissioner PACC
Presidential Anti-Corruption Commissioner
General Lune St., cor Soriano Ave.,
Intramuros, Manila

Dear Sir:

Greetings!

The Samahan ng Magsasaka ng Zigzag Sta Lucia, LUZVIMINDA Puerto Princesa City Inc. Association would like to request for your assistance regarding our complaint against concerned government officials of DAR, DENR and BUCOR-IPFF. We are praying that this will reach to the attention of President Rodrigo Roa Duterte.

Hoping for your kind consideration and appropriate action on the attached complaint folder.

God Bless you and our government more abundantly.

Respectfully,



FRANCISCO P. CABUVERDE

President
SMZSLUPC Line Association
Bahay Kapulungan
Purok Zigzag, Luzviminda,
Puerto Princesa City
Contact No. 09157000302/09171599343

I-08200016

**Samahan ng mga Magsasaka ng Zigzag, Sta, Lucia Luzviminda,
Puerto Princesa City (SMSZLLPPC), Incorporated, Company
Registration No. CN201710917 Bahay Pulongan KM 32 Purok
Zigzag, Luzviminda, Puerto Princesa City Palwan**

Resolution No. 08 2020

A **Resolution** urging the President of the Philippines. Rodrigo Roa Duterte to order the investigation of the key personnel of the Department of Agrarian Reform in the Province of Palawan for engaging in widespread public deception in the implementation of Comprehensive Agrarian Reform Program (CARP) and for committing acts or omissions in open defiance to obey lawful orders of duly constituted authority or against superiors officers, amounting to Grave Misconduct, Grave Neglect of duty, Gross Ignorance of the law, Incompetence, and other acts or omissions inimical to public service. Such bold and daring moves of these public officials create doubt that their official acts to carry out the mandate of their Office have been controlled and directed by their "padrino" oligarchs and unscrupulous politicians with ulterior motive in mind to pursue their personal interest over the lands of public domain at the detriment of the otherwise qualified beneficiaries of CARP.

Whereas, we the undersigned are the complainants in this case and bona fide members of the Samahan ng mga Magsasaka ng Zigzag, Sta, Lucia Luzviminda, Puerto Princesa City. (SMZSLLPPC, INC) a farmers' group duly registered with the Securities Exchange Commission. (Certificate of incorporation marked as annex "A").

Whereas, this association has a landholding comprising 1,150 hectares of land located inside the Iwahig Prison and Penal Farm (IPPF) at the vicinity of the above mentioned address and being occupied by more or less 500 landless farmers. (Sketch map marked as annex "B").

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7 may

for: millan

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Whereas, these actual occupants and their predecessors-in-interest have been openly and continuously cultivating and farming this land for the last 20 years now. (Video clip and DAR certificate showing suitability of subject landholding for agriculture marked as annex "C").

Whereas, as a backgrounder, the members of this association led by its President sent a petition to President Rodrigo Roa Duterte on 22 May 2017, requesting for the CARP coverage of our farm land for which the Office of the President indorsed it the following day, 23 May 2017, to DAR secretary for appropriate action.

Whereas, on 15 February 2019, while such petition was pending before DAR for processing, PRRD showing his true and real concerns for the poor and landless farmers issued E.O NO. 75 "DIRECTING ALL DEPARTMENTS, BUREAUS, OFFICERS AND INSTRUMENTALITIES OF THE GOVERNMENT TO IDENTIFY LANDS OWNED BY THE GOVERNMENT DEVOTED TO OR SUITABLE FOR AGRICULTURE FOR DISTRIBUTION TO QUALIFIED BENEFICIARIES", thus these farmers directly benefited from this E.O which prompted the Director of DAR MIMAROPA to issue the memo "Placing under CARP Coverage of the 1.150 hectares of farm land to be segregated from BUCOR-IPPF for distribution to landless farmers beneficiaries". It took almost 3 years for DAR to place subject landholding under the coverage of CARP after it received the application.

"Said landholding will be covered under EO 75 and you are hereby directed to do the inventory/CSW for validation early 1st Quarter of 2020".

Whereas, unfortunately however, these respondent key personnel of the said DAR Office composed of Conrado S Guevarra (PARO II), Engr. Ricardo SA Francisco CSEE (OIC-PARO II), Atty. Reychele Anne Villarta (chief, Legal Division) and Mr. Feliseo De Guzman (spoke person), conspired with one another and refused to implement the said order by presenting several frivolous alibis. Schemes and tricks to ignore the said memorandum and intentionally blocked the implementation of CARP Coverage over subject landholding (memo of CARP coverage marked as annex "D").

for: Indulgence

For

Director

Atty

Engr

Mr

President

Assoc

Assoc

Assoc

Assoc

Whereas, it is very clear under section 4, Republic Act 6657, as amended, lands of public domain devoted to or suitable for agriculture can be covered for CARP, and if the farm land is located inside a reservation it still could be within the scope and coverage of CARP if the land is not actually, directly, and exclusively used by the concerned government agency.

Whereas these same officials argued that only lands within the public domain classified as A and D can be covered for CARP in total disregard for CARP law and in total defiance of the presidential directive in EO 75 and complete disobedience to lawful order of his superior officer, Regional Director, DAR MIMAROPA. Nowhere in CARP law can we find that timberland or even farm land classified as UNCLASIFIED PUBLIC FOREST but suitable for agriculture cannot be covered by CARP. This is a deception and it is intentional and wide spread machination used by the syndicate in order to have full control over the use and benefits of lands of public domain, at the disadvantage of the landless farmers and the general public.

Whereas, not only in one occasion where said officials blatantly defied the order of his superior officer and the CARP law, but same public officials of DAR in several occasions in the past since we submitted our petition to their office, were already committing such aforementioned malfeasance and misfeasance in office involving public officials and employees in the public service with their ultimate objective to block the successful implementation of CARP coverage of our landholding and not only ours but also include the whole province of Palawan and Puerto Princesa City working as a syndicate with the involvement also other personnel from government agencies such as DENR and IPPF-BUCOR, with the connivance oligarchs and unscrupulous politician controlling and directing the move of the so-called syndicate.

Whereas, in view of these circumstance there is a need for **Presidential Intervention** considering the magnitude and severity of the problem in the implementation of the CARP in the province of Palawan which affect several thousand poor and landless farmers.

Handwritten signatures and notes in the right margin, including the name "Sari: Mollan" at the top.

Handwritten signatures and notes in the left margin.

Whereas, all these allegation of complaint are sufficiently supported with factual and legal basis with necessary documents and evidences to support their conviction such documents and evidences are contained in the attached complaint-affidavit.

The desire of PRRD in the E.O No. 75 will just be wasted or put to naught and in vain, instead, oligarchs and the oppressor and abusive politician with corrupt and inept employees of DAR, DENR and IPPF will rule in despotic fashion if not check early. There is a danger, Palawan may create the likes of another AMPATUANS who once ruled Magindanao if national authorities does not move.

Whereas, as of this moment, we could no longer rely on the trustworthiness of officials in the lower echelon to conduct the investigation because they may be part of the syndicate.

NOW, THEREFORE BE IT RESOLVED, by the Board of Trustees of this Association to request the Office of the President the following courses of actions:

1. To form and create a fact finding investigating team to make an inquiry on these alleged wrong doings in the implementation of CARP in the province of Palawan, particularly to our subject landholding.
2. The team shall conduct performance audit and shall determine further whether there was compliance on the part of DAR, CENRO and IPPF on the Presidential directive in E.O No. 75 and its IRR. It seems that these government agencies have zero compliance on said E.O in total disregard of the President's instruction.
3. The fact-finding team shall recommend the relief of respondent DAR key official as same have been in their posts for so long a time that they have deeply rooted in their positions and have developed unholy alliance with corrupt individuals in the community, but only after

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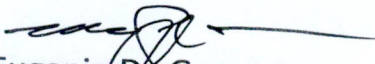
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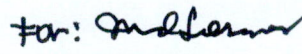
finding them with prima facie evidence and affording them with due process of law.

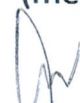
4. The team shall take such other actions which are just, appropriate and equitable under the circumstances.

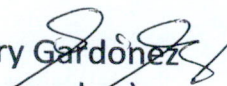
Adopted: 18 JULY 2020

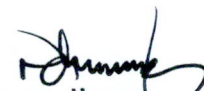
IN WITNESS WHEREOF, the undersigned members of Board of Trustees and officers this association hereby certify that the above resolution was duly adopted by the Association Board of trustees.



Eugenio De Guzman
(member)

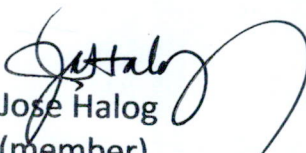

Fr. Noel Jimenez
(member)

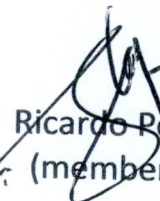

Angelito Flores
(member)



Jerry Gardonez
(member)


Norma Jimenez
(member)

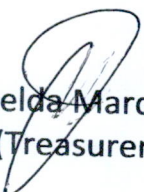

Enrique Mahilum
(member)

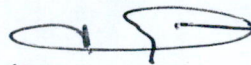

Jose Halog
(member)

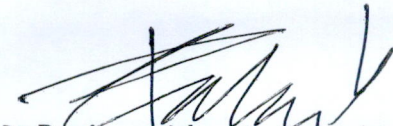

Ricardo Pocot
(member)



Beverly Yan
(Auditor)



Melinda Malubay
(member)

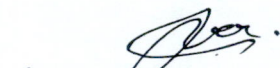

Imelda Marquez
(Treasurer)


Carlito Masayon
(secretary)


Pacivensidro A. Cataylo
(VP for Administration)

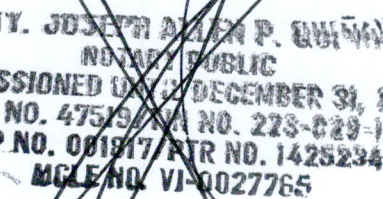

Jesulito Dalumpines
(VP for Operation)


Francisco P. Cabuverde
(President)


Joreleson A. Rodriguez
Member / Affiant

SUBSCRIBED AND SWORN, TO BEFORE ME THIS
JUL 20 2020 AT PUERTO PRINCESA CITY PALAW

JDC NO. 276
PAGE NO. 57
BOOK NO. 120
SERIES OF 2020


ATTY. JOSEPH ALLEN P. QUIWAN
NOTARY PUBLIC
COMMISSIONED UNTIL DECEMBER 31, 2021
ROLL NO. 47519 / NA NO. 228-029-102
IBP NO. 001917 / PTR NO. 1425234
MCLE NO. VI-0027765