

JUL 1 2 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. 2022-027



Respectfully forwarded herewith is the memorandum from CENR Officer Efren L. delos Reyes dated June 30, 2022 regarding the result of administrative adjudication on the apprehended one (1) unit of motorcycle RUSI 150 with Plate No. 3729VV loaded with eight sacks of charcoal at So. Makinay, Barangay Paclolo, Magsaysay, Occidental Mindoro.

For your information and record.

ERNESTO E. TAÑADA

Purok Pag-asa, Barangay Payompon, Mamburao, Occidental Mindoro Email Address: tsdoccmin042@gmail.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 Tel. Number (043) 457- 0236 / (043) 742-6627 Email: cenrosanjose@denr.gov.ph

JUN 3 0 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. 2022-027

Submitted herewith is the Resolution No. 2022-028 as a result of administrative adjudication on the apprehended one (1) unit motorcycle RUSI 150, color Black with galvanized sidecar, with Plate Number 3729VV, with Engine Number RSP150/QO1858 and Chassis Number RSPTC15050001858 operated by a certain Mr. Reggie Magan loaded with eight (8) sacks of charcoal at So. Makinay, Brgy. Paclolo, Magsaysay Occidental last April 24, 2019.

For your information and record.

EFREN . DELOS REYES

Cc:

PENRO CENRO SJ Records EMS File



150 24-7 DA 07-64-25



X

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

RE: APPREHENSION OF A CONVEYANCE – ONE (1) UNIT MOTORCYCLE, RUSI 150, COLOR BLACK WITH GALVANIZED SIDE CAR BEARING PLATE NUMBER 3729VV, ENGINE NUMBER RSP150/Q01858 CHASSIS NUMBER RSPTC15050001858 LOADED WITH EIGHT (8) SACKS OF UNDOCUMENTED CHARCOALS AT SO. MAKINAY BRGY. PACLOCLO, MAGSAYSAY, OCCIDENTAL MINDORO. ON APRIL 24, 2019 AT AROUND 7:20 IN THE EVENING.

RESOLUTION No. 2022 -027

This pertains to the apprehension of One (1) Conveyance – motorcycle, RUSI 150, color black, with plate number 3729VV, engine number RSP150/QO1858, chassis number RSPTC15050001858 loaded with eight (8) sacks of undocumented charcoals at So. Makinay, Barangay Pacloclo, Magsaysay, Occidental Mindoro on April 24, 2019 at around 7:20 in the evening by means of a checkpoint that was conducted to monitor the travelling of illegal forest products by the Personnel of Magsaysay, Municipal Police Station, Occidental Mindoro.

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

- 1. That on April 24, 2019, around 7:20 in the morning, based on an information coming from their confidential asset, a monitoring and surveillance was conducted to monitor the travelling of illegal forest products by the Personnel of Magsaysay Police Station, Occidental Mindoro which yielded to the arrest of the suspect while travelling in possession 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. Upon interrogation the suspect's identity is known as Regie Magan residing at Barangay San Roque 2, San Jose, Occidental Mindoro. (Please see attached spot report and geo-tag photos)
- 2. That the team apprehended One (1) Conveyance motorcycle, RUSI 150, color black, with plate number 3729VV, engine number RSP150/QO1858, chassis number RSPTC15050001858 loaded with eight (8) 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.)
- That the corresponding Apprehension Receipt with CENRO Control No.2019-F248 was issued by the apprehending officer headed by PSSgt Von J. Mortos of Magsaysay, Municipal Police Station (MPS) (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-F248 to the One (1) Conveyance motorcycle, RUSI 150, color black, with plate number 3729VV, engine number RSP150/QO1858, chassis number RSPTC15050001858loaded with eight (8) sacks of undocumented charcoals. (please see attached seizure order)
- 5. That a notice of Administrative Hearing was received by Mr. Reggie S. Magan and it was scheduled on May 2, 2019 at 2:00 in the afternoon. (please see attached Notice of Administrative Hearing)

6. That, an Administrative Hearing was held as scheduled on May 2, 2019 at 2:00 in the afternoon. (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 eight (8) sacks of undocumented charcoal a minor forest products will be confiscated in favor of the government.
- 2. Whether or not the APPREHENDED One (1) Conveyance motorcycle, RUSI 150, color black, with plate number 3729VV, engine number RSP150/QO1858, chassis number RSPTC15050001858, 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) v spurious (fake) authorizations, perm ind/or supporting document on. In implementing these Rules, original documents shall be required at all times to actually accompany any forest products being moved or transported to any place and for any purpose. Whenever the requisite authorization and/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 eight (8) sacks of undocumented charcoal and One (1) Conveyance – motorcycle, RUSI 150, color black, with plate number 3729VV, engine number RSP150/QO1858, chassis number RSPTC15050001858 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 products 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. The apprehended eight (8) sacks of undocumented charcoal and One (1) Conveyance – motorcycle, RUSI 150, color black, with plate number 3729VV, engine number RSP150/QO1858, chassis number RSPTC15050001858 shall be confiscated in favour of the government since those lumbers are products of an illegal act.

Issued this San Jose, Occidental Mindoro.	day	of	a	ıt	DENR-CENRO
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Prepared by:

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

Noted by:

EFREN L'IELOS REYES

CENR Office

KATITIKAN NG ADMINISTRATIBONG PAGDINIG TUNGKOL SA PAGKAHULI NG ISANG TRICYCLE RUSI 150, KULAY ITIM ASUL NA MAY NUMERO NG PLAKA 3729VV, NUMERO NG MAKINA RSP150/QO1858 AT NUMERO NG CHASSIS RSPTC150500001858 RSPTC150500001858 NA MAY KARGANG WALO (8) SAKONG ULING NA GINANAP SA OPISINA NG DENR-CENRO SAN JOSE, BRGY. LABANGAN POB., SAN JOSE, OCCIDENTAL MINDORO NOONG IKA -2 NG MAYO 2019, ALAS 2 NG HAPON SA PAGLABAG SA SEKSYON 77 NG PD 705 NA SINUSUSUGAN NG EO 277 AT RA 7161."

Mga Dumalo:

Reggie S. Magan - Respondent
 Maryjean M. Barolo - Stenographer
 Hector S. Aragones Jr.- Hearing Officer

Hearing Officer:

Itong administratibong pagdinig tungkol sa pagkahuli ng isang (1) Tricycle RUSI 150, kulay itim asul na may numero ng plaka 3729VV, numero ng makina RSP150/QO1858 at numero ng chassis RSPTC150500001858 RSPTC150500001858 na may kargang walo (8) sakong uling na nahuli ng mga tauhan ng PNP Magsaysay, Occidental Mindoro sa Brgy. Paclolo, Magsaysay, Occidental Mindoro noong April 24, 2019.

Sa mga katugon, ipinapalam po namin sa iyo na ikaw po ay nasailalim ng administratibong pagdinig ayon sa DAO No. 97-32. Pumunta at humarap ka sa pagdinig na ito na walang kasamang abogado o tagapagsalita para sa iyo. May karapatan kayo kumuha ng abogado at merong kang makukuhang abogadong na nagbibigay ng libreng serbisyo. May karapatan ka din po na magsawalang kibo at ang bawat salita na iyong sasabihin ay pwedeng gagamitin laban sa iyo.

Hearing Officer:

G. Reggie S. Magan, handa ka bang sumagot sa aking mga tanong o magbigay ng iyong malayang salaysay kahit wala kang kasamang abogado na magsasalita para sa iyo.

Reggie S. Magan:

Opo.

Hearing Officer:

Reggie S. Magan, pwede po ba kayong tumayo?

Hearing Officer:

Reggie S. Magan, ikaw ba ay magsasabi ng buong katotohanan at pawang katotohanan lamang sa pagsisiyasat na ito?

Reggie S. Magan:

Opo.

Hearing Officer:

Pwede po ba ninyong sabihin ang iyong pangalan, edad, tirahan, trabaho at iba pang pagkakakilanlan?

Reggie S. Magan:

Ako po si Reggie S. Magan, 35 taong gulang, may asawa, tricycle driver at nakatira sa San Roque II, San Jose, Occ. Mindoro.

Hearing Officer:

Maraming salamat Ginoong Magan, pwede ka nang umupo.

Hearing Officer:

Pwede mo bang ikwento ang buong pangyayari noong Abril 24, 2019 ganap na ika-7:20 ng gabi noong ikaw ay hinuli ng mga tauhan ng PNP Magsaysay?

Reggie S. Magan:

Noong papunta na ako ng Tagumpay, may nasusundan po akong tricycle na may kargang uling at hindi ko alam na may sumusunod sa kanilang pulis, nakaangkas ang isang pulis sa may sidecar sa tora tora. Noong ako ay nag overtake sinundan ako ng pulis at ako ay pinahinto at sinabihan na sumunod sa Police Station.

Hearing Officer: Reggie S. Magan:

Kilala mo ba ang nanghuli sa iyo? Opo, si Sir Garcia at Mortos po.

Hearing Officer:

Ilang sako ng uling ang dala mo?

Reggie S. Magan:

Walo (8) po.

Hearing Officer: Saan galing mga uling na karga ng iyong tricycle?

Reggie S. Magan: Sa Brancolo, Magsaysay, Occidental Mindoo.

Hearing Officer: Paano mo nakuha ang mga uling? Reggie S. Magan: Binili ko lang po kung kani-kanino.

Hearing Officer: Sino po ang may ari sasakyan?

Reggie S. Magan: Ako po, pero nakapangalan sa bayaw ko.

Hearing Officer: Meron ka pa bang gustong sasabihin o hingin sa pagsisiyasat na ito?

Reggie S. Magan: Sana makalabas ang aking sasakyan at yon lang naman po ang aking inaasahan

sa paghahanap-buhay.

Hearing Officer: Maraming salamat po Mr. Reggie S. Magan sa pagsagot sa aking mga tanong.

Hearing Officer: Sa hanay po ng Magsaysay MPS, ang inyong pong sinumita na Sinumpaang

Salaysay ang aking pagbabasihan.

Para kay PSSgt Von Jose Mortos, sa inyong sinumita na sinumpaang salaysay,

ikaw ba ang nakapirma sa bawat pahina at sa itaas ng iyong pangalan?

PSSgt Mortos: Opo

Hearing Officer: Maraming Salamat PSSgt Mortos

Dito po nagtapos ang administrative hearing sa ganap na ika 2:37 ng hapon sa

opisina ng DENR-CENRO San Jose, Occidental Mindoro.

Prepared By:

MARYJEAN M. BAROLO

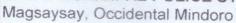
Stenographer

Noted By:

HECTOP. S. ARAGONES JR. Hearing Officer/ Seizure Officer



Republic of the Philippines NATIONAL POLICE COMMISSION PHILIPPINE NATIONAL POLICE MAGSAYSAY MUNICIPAL POLICE STATION





MEMORANDUM

FOR

: Provincial Director

Occidental Mindoro PPO Camp Winston Ebersole San Jose, Occ. Mindoro

(Attn: C, PIDMB/PCRB/PIB/POPB)

FROM

: Officer-In Charge

SUBJECT

: Spot Report Re Violation of PD 705

DATE

: April 24, 2019

1. What: Violation of PD 705

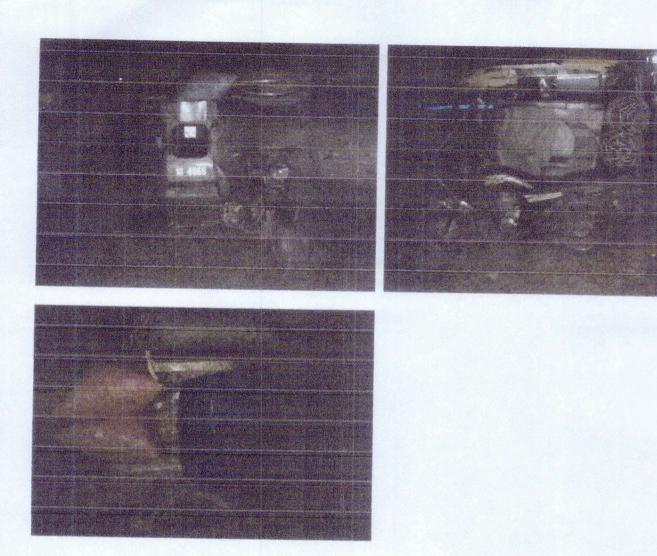
2. Where: Sitio Makinay. Brgy. Paclolo, Magsaysay, Occidental Mindoro.

When : April 24, 2019 about 7:20 PM

4. Who: The suspect was identified as Reggie Seriosa Magan, 35 years old, male, married, jobless and a resident of Barangay San Roque 2, San Jose, Occidental Mindoro.

- 5. How: Investigation conducted by IOC disclosed that on April 24, 2019 at around 7:20 PM, information received from confidential informant disclosed that there was a tricycle loaded of charcoal from Sitio Makinay, Barangay Paclolo, Magsaysay, going to San Jose, Occidental Mindoro. Immediately, upon receipt the said information, the undersigned together with intelligence operatives of this station composed of PCMS Alexander R Garcia, Chief Intel and PSSgt Von J Mortos were dispatched and conducted anti-illegal logging operations. Upon reaching Brgy Paclolo the operating team intercepted one (1) black Rusi TC 150, with galvanize sidecar, bearing plate number 3729 VV loaded with Eight (8) sacks of charcoal with an estimated amount of one thousand two hundred (Php 1,200.00) pesos. The suspects failed to present PERMIT to Transport from the concern agency (DENR) to the operating team. The apprehended suspect are now under the custody of this station for filing of appropriate Criminal Complaint. Investigator-on-case is PCpl Luis Corpuz Jr with Cp Nr. 09466415556..
 - 6. Progress Report to Follow.

GERRY HOLAR Police Captain

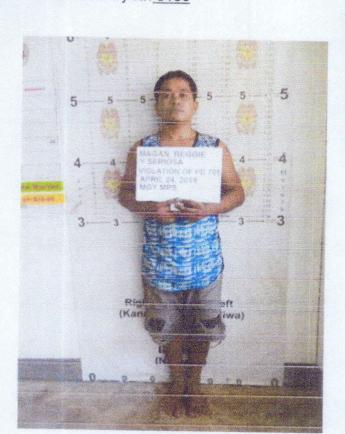


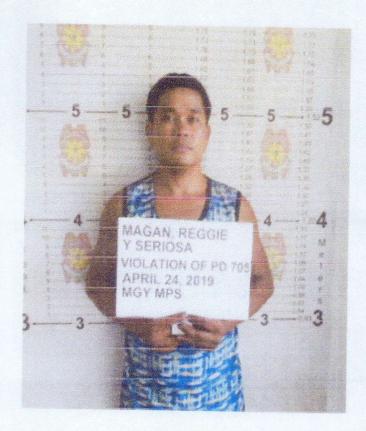
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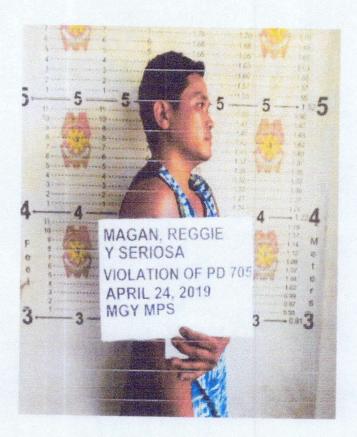
JUOKING MUG SHOTS

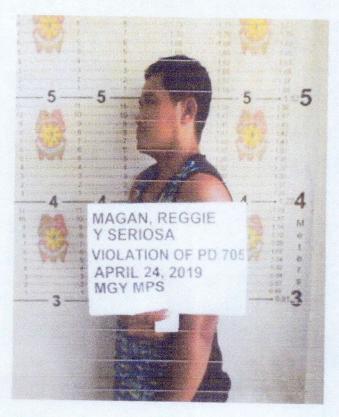
NAME OF SUSPECT: MAGAN REGGIE SERIOSA (Family) (First) (Middle)

Blotter Entry Nr. 3180





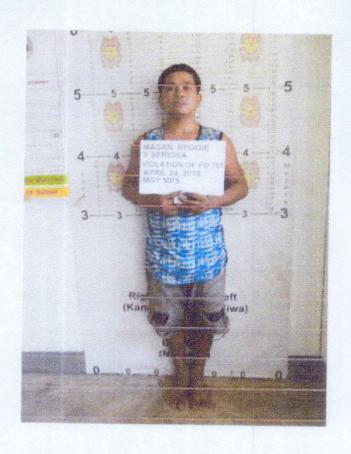




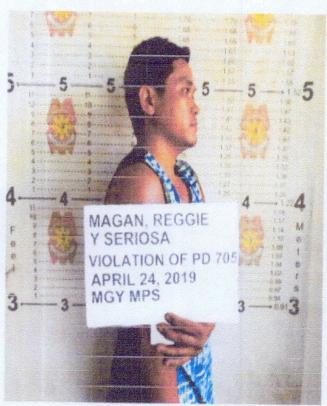
JUOKING MUG SHOTS

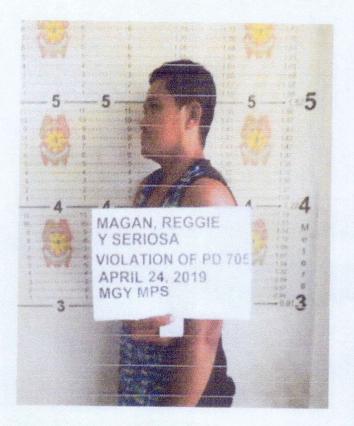
NAME OF SUSPECT: MAGAN REGGIE SERIOSA (Family) (First) (Middle)

Blotter Entry Nr. 3180











Republic of the Philippines

DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES Region IV-MIMAROPA

Community Environment and Natural Resources Brgy. Labangan, San Jose, Occidental Mindoro

DENR-IVB-CENRO SJOM: (Enforcement Unit)

Supervision

EMAIL FOR TRANSMISSION April 25, 2019

FOR:

THE REGIONAL EXECUTIVE DIRECTOR

DENR-IVB, MIMAROPA

ERMITA, MANILA

THRU:

ARD FOR TECHNICAL SERVICES

DENR-IVB, MIMAROPA

ERMITA, MANILA

FROM:

CENRO SAN JOSE

OCCIDENTAL MINDORO

PLEASE BE INFORMED THAT PERSONNEL OF MAGSAYSAY MUNICIPAL POLICE HEADED BY PSSgt. VON J. MORTOS HAD TURNED-OVER TO THIS OFFICE THE APPREHENDED ONE (1) UNIT MOTORCYCLE RUSI 150 COLORED BLACK WITH GALVANIZED SIDECAR CMA BEARING PLATE NUMBER 3729VV CMA CHASSIS NUMBER RSPTC15050001858 AND ENGINE NUMBER RSP150/QO1858 LOADED WITH EIGHT (8) SACKS OF UNDOCUMENTED CHARCOAL AT SO. MAKINAY CMA BARANGAY PACLOLO CMA MAGSAYSAY CMA OCCIDENTAL MINDORO ON APRIL 24, 2019 AT AROUND 7:20 IN THE EVENING PD

THE CONVEYANCE AND FOREST PRODUCTS WERE OWNED BY A CERTAIN MR. REGGIE SERIOSA MAGAN CMA HOWEVER CMA CONVEYANCE AND FOREST PRODUCTS ARE SUBJECTED TO APPREHENSION PD

PLEASE BE FURTHER INFORMED THAT THE SAID CONVEYANCE AND FOREST PRODUCTS IS UNDER THE CUSTODY OF DENR-CENRO SAN JOSE FOR SAFEKEEPPING PURPOSES AND NOW PENDING FOR ADMINISTRATIVE PROCEEDINGS AS PER DAO 97-32 PD

FOR HIS INFORMATION AND RECORD PD

FORESTER DELOS REYES

SENDER:

EFREN L. DELOS REYES Officer-in-Charge Republic of the Philippines
ent of Environment and Natural Lources
CENRO SAN JOSE

Address : Labangan San Jose, Occidental Mindoro

SEIZURE ORDER

CENRO Control No.: 2019- F248 E-FMS No: 2019- 175110 - F248

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 FORFOR PR

Kind	Item:	Source/ Origin of Forest Products	Species Grouping	Species	Pieces	Volume/Unit of Measurement	Estimated Value	Impounding Area	Custodia
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Conveyance Invol	ved (Additional Details)		
Engine No.	Chassis No.	Accessories	Custodian*
RW 169 PMS/JA06790G	RWCLPK 30 X FE 007966		The MODELLAND
*turned over to the	highest officer of the Regi	ional Office concerned if	government-owned vehicle
If Animal	-	one concerned in	government-owned venue

f Animal		The second secon			
Kind	Quantity	Gender	Age (Adult/Young)	Color	Custodian
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DECRETE (CCC) visit in Colomon and administration and companies and discount and accomplicate contract against			

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
Carlos P pelo Cruz	Poclolo Blogen/say	Married	64/40	driver	Maria of the Leison
	Occ. mdo.	Proposed meninder states (in the historical antidates) and the proposed for the state of the sta	eran en sera sera en		
	occ. mano.			g Artin Maka neman yerini isan namanan indi mili kelomban kelomban naman kengalah kili kembunyak meman semanya	

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

SEIZURE			or CV-40 and an exercise in the first interview grow with stable success of executional excitations.	erin menindikkapa kenta irini arasi (kapana-isaka	om committe (Colombia (Colombia) si dia magniori ndolombia ci ri distanti 18.200 (Apon con Job colombia e dia magniori talaka	
Date and		Place of Seizu	en egendemme ver i statelen de jan kejde ogsjelder en kund degli men i ved i i vegenlant stat er en generale v			
Time of Seizure	Province	City/Municipality	Barangay	Sitio	Seizing Officer	Legal Basis for Seizure
April 25, 2019 9:20 A.M	Occ. Mdo	Jan Jose	tabanyan			Vieledion by GC-70 OF P.P 905 ac. amended by ED3

Examination Conducted by Seizure Officer:

Persons Examined	Date	Time	Place
Apprehending Officer			FIACE
Witnesses			
	e de la companya del la companya de la companya del la companya de		

After thorough evaluation of the Apprehension Report dated with 34,301 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 25 day of April year 2019 at

HECTOR 9. ARAGONES, JR SEIZURE OFFICER HEARING 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 Con	trol No.:	2019	F248	Solve
TO MERCHANIS CONTROL OF MERCHANIST CONTROL CONTROL CONTROL OF MERCHANIS CONTROL CONTRO				araliaa
E-FMS No:	2019-1	75110.	F248	

This APPREHENSION RECEIPT is issued to -

Name	Address	Civil Status	Age	Participation	Status of the Person
Reggle Seriosa Magan	San Requed San Jose, Occ.	Married	35 Y/o	driver	Control of the Person of the P
	San Jose, Occ.	en version de la company de la	CONTRACTOR CONTRACTOR AND CONTRACTOR AND		
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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:

Kind	Item:	Source/ Origin of Forest Products	Species Grouping	Species	Pieces	Volume/Unit of Measurement	Estimated Value	Impounding Area	Custodian
	entine della constanti communicazione della constanti della constanti della constanti della constanti della co			And the state of the second second section of the second s		i variante de destruit de primere de service de service de la companya de la companya de la companya de la comp De service de la companya de la comp			
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Kind	Unit of Measurement	No. of Units	Estimated Value	Custodian
charcoal	Sacks	8	1200.00	

Conv	eyance involved	7				en (en tre grand) de (en en e		
Туре	Make/Model/Year	Plate No.	Color/Markings	CR No.	OR No.	Engine No.	Chassis No.	Accessories

APPREHENDING OFFICER (Signature over Printed Name)

Axint-	
1. Von J. Chortos	4.
Position: Pssgt.	Position:
Address: Mograysay MPS	Address:
0.,	
2.	5
Position:	Position:
Address:	Address:
3,	
3. Position:	6.
Address:	Position:
1 suultos.	Address:
W	TTNESSES:
MENTAL MANAGEMENT AND	
1. Reggie Scriosa Magan.	3.
Position:	Position:
Address:	Address:
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3.	
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2. The s	subject Fore: eedings.	st Products and other	r items have	undergo	ne the following	Apprehension
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APPREHENSI		Di CA				
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APPREHENSION Date and Time of Apprehension		Place of Apprehe City/Municipality		Sitio	Apprehending Officer	
APPREHENSION Date and Time of	ON	City/Municipality	Barangay		Officer	Factual Legal Basis for Apprehension
APPREHENSION Date and Time of Apprehension	ON Province		The state of the s			Factual Legal Basis for Apprehension Violation of Sec. 97 of P.090
APPREHENSION Date and Time of Apprehension April 24,2019	ON Province	City/Municipality	Barangay		Officer	Factual Legal Basis for Apprehension Violation of Occ. 97 of P.D.70 as omended by
APPREHENSION Date and Time of Apprehension April 24,2019	ON Province	City/Municipality	Barangay		Officer	Factual Legal Basis for Apprehension Violation of Sec. 97 of P.D90
APPREHENSION Date and Time of Apprehension April 24,2019 7:20 PM	ON Province Occ. Mdo	City/Municipality	Barangay Padolo	Makinay	Officer PNP Nagrayay	Factual Legal Basis for Apprehension Violation of Sec. 97 of P.D.900 as amended by E.O. 274
APPREHENSION Date and Time of Apprehension April 24,2019 7:20 PM Is/are ho	Province Coc. Molo ereby declar	City/Municipality Magsaysay re under apprehension	Barangay Radolo on on the following	Making,	Officer Pup Magsa-Jay ACTUAL reasons	Factual Legal Basis for Apprehension Violation of Sec. 97 of P.D.90 as amended by E.O. 274
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APPREHENSION Date and Time of Apprehension April 24,2019 7:20 PM Is/are ho	Province Coc. Molo ereby declar	City/Municipality Magsaysay re under apprehension	Barangay Radolo on on the following	Making,	Officer Pup Magsa-Jay ACTUAL reasons	Factual Legal Basis for Apprehension Violation of Sec. 97 of P.D.90 as amended by E.O. 274

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 34th day of April, year 2019 at

SINUMPAANG SALAYSAY

Ako si **PSSgt Von Jose Mortos** , nasa hustong gulang , may asawa , alagad ng batas na nakatalaga sa Magsaysay Municipal Police Station naninirahan sa Barangay Pobalcion, Magsaysay, Occidental Mindoro matapos makapanumpa ng ayon sa bagong saligang batas ay nagsasabi ng mga sumusunod.

PANGUNANG SALITA

Ang nagtatanong sa akin sa affidavit kong ito ay si PCpl Luis F Corpuz Jr, na isang pulis na nakatalaga sa Investigation Section Magsaysay Municipal Police Station, Magsaysay, Occidental Mindoro .Ginanap ang pagtatanong niya sa akin sa loob ng Police Station gaya ng mga sumusunod:

(ANG NAGSALAYSAY AY PINAHIWATIGAN O PINAALALAHANAN NG LAHAT NG KANYANG MGA KARAPATAN ALIN SUNOD SA ITINATADHANA NG BAGONG SALIGANG BATAS)

MGA TANONG AT SAGOT

- 01. TANONG -PSSgt Von Jose Mortos, ikaw ba ay magsasabi ng buong katotohanan at pawang katotohanan lamang sa pagsisiyasat na ito? SAGOT -Opo.
- Ikaw ba ay handang magbigay ng iyong malaya at kusang loob na 02. TANONG salaysay? SAGOT -Opo.
- 03. TANONG -Maari mo bang sabihin sa pagsisiyasat na ito ang iyong tunay na pangalan at iba pang mapagkakakilanlan sa iyong pagkatao?
 - Ako si PSSgt Von Jose Mortos, nasa hustong taong gulang, may SAGOT asawa alagad ng batas na nakatalaga sa Magsaysay Municipal Police Station at kasalukuyang naninirahan sa Barangay Pobalcion, Magsaysay, Occidental Mindoro
- 04. T -Ano ang dahilan at naririto ka sa aming tanggapan at nagbibigay ng iyong Malaya at kusang loob na salaysay?

PAHINA 2. KARUGTONG NG SALAYSAY NI PSSgt Von Jose Mortos NGAYONG IKA- 24 ng Abril 2019 .

- S- Upang magbigay ng salaysay kaugnay sa isinagawang operasyon ng Magsaysay Municipal Police Station laban sa ipinagbabawal na pagbyabyahe ng uling o paglabag sa PD 705 (Illegal Logging/Charcoal) na naganap sa Sitio Makinay, Brgy. Paclolo, Magsaysay, Occidental Mindoro.
- 05. T Kailan at saan nangyari ang paghuli o operasyon laban sa ipinagbabawal na pagbyabyahe ng uling o PD 705 (Illegal Logging/Charcoal) At ano ang naging partisipasyon mo dito?
 - S Humigit Kumulang sa 7:00 ng gabi April 24, 2019, sa Sitio Makinay, Brgy. Paclolo, Magsaysay, Occidental Mindoro ako ay naatasang mag-aresto sa driver o suspect.
- O6. T Maari mo bang isalaysay ang buong pangyayari sa isinagawa ninyong paghuli o operasyon laban sa pagbyabyahe ng uling o PD 705 (Illegal Logging/Charcoal) sa Sitio Makinay, Brgy. Paclolo, Magsaysay, Occidental Mindoro?
 - S-Noong ika-24 ng Abril 2019, ang oras ay humigit kumulang sa ika 07:00 ng gabi ay nakatanggap ng impormasyon ang aming Himpilan ng Pulisya ng Magsaysay mula sa aming isang confidential asset na may nagbyabyahi ng uling sa Sitio Makinay, Brgy. Paclolo, Magsaysay, Occidental Mindoro. Na agad kaming pinulong ng aming Officer In-Charge (OIC) na si Police Captain GERRY H OLAR. At pagkatapos agad kaming pumunta ni PCMS Alexander R Garcia sa Sitio Makinay, Brgy. Paclolo, Magsaysay, Occidental Mindoro upang isagawa ang paghuli sa nasabing pagbyabyahe ng uling o PD 705 (Illegal Logging/Charcoal). At bandang 07:20 ng gabi ng Abril 24, 2019, pagdating namin sa lugar sa Sitio Makinay, Brgy. Paclolo, Magsaysay, Occidental Mindoro nakita namin ni PCMS Alexander R Garcia ang sinabi ng aming asset na may nagbyabyahe ng uling sa Sitio Makinay Brgy. Paclolo, Magsaysay ang isang Rusi TC 150, na kulay itim na may plakang 3729 VV na may galvanize sidecar (tricycle) na may sakay na mga uling (Charcoal) At nang hanapan namin ng kaukulang papeles para ibyahe (Permit to transport) ang driver na si Reggie Seriosa Magan ay wala itong maipakita sa amin ng Permit to Transport kaya siya ay aking inaresto at Aming dinala ang kanyang motorsiklo na may galvanize side car (Tricycle) kasama ang walong sakong uling na sakay nito na may halagang humigit kumulang sa isang libo dalawangdaang peso (Php1,200.00) Na habang inaaresto ko ang suspek ay ipinaalam ko sa kanya na siya ay may karapatang manahimik, ipagtanggol ang sarili sa pamamagitan ng pagpili niya ng manananggol at kung hindi nila kayang magbayad ay bibigyan sila ng libreng abogado ng gobyerno, at gayundin ang kanyang karapatan upang makipagtalastasan sa mga kaanak at kaibigan. At siya ay aming dinala sa Magsaysay Health Office para ipasuring medical.

THE STATE OF

PAHINA 3. KARUGTONG NG SALAYSAY NI PSSgt Von Jose Mortos NGAYONG IKA- 24 ng Abril 2019.

07. T - Ano pa ang mga sumunod na pangyayari ?

- S Matapos namin siyang hulihin ay dinala namin siya sa Magsaysay sa Police Station para sa pagdudukumento.
- 08. T Wala na akong gustong itanong sa iyo. Handa mo bang lagdaan ang salaysay mong ito na walang tumakot, pumilit o nagbigay ng pabuya sa iyo at binubuo ng tatlong (4) pahina?

S - Opo.

WAKAS NG SALAYSAY:

PSSgt Von Jose Mortos Nagsalaysay

OATH

SUBSCRIBED AND SWORN to before me this ____ day of April 2019 at San Jose, Occidental Mindoro.

ATTESTATION

I attest to the fact that I personally supervised the taking of the affidavit from **PSSgt Von Jose Mortos** and the result was reduced in the judicial affidavit. And, I further attest that the questions asked to the complainant and his answers to the same were faithfully recorded and that no one assisted or coached the complainant when he answered the question asked of him.

PCpl Luis F Corpuz Jr Investigator

OATH AND CERTIFICATION

SUBSCRIBED AND SWORN to before me this ______day of April 2019 at San Jose Occidental Mindoro. I hereby certify that I have examined the herein affiant under oath and that I am satisfied that he voluntarily executed and understood his statement

Jank /



Republic of the primes

DEPARTMENT PRIME ENVIRONMENT AND NATURAL RESOURCES OFFICE

2 6 APR 2019

NOTICE OF ADMINISTRATIVE HEARING

MR. REGGIE'S, MAGAN Brgy San Roque II, San Jose, Occidental Mindoro

Dear Mr. Magan,

Ito po ay patungkol sa nahuling isang (1) unit ng tricycle RUSI TC150, kulay itim na may Plate Number 3729VV, Engine Number RSP150/QO1858 at Chassis Number RSPTC150500001858 na may kargang walong (8) sakong uling na nahuli ng mga tauhan ng PNP 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-2 ng Mayo, 2019 bandang 2:00 ng hapon dito sa aming tanggapan.

ν. Έσ.

Nagpapasalamat.

EFREN L. DELOS REYES Officer-in-Charge

Received by

RELOGIE Magan

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



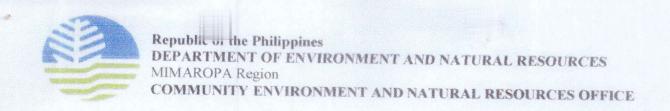
Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Brgy.Labangan, San Jose, Occidental Mindoro

May 2, 2019

JUBJECT:

ATTENDANCE ON THE ADMINISTRATIVE PROCEEDING RE: APPREHENSION OF ONE (1) UNIT TRICYCLE RUSI 150, COLOR PACLOLO, MAGSAYSAY, OCC. MINDORO EIGHT (8) SACKS OF UNDOCUMENTED CHARCOAL WHICH WAS APPREHENDED BY PNP MAGSAYSAY LAST APRIL 24, 2019 AT BLACK, PLATE NUMBER 3729VV, ENGINE NUMBER RSP150/QO1858 AND CHASSIS NUMBER RSPTC15050001858 LOADED WITH

ZAME	ADDRESS	Š	GENDER	PARTICIPATION	CONTACT NO.
REGGLE MAGAN	SAN PODUE IT SSOM	St.	g.	DILINOU PE CHINECON	0004/600829
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ACKNOWLEDGEMENT RECEIPT

This is to acknowledgement receipt the turned over of one (1) unit Motorcycle RUSI 150 colored Black with galvanized sidecar bearing Plate Number 3729VV, chassis number RSPTC15050001858, Engine Number RSP150/QO1858 and eight (8) sacks of undocumented charcoal which was apprehended by personnel of Magsaysay Municipal Police on April 24, 2019 at around 7:20 in the evening at So. Makinay, Brgy. Paclolo, Magsaysay, Occ. Mindoro without any legal permit or documents issued by this Office.

Done at CENRO San Jose, Occidental Mindoro, this 25th day of April, 2019

JOMAR B. SERQUIÑA
Forester I/ Chief, EMS

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