



July 14, 2022

**MEMORANDUM**

**FOR :** The Regional Executive Director  
MIMAROPA Region

**FROM :** The In-Charge, Office of the PENRO  
Oriental Mindoro

**SUBJECT :** **REPORT ON THE APPREHENDED THREE (3) PIECES  
ANABIONG LUMBERS AND ONE (1) UNIT STIHL CHAINSAW  
AT SO. STA. MARIA, BRGY. SALCEDO, BANSUD, ORIENTAL  
MINDORO**

Forwarded is a Memorandum from CENRO Roxas with enclosed pertinent documents relative to the above subject, such as:

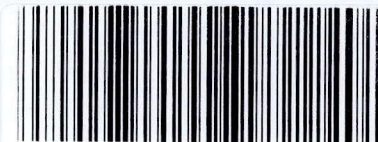
1. Apprehension Receipt;
2. On-site Report;
3. Tally Sheet;
4. Certified Geo-tagged Photos;
5. Seizure Order;
6. Seizure Receipt;
7. Notice of Apprehension;
8. Notice of Administrative Hearing;
9. Custodial Receipt;
10. Certification from CENRO Roxas; and,
11. Pertinent documents from MPS Bansud.

Please be informed that a criminal complaint was filed by the MPS Bansud with Docket No. IV-07a-22F-00122 against identified offenders for violation of Section 77 of P.D. 705 as amended. Be informed further that the said apprehended forest products were under the custody of CENRO Roxas for safekeeping and proper disposition.

This office concurs with the recommendation of CENRO Roxas that the apprehended forest products and implement shall be forfeited in favor of the government and shall be disposed of in accordance with existing forestry laws, rules and regulations.

For further instructions.

**TSB CHIEF ALMA E. GIBE**  
In-Charge, PENRO Oriental Mindoro





Republic of the Philippines  
Department of Environment and Natural Resources  
MIMAROPA Region

**Community Environment and Natural Resources Office**

Camia St., San Mariano, Roxas, Oriental Mindoro

Contact No. : 0917 876 9985/ 0917 113 5572

VOP: (043) 289-7118

Email: cenroroxas\_orientalmin@yahoo.com

June 27, 2022

**MEMORANDUM**

FOR: The Regional Executive Director  
DENR MIMAROPA Region  
1515 DENR by the Bay Building  
Roxas Boulevard, Ermita Manila

ATTN: The Chief Law Enforcement Division  
The Chief Legal Division

THRU : The PENR Officer  
DENR, PENRO, Suqui, Calapan City

FROM: CENR Officer  
Roxas, Oriental Mindoro

SUBJECT: **REPORT ON THE APPREHENDED THREE (3) PIECES OF  
LUMBER OF ANABIONG AT SO. STA.MARIA BRGY. SALCEDO,  
BANSUD, ORIENTAL MINDORO**

DENR-MIMAROPA REGION	
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE	
ORIENTAL MINDORO	
PENRO TRACKING NO.	
RECEIVED BY:	<i>[Signature]</i>
DATE:	JUN 29 2022
TIME:	

This is to inform that an apprehension was made on June 6, 2022 related to the above subject. This case has been filed with the prosecutor's office docketed as NPS Docket No. IV-07a-INV-22F-00122.

In connection with this, the office recommends that the THREE (3) PIECES (98.67) board feet of Anabiong and 1 unit of STIHL chainsaw **shall be forfeited** in favor of the government and **shall be disposed** in accordance with existing forestry laws, rules and regulations.

Attached are the necessary documents for your reference.

For information and further instruction.

ENGR. CAESAR E. QUEBEC  
CENRO



**APPREHENSION RECEIPT**

CENRO Control No.: 2022- 14

E-FMS No:2022-175212

**This APPREHENSION RECEIPT is issued to –**

Name	Address	Civil Status	Date of Birth/Age	Participation	Status of the Person
<b>Hipolito Rodelas Rosas and Danay Bangdayan Banay</b>	Brgy. Sta. Maria, Salcedo, Bansud, Oriental Mindoro	Single	58	Allegedly owner of forest products	Detained
	So. Palamang, Manihala, Bansud, Oriental Mindoro	Married	51	Chainsaw Operator	Detained

**pursuant to the provision of P.D. 705 as amended by E.O. No. 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	Pcs.	Volume /Unit of Measurement	Estimated Value	Impounding Area	Custodian
Sawn lumber/flitches/Logging	N/A	Sitio Sta. Maria, Brgy. Salcedo, Bansud, Oriental Mindoro	Pulpwood/Mat hardwood	Anabiong	3	98.67 board feet	Php. 4, 440.15	DENR CENRO Roxas	Dale Melchor Alagao Brgy. San Mariano, Roxas, Or.Mdo

Minor Forest Products				
Kind	No. of Units	Unit of Measurement	Estimated Value	Custodian
N/A	N/A	N/A	N/A	Dale Melchor Alagao Brgy. San Mariano, Roxas, Or.Mdo

Machine Involved					
Type	Make/ Model/ Year	Serial No.	Color/Markings	CR No.	OR No.
Chainsaw	STIHL	12301490	Orange	N/A	N/A

Conveyance Involved (Additional Details)				
Engine No.	Chassis No.	Accessories	Custodian	
N/A	N/A	N/A	Dale Melchor Alagao Brgy. San Mariano, Roxas, Or.Mdo	

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



Republic of the Philippines  
Department of Environment and Natural Resources  
MIMAROPA Region  
**Community Environment and Natural Resources Office**  
Camia St., San Mariano, Roxas, Oriental Mindoro  
Contact No. : 0917 876 9985/ 0917 113 5572  
VOP: (043) 289-7118  
Email: cenroroxas\_orientalmin@yahoo.com

Implements Involved			
Type	Quantity	Details	Custodian
N/A	N/A	N/A	N/A

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

APPREHENSION						
Date and Time of Apprehension	Place of Apprehension				Apprehending Officer	Legal Basis for Apprehension
	Province	City/ Municipality	Barangay	Sitio		
June 6, 2022	Oriental Mindoro	Bansud	Salcedo	Sta. Maria	PCpl. Ron Alvin M. Palatino	Violation of Sec. 77 of PD 705 as amended

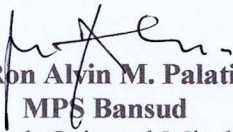
Apprehension was done under the following circumstances:

- The subject forest products (e.i. *sawn lumber*) were cut without necessary documents from concerned agency.

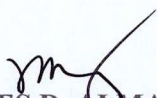
*The subject forest products, conveyances, machinery/equipment, tool and implements and others apprehended should be kept and protected from defacement in any manner, destruction or loss and should not be altered or removed until otherwise ordered by the Secretary of the Department of Environment and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

Done this 7<sup>th</sup> day of June year 2022 at DENR-CENRO Brgy. San Mariano, Roxas, Oriental Mindoro.

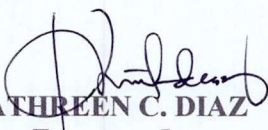
**APPREHENDING OFFICER**  
(Signature over Printed Name)

  
**PCpl Ron Alvin M. Palatino**  
**MPS Bansud**  
Bansud, Oriental Mindoro

**WITNESS**  
(Signature Over Printed Name)

  
**MARITES D. ALMAREZ**  
Forest Ranger

ATTESTED BY:

  
**KATHLEEN C. DIAZ**  
Forester I  
DENR – CENRO  
San Mariano, Roxas  
Oriental Mindoro

Copy Received by:

Signature Over Printed Name

Date / Time: \_\_\_\_\_



Republic of the Philippines  
Department of Environment and Natural Resources  
MIMAROPA Region  
**Community Environment and Natural Resources Office**  
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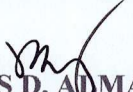
**TALLY SHEET**

This is to certify that the apprehended conveyance and forest products (*sawn lumber/flitches/logs*) are properly itemized and listed below, to wit:


No. of Pieces	Unit	Forest Products/ Machine	Markings	Estimated Market Value
		Anabiong Species		
1	piece	4 x 12 x 8 = 32 bdft.	UMJR 1	
1	piece	5 x 5 x 8 = 16.67 bdft.	UMJR 2	
1	piece	34 cm x 130 cm = 50 bdft.	UMJR 3	
3	pieces	98.67 board feet		Php 4,440.15
1	unit	STIHL Chainsaw	UMJR 4	Php 15, 000.00
<b>TOTAL</b>				<b>Php. 19, 440.15</b>
		<i>---nothing follows---</i>		

The following are scaled, counted and recorded in our presence this 7<sup>th</sup> day of June, 2022 at DENR-CENRO San Mariano, Roxas, Oriental Mindoro.

Scaled, Counted and recorded by:

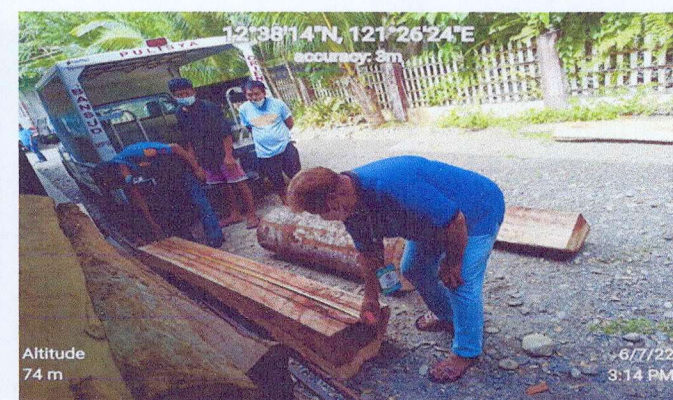
  
**MARITES D. ADMAREZ**  
Forest Ranger

Attested by:

  
**KATHREEN C. DIAZ**  
Forester I



Republic of the Philippines  
Department of Environment and Natural Resources  
MIMAROPA Region  
**Community Environment and Natural Resources Office**  
Camia St., San Mariano, Roxas, Oriental Mindoro  
Contact No. : 0917 876 9985/ 0917 113 5572  
VOP: (043) 289-7118  
Email: cenroroxas\_orientalmin@yahoo.com



## CERTIFICATION

### TO WHOM IT MAY CONCERN:

This is to certify that these are the true pictures of the actual scaling and recording of the confiscated THREE (3) sawn lumber/flitches/log of Anabiong species marked as UMJR 1 to UMJR 3 with a total volume of NINETY-EIGHT AND SIXTY-SEVEN HUNDREDTHS (98.67 bdf.) and One (1) unit of Chainsaw marked as UMJR 4 at Sitio Sta. Maria, Brgy. Salcedo, Bansud, Oriental Mindoro. The subject forest products are currently under the custody of DENR CENRO-Roxas, Oriental Mindoro for safekeeping.

Signed this 7<sup>th</sup> day of June, 2022 at DENR-CENRO, San Mariano, Roxas, Oriental Mindoro.

  
**MARITES D. ALMAREZ**  
Forest Ranger

**SUBSCRIBED AND SWORN** to before me this 7<sup>th</sup> day of June, 2022 at DENR-CENRO, San Mariano, Roxas, Oriental Mindoro.

  
**REYNALDO R. PUDIQUET**  
Forester III/MES chief



DENR-IV-B, MIMAROPA, Forest Protection  
Supervision

## **CERTIFICATION**

June 7, 2022

TO WHOM IT MAY CONCERN

THIS IS TO CERTIFY that there are THREE (3) pieces of sawn lumber/flitches/log with a total volume of NINETY-EIGHT AND SIXTY-SEVEN HUNDREDTHS board feet (98.67 bdft.) and one unit of chainsaw intercepted by member of Bansud Municipal Police.

Said forest products and chainsaw were intercepted at Sitio Sta. Maria, Brgy. Salcedo, Bansud, Oriental Mindoro and marked as UMJR 1 to UMJR 4.

This is to certify further that the subject forest product have a market value of FOUR THOUSAND FOUR HUNDRED FORTY AND 15/100 only (Php. 4, 440.15) based from prevailing price of Forty Five pesos (45.00) per board feet and one (1) STIHL chainsaw has estimated value of FIFTEEN THOUSAND PESOS (Php. 15, 000.00).

Further certify that this office has not issued any certification for the transport/shipment and use/possession therewith.

This certification is issued in connection with the case filed against the respondent for violation of Section 77 of PD 705 as amended by E.O. 277 and RA 9175.

Signed this 7<sup>th</sup> day of June, 2022 at DENR-CENRO, San Mariano, Roxas, Oriental Mindoro.

  
**REYNALDO P. PUDIQUET**  
Forester III/Chief MES



## SEIZURE ORDER

CENRO Control No.: 2022- __
E-FMS No: 2022-175212

Pursuant to the provision of P.D. 705 as amended by E.O. No. 277, RA 9175 and DENR Administrative Order No. 97-32 Series of 1997 the following forest products and machinery used are hereby ordered seized, to wit:

### FACTS

#### 1. Forest Products:

MAJOR FOREST PRODUCTS									
Kind	Item:	Source/ Origin of Forest Products	Species Grouping	Species	Pieces	Volume/Unit of Measurement	Estimated Value	Impounding Area	Custodian
Sawn lumber/flitches/long	N/A	So.Sta. Maria, Brgy. Salcedo, Bansud, Or. Mdo.	Pulpwood/Matchwood	Anabiong	3	98.67 bdft	Php. 4,440.15	DENR-CENRO compound	Dale Melchor Alagao Brgy. San Mariano, Roxas, Or.Mdo.

Minor Forest Products				
Kind	Unit of Measurement	No. of Units	Estimated Value	Custodian
N/A	N/A	N/A	N/A	Dale Melchor Alagao Brgy. San Mariano, Roxas, Or.Mdo.

Machine Involved					
Type	Make/ Model/ Year	Serial No.	Color/Markings	CR No.	OR No.
Chainsaw	STIHL	12301490	Orange	N/A	N/A

Conveyance Involved (Additional Details)				
Engine No.	Chassis No.	Accessories	Custodian*	
N/A	N/A	N/A	Dale Melchor Alagao CENRO ROXAS, Brgy. San Mariano, Roxas, Or.Mdo.	

*\*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
N/A	N/A	N/A	N/A	N/A	N/A



#### Equipment Involved

Type	Quantity	Details	Custodian
N/A	N/A	N/A	N/A

#### Implements Involved

Type	Quantity	Details	Custodian
N/A	N/A	N/A	N/A

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
Hipolito Rodelas Rosas	Brgy. Sta. Maria, Salcedo, Bansud, Oriental Mindoro	single	58	Allegedly owner of forest products	At-Large
and Danay Bangdayan Banay	So. Palamang, Manihala, Bansud, Oriental Mindoro	married	51	Chainsaw Operator	

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

#### SEIZURE

Date and Time of Seizure	Place of Seizure				Seizing Officer	Legal Basis for Seizure
	Province	City/ Municipality	Barangay	Sitio		
	Oriental Mindoro	Roxas	San Mariano	N/A	REYNALDO D. PUDIQUET	Violations of Sec.77 of PD 705 amended by RA 7161

Examination Conducted by Seizure Officer:

Persons Examined	Date	Time	Place
PCpl Ron Alvin M. Palatino	June 7, 2022	3:30 pm	DENR-CENRO
F.R. Marites d. Almarez	June 7, 2022	3:30 pm	DENR-CENRO

After thorough evaluation of the Apprehension Report dated June 7, 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 by the offender.

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

So ordered this 7<sup>th</sup> day of June year 2022 at DENR-CENRO, San Mariano, Roxas, Oriental Mindoro

REYNALDO D. PUDIQUET  
Seizure Officer



**SEIZURE RECEIPT**

No. 21

The following apprehended items with Apprehension Receipt No. 2022-175212 are  
Administrative seizure pursuant to Section 3 of DAO 97-32

**A. FOREST PRODUCTS**

No. of Pieces	Unit	Forest Products/ Machine	Markings	Estimated Market Value
		Anabiong Species		
1	piece	4 x 12 x 8 = 32 bdft.	UMJR 1	
1	piece	5 x 5 x 8 = 16.67 bdft.	UMJR 2	
<u>1</u>	piece	34 cm x 130 cm = 50 bdft.	UMJR 3	
3	pieces	98.67 board feet		Php 4,440.15
1	unit	STIHL Chainsaw	UMJR 4	Php 15, 000.00
<b>TOTAL</b>				<b>Php. 19, 440.15</b>
<i>---nothing follows---</i>				

Name/Address of on-site offenders and nature of participation:

NAME	ADDRESS	NATURE OF PARTICIPATION
1. Hipolito R. Rosas	So. Sta. Maria, Salcedo, Bansud, Or. Mdo.	Allegedly owner of forest product
2. Danay B. Banay	So. Palamang, Manihala, Bansud, Or. Mdo.	Chainsaw Operator

**B. MACHINE**

Name of Registration/Owner:	<u>Danay B. Banay</u>
Address:	So. Palamang, Manihala, Bansud, Or. Mdo.
Type of Vehicle/Equipment:	Chainsaw STIHL
Model:	<u>N/A</u>
Engine Serial No:	12301490
Certificate of Registration No.	<u>N/A</u>
Estimated Fair Market Value:	Php 15, 000.00



C. EQUIPMENT/TOOL AND OTHER IMPLEMENTS (Briefly described the physical appearance and condition of each items and estimate fair market value).

Note: The confiscated Three (3) pieces of sawn lumbers/flitches/log Anabiong species with a total volume of 98.67 board feet and total of Php. 4,440.15.00 for estimated market value based from prevailing price of 45.00 per board feet.

(State reasons or offense committed)

The items were apprehended by the elements of MPS Bansud at So. Sta. Maria, Barangay Salcedo, Bansud, Oriental Mindoro on June 6, 2022.

The same items are under the custody of DENR-CENRO San Mariano, Roxas, Oriental Mindoro. Further, these apprehended items are now deposited at DENR-CENRO San Mariano, Roxas, Oriental Mindoro.

That the undersigned hereby acknowledge that the above listed items (s) are now in ADMINISTRATIVE SEIZURE and that I, as authorized seizing Officer, assume the possession and control for the custodial legis, pending the conduct of administrative confiscation proceedings for their disposition.

Therefore, issue this Seizure Receipt No. 21 this 7<sup>th</sup> day of June 2022 at DENR-CENRO Roxas, Oriental Mindoro.

  
REYNALDO A. PUDIQUET  
Seizure Officer



June 7, 2022  
Date

**NOTICE OF APPREHENSION**

This is to inform the public that the Oriental Mindoro MPS Bansud under the supervision of Police Major Christian A. Marquez apprehended on 6th day of June on or about 12:30 pm the following forest products/conveyance/equipment:

No. of Pieces	Unit	Forest Products/ Machine	Markings	Estimated Market Value
		Anabiong Species		
1	piece	4 x 12 x 8 = 32 bdft.	UMJR 1	
1	piece	5 x 5 x 8 = 16.67 bdft.	UMJR 2	
1	piece	34 cm x 130 cm = 50 bdft.	UMJR 3	
3	pieces	98.67 board feet		Php 4,440.15
1	unit	STIHL Chainsaw	UMJR 4	Php 15, 000.00
<b>TOTAL</b>				<b>Php. 19, 440.15</b>
<i>---nothing follows---</i>				

At, So. Sta. Maria, Barangay Salcedo, Bansud, Oriental Mindoro, the same having found to be without the necessary legal documents, hence, violates of Section 77, P.D. 705, as amended.

The subject forest products/equipment/conveyance is properly impounded under the custody of DENR-CENRO compound San Mariano, Roxas, Oriental Mindoro

  
**REYNALDO A. PUDIQUET**  
**FORESTER III**  
(Position)

**DENR-CENRO Roxas**  
(Agency)



June 7, 2022

**MEMORANDUM**

**FOR** : The CENR Officer  
Roxas, Oriental Mindoro

**THRU** : The Chief, Monitoring and Enforcement Section

**FROM** : The Enforcement Team

**SUBJECT** : **SUBMISSION OF ON-SITE REPORT FOR THE APPREHENDED THREE (3) PIECES OF SAWN LUMBER/FLITCHES/LOG WITH A TOTAL VOLUME OF NINETY-EIGHT AND SIXTY-SEVEN HUNDREDTHS (98.67BDFT.) AT SO. STA. MARIA, BARANGAY SALCEDO, BANSUD, ORIENTAL MINDORO**

**BASIC INFORMATION GATHERED:**

1. Time of Apprehension - On or about 12:30 pm  
Date of Apprehension - June 6, 2022  
Place of Apprehension - So. Sta. Maria, Brgy. Salcedo,  
Bansud, Oriental Mindoro
2. Full Name of Alleged Offender - Hipolito Rosas and Danay Banay
3. Name of accompanying or providing assistance to the apprehending officers - PCpl Ron Alvin M. Palatino  
MPS Bansud
4. Circumstances that lead to the apprehension - Elements of MPS Bansud led by PCpl Ron Alvin M. Palatino received a tip that there was an ongoing illegal logging operation at So. Sta. Maria Brgy. Salcedo, Bansud. They proceeded to the scene and saw the suspect in the act piling three pieces of illegally sawn lumbers.
5. Name of Local Government Officials present and/or Witnessing the apprehension - NONE



Republic of the Philippines  
Department of Environment and Natural Resources  
MIMAROPA Region  
**Community Environment and Natural Resources Office**  
Camia St., San Mariano, Roxas, Oriental Mindoro  
Contact No. : 0917 876 9985/ 0917 113 5572  
VOP: (043) 289-7118  
Email: cenroroxas\_orientalmin@yahoo.com

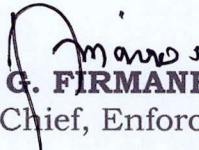
6. Preliminary description of items being apprehended - 3 pieces of sawn lumber/flitches/log
7. Origin of forest product - So.Sta. Maria, Brgy. Salcedo, from Municipality of Bansud, Oriental Mindoro
8. Consignor/s and consignee - N/A.
9. Other data or information, comments and recommendations:

Elements of MPS Bansud led by PCpl Ron Alvin M. Palatino received a tip that there was an ongoing illegal logging operation at So. Sta. Maria Brgy. Salcedo, Bansud. They proceeded to the scene and saw the suspect in the act cutting three pieces of illegally sawn lumbers.


Subsequently, the personnel of MPS Bansud, coordinated Forester Reynaldo Pudiquet of the CENRO Roxas office requesting for technical assistance to the apprehended forest product. Pursuant to the facts and circumstances, an apprehension receipt was immediately prepared cognizant to the Three (3) pieces of sawn lumber/flitches/round logs of Anabiomg with a total volume of Ninety-Eight and Sixty-Seven Hundredths (98.67) board feet.

The subject sawn lumber/flitches/round logs were turned-over under the custody of DENR CENRO compound San Mariano, Roxas, Oriental Mindoro for safekeeping.

For information, record and further instruction.

  
**REY G. FIRMANES**  
Forester II/ Chief, Enforcement Unit

**SUBSCRIBED AND SWORN** to before me this 7<sup>th</sup> day of June, 2022 at DENR-CENRO Office San Mariano, Roxas, Oriental Mindoro.

  
**REYNALDO D. PUDIQUET**  
Forester III/ Chief MES



June 24, 2022

**MEMORANDUM**

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

THRU : The PENR Office  
Suqui, Calapan City,  
Oriental Mindoro

FROM : Hearing Officer

SUBJECT : **SUBMISSION OF THE RESULT OF ADMINISTRATIVE PROCEEDINGS ON ILLEGALLY SOURCE FOREST PRODUCT APPREHENDED AT BRGY. SALCEDO, BANSUD, ORIENTAL MINDORO**

Attached is the transcript of the Minutes of the Administrative Hearing undertaken on the case *Department of Environment and Natural Resources –versus- Hipolito Rosas and Danay Banay* for violation of Section 77 formerly Section 68 Presidential Decree 705 as amended by Executive Order 277 series of 1987 and R.A. 9175. Please be informed that Administrative Hearing was conducted last June 21, 2022 in accordance with Item 2, Section 7 of DAO 97-32 which was attended by respondents, with the following observations:

1. Based on the spot report of the Municipal Police of Bansud, they received a tip from a concerned citizen that Danay Banay was seen cutting lumbers at So. Sta. Maria, Salcedo, Bansud, Oriental Mindoro.
2. MPS Bansud under the supervision of Police Major Christian A. Marquez went to the area to verify the information. Thereafter, they saw Danay Banay using the chainsaw while cutting the lumbers. They asked him who is the owner of the lumber and whether he has a cutting permit and registration for the use of the chainsaw.
3. Danay Banay answered that Hipolito Rosas ordered him to cut the tree. He failed to present any permit or registration.
4. Upon verification of Municipal Police of Bansud with Hipolito Rosas, he admitted that he is the owner of the lumbers. He also failed to present any cutting permit.
5. During the administrative hearing, Danay Banay admitted that he cut the tree and that he only followed the instruction of Hipolito Rosas. According to him, Hipolito said that everything is okay with the barangay.
6. As for Hipolito Rosas, he admitted that he has no cutting permit from the DENR and he only asked for permission to the barangay captain.
7. The subject sawn lumbers of Anabiong were turned-over by the apprehending officers to the nearest authorized Seizure Officer pursuant to Section 3 of DAO 97-32.



#### **FINDINGS AND RECOMMENDATIONS:**

The undersigned after having reviewed the documents at hand and the statements of the respondents, and the Administrative Hearing conducted, determines that the THREE (3) pieces sawn lumbers (Anabiong species) with a total volume of 98.67 board feet has no legal documents or papers from the DENR to warrant the cutting, gathering and/or possessing the same. This act is in violation of Sec. 77 of PD. 705 as amended.


In view of the foregoing these are the findings and recommendations of the hearing officer:

**HIPOLITO ROSAS** and **DANAY BANAY.**, respondents for CENRO Case No. 2022- 13 violated Sec. 77 of PD 705 as amended hence:

The THREE (3) pieces sawn lumbers with a total volume of 98.67 and the STIHL chainsaw with serial no. 12301490 **shall be forfeited** in favor of the government and **shall be disposed** in accordance with existing forestry laws, rules and regulations.

This case has been filed to Oriental Mindoro Provincial Prosecution Office with *NPS Docket No. N-07a-INQ-22F-00122* for Violation of Sec.77 of PD 705 as amended by E.O.277 and R.A. 9175.

Attached are the minutes of the Administrative Hearing and the necessary documents for your review and further instruction.

  
**REYNALDO DIPUDIQUET**  
Forester III/Chief MES



SUBJECT:

DEPARTMENT OF ENVIRONMENT AND  
NATURAL RESOURCES

Plaintiff

CENRO CASE NO. 2022- 13

VERSUS -

HIPOLITO RODELAS ROSAS  
DANAY BANGDAYAN BANAY

: For Violation of Sec.77 of PD 705 as amended  
by E.O. 277 and R.A. 9175

X- - - - -X

### PRELIMINARY HEARING

Minutes of the Administrative Hearing undertaken on the above-mentioned case on June 21, 2022 at 9:57 am at CENRO-Roxas, Oriental Mindoro.

**REYNALDO D. PUDIQUET**  
Hearing Officer

**CATHERINE C. OLAVERIA**  
Legal Researcher

APPEARANCES:

**HIPOLITO RODELAS ROSAS**  
**DANAY BANGDAYAN BANAY**

Petsa at Oras : June 21, 2022, 9:57-10:23 am

*HEARING OFFICER:*

SA BISA NG KAPANGYARIHANG IPINAGKALOOB SA AKIN ALINSUNOD SA ITINADHANA NG SEKSYON 45 NG PRESIDENTIAL DECREE 705 AT DEPARTMENT ADMINISTRATIVE ORDER NO. 97-32, ANG PAGDINIG NA ITO AY KAUGNAY SA KASONG ADMINISTRATIBO, SA SEC. 77 NG PD 705 "PAG-AANGKIN O PAGTATAGLAY NG MGA NILAGARING KAHoy NA WALANG LEGAL NA DOKUMENTO O PAPELES O WALANG KAUKULANG PERMIT" AT SEC. 7 NG R.A. 9175 "PAGGAMIT NG CHAIN SAW NG WALANG KAUKULANG PERMISO" AY MAGKAKAROON NGAYON NG PORMAL NA PAGDINIG. PINAPAKIUSAPAN ANG LAHAT NA NARIRITO NA MANAHIMIK LAMANG AT HUWAG MAKIALAM O MAMAGITAN NA MAARING MAKAAANTALA SA PAGDINIG AT ITO AY HINDI PINAHIHINTULUTAN. BUKOD DITO, GUSTO KONG IPABATID SA LAHAT NA NARIRITO NG MGA SAKSI AT SUSPEK SA NASABING KASO NA KAYO AY BINIBIGYAN NG TANGING PREBILIHIYO NA GAMITIN ANG INYONG ABOGADO UPANG TAGAPAYO, ALINSUNOD SA TINADHANA NG BAGONG SALIGANG BATAS NG PILIPINAS.



**SALAYSAY NI GINOONG DANAY BANGDAYAN BANAY**

- Hearing Officer: Bago po tayo magsimula sa ating pagdinig sa oras na ito, maaari niyo po ba na ipakilala ang iyong sarili? Ang iyong pangalan edad at address?
- S. Danay: Ako si Danay Bangdayan Banay, isang katutubo, kasalukuyang naninirahan sa So. Palamang, Barangay Manihala, Bansud, Oriental Mindoro, edad limapu't isa (51) taong gulang.
- Hearing Officer: Noong Hunyo 6, sa ganap na ika-12:30 ng tanghali sa So. Sta. Maria Barangay Salcedo, Bansud, Silangang Mindoro, kayo ay nahuli ng Pulis ng Bansud na naglalagari ng pinutol na puno.
- S. Danay: Opo.
- Hearing Officer: Kaugnay nito, kayo ay nahaharap sa kasong administratibo at kriminal. Kayo ay pinadalhan ng Notice of Hearing para sa kasong administratibo noong Hunyo 7, 2022. Nakasaad dito na maari kayo magbigay ng written explanation at inaanyayahan ang inyong presensya sa opisina ng DENR-CENRO sa Hunyo 21,2022 para magpaliwanag at magbigay ng salaysay.
- Hearing Officer: Ano po ang inyong trabaho?
- S. Danay: Nautasan po ako na mag putol ng puno pang bahay.
- Hearing Officer: Nung araw at oras po ng pangyayari, nasaan kayo at ano ang inyong ginagawa?
- S. Danay: Nagputol po ako ng puno.
- Hearing Officer: Anong puno po ang inyong pinutol.
- S. Danay: Anabiong.
- Hearing Officer: Ilang piraso na puno?
- S. Danay: Isang piraso lang po.
- Hearing Officer: Maari nyo po ba isalaysay ang pangyayari?
- S. Danay: Habang nagpuputol po ako ng puno, dumating ang pulis. Tinanong ng pulis kung sino ang nagpapatul ng puno.
- Hearing Officer: Ano ang inyong sagot?
- S. Danay: Si Hipolito Rosas po.
- Hearing Officer: Ano po ginawa ng pulis pagkatapos?
- S. Danny: Tinanong ako kung may rehistro ang aking power saw. Sabi ko po ay wala.



Republic of the Philippines  
Department of Environment and Natural Resources  
MIMAROPA Region  
**Community Environment and Natural Resources Office**  
Camia St., San Mariano, Roxas, Oriental Mindoro  
Contact No. : 0917 876 9985/ 0917 113 5572  
VOP: (043) 289-7118  
Email: cenroroxas\_orientalmin@yahoo.com

Hearing Officer: Hinuli na po ba kayo ng Pulis pagkatapos?

S. Danny: Opo.

Hearing Officer: Sino ba talaga ang may ari ng kahoy na nahuli? At saan ito dadalhin?

S. Danay: Si Hipolito Rosas po at gagamitin sa pangbahay nya.

Hearing Officer: Alam nyo ba na ipinagbabawal ang pagputol o magbiyahe ng kahoy na walang kaukulang permit o papeles mula sa DENR?

S. Danay: Tinanong ko sa kanya kung nagpaalam sya ang sabi nya sa akin ay oo.

Hearing Officer: My dokumento po ba kayo na nagbibigay sa inyo ng pahintulot na magputol ng kahoy?

S. Danay: Wala po. Sabi po ni Hipolito, ayos na daw po kaya pinutol ko na.

Hearing Officer: Kaya ikaw ay nakahabla ngayon?

S. Danay: Opo

Hearing Officer: Ito po ay unang pagkakataon na kayo ay nagkaroon ng ganitong kaso?

S. Danay: Opo

Hearing Officer: Meron po ba kayong gustong sabihin o idagdag sa inyong salaysay?

S. Danay: Wala na po.

Hearing Officer : Maraming salamat po sa inyong pagunlak sa aming paanyaya nang pagdinig sa araw na ito at pasensya sa kaunting abala. Kami ay umaasa sa inyo na maging responsable sa ating kapaligiran. Ipagpaalam na din ninyo na ang DENR at talagang maghihigpit para mapursige ang pag iimplementa ng batas hindi lang sa Roxas kundi sa buong Pilipinas. Kaya ang pakiusap po namin sa inyo ay maging responsable tayo sa ating kalikasan. Salamat po ng marami.

Nagsasalaysay:

*DANAY B. BANAY*  
**DANAY BANGDAYAN BANAY**



**SALAYSAY NI GINOONG HIPOLITO RODELAS ROSAS**

- Hearing Officer: Bago po tayo magsimula sa ating pagdinig sa oras na ito, maaari niyo po ba na ipakilala ang iyong sarili? Ang iyong pangalan edad at address?
- S. Hipolito: Ako si Hipolito R. Rosas, kasalukuyang naninirahan sa, Barangay Salcedo, Bansud, Oriental Mindoro, limampu't walo (58) taong gulang.
- Hearing Officer: Noong June 6, 2022, sa ganap na ika-12:30 ng tanghali sa Barangay Salcedo, Bansud, Silangang Mindoro, ang pulis ng Bansud ay nakita si Danay Banay sa aktong paglalagari ng kahoy. Ayun sa kanya, ikaw daw ang may-ari at nag-utos sa kanya na magputol ng puno.
- S. Hipolito: Opo.
- Hearing Officer: Kaugnay nito, kayo ay nahaharap sa kasong administratibo at kriminal. Kayo ay pinadalhan ng Notice of Hearing para sa kasong administratibo noong Hunyo 7, 2022. Nakasaad dito na maari kayo magbigay ng written explanation at inaanyayahan ang inyong presensya sa opisina ng DENR-CENRO sa Hunyo 21, 2022 para magpaliwanag at magbigay ng salaysay.
- Hearing Officer: Ano po ang inyong trabaho?
- S. Hipolito: Barangay Pulis po.
- Hearing Officer: Nung araw at oras po ng pangyayari, nasaan kayo at ano ang inyong ginagawa?
- S. Hipolito: Nasa bahay po ako.
- Hearing Officer: Paano nyo nalaman na kayo ay may kaso?
- S. Hipolito: Ako po ang nagpapatol ng puno sa kanya. Pinuntahan po ako ng pulis sa bahay.
- Hearing Officer: Nung pinuntahan kayo ng pulis, anong ginawa nila?
- S. Hipolito: Nagtanong po sa akin kung ako ang may-ari. Hinanapan ako ng permit pero wala ko naipakita kaya ako ay kanilang hinuli.
- Hearing Officer: Alam nyo ba na ipinagbabawal ang pagputol o magbiyahe ng kahoy na walang kaukulang permit o papeles mula sa DENR?
- S. Hipolito: Opo pero nagpaalam na ako sa barangay. Pinasabi ko kay konsehal na ipaalam ako kay kapitan na ako ay magpapatol ng isang puno.
- Hearing Officer: Ano po ang sabi sa inyo ni konsehal?



- S. Hipolito: Sinabi po sa akin na sya na ang bahala na magpaalam kay kapitan.
- Hearing Officer: Alam po ninyo na kailangan ng permit sa pagputol?
- S. Hipolito: Opo pero hindi ko alam kung saan kukunin.
- Hearing Officer: Ito po ba ang una nyong kaso?
- S. Hipolito: Opo.
- Hearing Officer: Sino po ang may-ari ng chainsaw?
- S. Hipolito: Si Danay po.
- Hearing Officer: May permit po ba sya sa chainsaw?
- S. Hipolito: Wala po.
- Hearing Officer: Meron po ba kayong gustong sabihin o idagdag sa inyong salaysay?
- S. Hipolito: Yung puno po na yun ay paggawa lang ng bahay namin. Nangutang pa nga ako kay kapitan sa paggawa nun.
- Hearing Officer : Maraming salamat po sa inyong pagunlak sa aming paanyaya nang pagdinig sa araw na ito at pasensya sa kaunting abala. Kami ay umaasa sa inyo na maging responsable sa ating kapaligiran. Ipagpaalam na din ninyo na ang DENR at talagang maghihigpit para mapursige ang pag iimplementa ng batas hindi lang sa Roxas kundi sa buong Pilipinas. Kaya ang pakiusap po namin sa inyo ay maging responsable tayo sa ating kalikasan. Salamat po ng marami.
- Nagsasalaysay:

*Hipolito R. Rosas*  
**HIPOLITO RODELAS ROSAS**

*Administrative Hearing adjourned: 10:23 am*

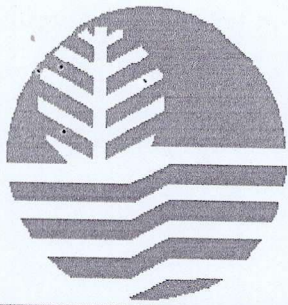
Aking lalagdaan ang testimonyang ito ngayong ika-21 nang Hunyo taong 2022 sa DENR-CENRO San Mariano, Roxas, Oriental Mindoro.

I HEREBY CERTIFY that this instrument consisting of 5 pages including this page are true and correct to the best of my knowledge and belief.

*Catherine Olaveria*  
**CATHERINE OLAVERIA**  
Legal Researcher/Recorder

SUBSCRIBED AND SWORN to before me this 21<sup>st</sup> day of June 2022 at DENR CENRO-Roxas, Oriental Mindoro.

*Reynaldo P. Pudiquet*  
**REYNALDO PUDIQUET**  
Forester III/Chief MES



Republic of the Philippines  
Department of Environment and Natural Resources  
MIMAROPA Region  
**Community Environment and Natural Resources Office**  
Camia St., San Mariano, Roxas, Oriental Mindoro  
Contact No. : 0917 876 9985/ 0917 113 5572  
VOP: (043) 289-7118  
Email: cenroroxas\_orientalmin@yahoo.com

**PAGBIBIGAY-ALAM SA PAGDINIG**

**June 7, 2022**

SA KINAUKULAN:

**Danay Bangdayan Banay**

Ipinapaalam po ng mga kawani o tauhan ng Kapaligiran at Likas Yaman (DENR) na nakatalaga sa Barangay San Mariano, Roxas, Silangang Mindoro na ang Municipal Police Station ng Bansud ay nakahuli/nakasamsam anim (6) pirasong nilagaring kahoy na natagpuan sa Sitio Sta. Maria, Barangay Salcedo, Bansud, Silangang Mindoro humigit kumulang ika 12:30 ng tanghali noong Hunyo 6, 2022. May kabuoang bilang na 98.67 board feet na piraso na nilagaring kahoy at troso ng Anabiong ang nasamsam at nakadeposito/nasa pag-iingat DENR-CENRO, Barangay San Mariano, Bayan ng Roxas, Silangang Mindoro.

Alinsunod sa Presidential Decree No. 705 at ng Executive Order No. 277 at R.A. 9175, kayo po ay aming inaanyayahan na magbigay ng salaysay pagkatapos matanggap itong sulat at magsadya sa gaganaping pagdinig na isasagawa ng gaming tanggapan na matatagpuan sa Barangay San Mariano, Roxas, Silangang Mindoro sa **June 21, 2022** ganap na **9:00 ng umaga** sa nasabing lugar. Ang nabanggit na pagdinig ay ipinatutupad sa ilalim ng Department Administrative Order 97-32 na nagbibigay ng pagkakataon sa may-ari na magpakita ng mga kinakailangang katibayan/dokumento na kung saan ang mga nabanggit na mga nahuling produkto, makinarya o kagamitan ay hindi tuluyang masamsam o makumpiska sa panig ng pamahalaan.

Inaasahan po na lahat ng ito ay bibigyan ng kaukulang pansin at lubos na pahalagahan.

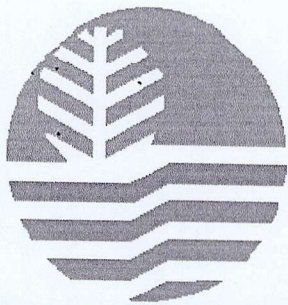
Maraming salamat po.

Sumasainyo,

DANAY B. BANAY

6 - 7 - 22

REYNALDO PUDIQUET  
Forester III/Chief MES



Republic of the Philippines  
Department of Environment and Natural Resources  
MIMAROPA Region  
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**PAGBIBIGAY-ALAM SA PAGDINIG**

**June 7, 2022**

SA KINAUKULAN:

**Hipolito Rodelas Rosas**

Ipinapaalam po ng mga kawani o tauhan ng Kapitaligiran at Likas Yaman (DENR) na nakatalaga sa Barangay San Mariano, Roxas, Silangang Mindoro na ang Municipal Police Station ng Bansud ay nakahuli/nakasamsam anim (6) pirasong nilagaring kahoy na natagpuan sa Sitio Sta. Maria, Barangay Salcedo, Bansud, Silangang Mindoro humigit kumulang ika 12:30 ng tanghali noong Hunyo 6, 2022. May kabuoang bilang na 98.67 board feet na piraso na nilagaring kahoy at troso ng Anabiong ang nasamsam at nakadeposito/nasa pag-iingat DENR-CENRO, Barangay San Mariano, Bayan ng Roxas, Silangang Mindoro.

Alinsunod sa Presidential Decree No. 705 at ng Executive Order No. 277 at R.A. 9175, kayo po ay aming inaanyayahan na magbigay ng salaysay pagkatapos matanggap itong sulat at magsadya sa gaganaping pagdinig na isasagawa ng gaming tanggapan na matatagpuan sa Barangay San Mariano, Roxas, Silangang Mindoro sa **June 21, 2022** ganap na **9:00 ng umaga** sa nasabing lugar. Ang nabanggit na pagdinig ay ipinatutupad sa ilalim ng Department Administrative Order 97-32 na nagbibigay ng pagkakataon sa may-ari na magpakita ng mga kinakailangang katibayan/dokumento na kung saan ang mga nabanggit na mga nahuling produkto, makinarya o kagamitan ay hindi tuluyang masamsam o makumpiska sa panig ng pamahalaan.

Inaasahan po na lahat ng ito ay bibigyan ng kaukulang pansin at lubos na pahalagahan.

Maraming salamat po.

Sumasainyo,

*Hipolito Rodelas Rosas*  
**Hipolito Rodelas Rosas**

*C-7-22*

*Reynaldo D. Pudiquet*  
**REYNALDO D. PUDIQUET**  
Forester III/Chief MES

Republic of the Philippines  
Department of Justice  
**NATIONAL PROSECUTION SERVICE**  
ORIENTAL MINDORO PROVINCIAL PROSECUTION OFFICE  
Pinamalayan, Oriental Mindoro

**INVESTIGATION DATA FORM**

*6/8/22*

To be accomplished by the office:

DATA RECEIVED: \_\_\_\_\_

NPS DOCKET NO: \_\_\_\_\_

(Stamped and initialed): \_\_\_\_\_

Time Received: *2:15 PM*

*IV-07a-1NR-225-00/22*

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

Receiving Staff: *TOTCH NAE P. STN*

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

*Administrative Assistant V*

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

**COMPLAINANT/s: Name, Sex, Age & Address**

Bansud MPS represented by PMSg Aries J Loto, of legal age, married, and res of Brgy. Kawit, Gloria, Oriental Mindoro and PCpl Ron Alvin M Palatino, of legal age, married, and res of Brgy. Sta. Maria, Gloria, Oriental Mindoro.

**RESPONDENT/s: Name, Sex, Age, & Address**

Hipolito R. Rosas, of legal age and res of Brgy. Salcedo, Bansud, Oriental Mindoro  
*Dana-J B. Banay, of legal age, married and residing res. of Brgy. Manihala, Bansud, Oriental Mindoro*

**OFFENSE/s COMMITTED / LAW/s VIOLATED:**  
PD 705

**WITNESS/es: Name & Address**

PMSg Aries J Loto, of legal age, married, and res of Brgy. Kawit, Gloria, Oriental Mindoro and PCpl Ron Alvin M Palatino, of legal age, Married, and res of Brgy. Sta. Maria, Gloria Oriental Mindoro.

**DATE & TIME of COMMISSION:**

June 6, 2022/12:30 PM

**PLACE of COMMISSION:**

So. Sta Maria, Brgy. Salcedo, Bansud, Oriental Mindoro

1. Has a similar complaint been filed before any other Office? YES ☐ NO ☐  
2. IS this complaint in the nature of a counter-charge? YES ☐ NO ☐ If yes, Indicate details below  
3. Is this complaint related to another case before this Office? YES ☐ NO ☐ If yes, Indicate details below

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

**CERTIFICATION \***

I CERTIFY, under oath, that all the information on this sheet are true to the best of my knowledge and belief, that I have not commenced any action or filed any claim involving the same issued in any court, tribunal, or quasi fact this Honorable Office within five (5) days from knowledge thereof..

*Aries J Loto*  
PMSg Aries J Loto  
(Signature over printed name)

**SUBSCRIBED AND SWORN TO** before me this 8<sup>th</sup> day of June, 2022 at Bansud MPS, Brgy. Poblacion, Bansud, Oriental Mindoro

*EA*



Republic of the Philippines  
NATIONAL POLICE COMMISSION  
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA  
**ORIENTAL MINDORO POLICE PROVINCIAL OFFICE**  
**BANSUD MUNICIPAL POLICE STATION**  
Barangay Poblacion, Bansud, Oriental Mindoro



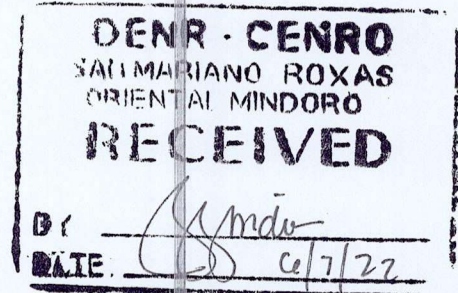
**MEMORANDUM**

FOR : The Acting Provincial Director  
(Attn: Chief PIDMU, POMU, and PIU)

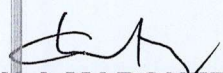
FROM : Chief of Police

SUBJECT : **Report on Violation of PD 705 (Forestry Reform Code of the Philippines) and Violation RA 9175 ( Chainsaw Act)**

DATE : June 6, 2022



1. What: Report on violation of PD 705 (Forestry Reform Code of the Philippines) and Violation of RA 9175 (Chainsaw Act)
2. Where: So. Sta Maria, Salcedo ,Bansud, Oriental Mindoro.
3. When: On June 6,2022 at 12:30 PM.
4. Who: a.Hipolito Rodelas Rosas (Sawn Lumbers Owner),58 years old single,Barangay Tanod of the said Barangay.  
b. Danay Bangdayan Banay (Chainsaw Operator) 51 years old,married,IP and a resident of So.Palamang, Manihala, Bansud, oriental Mindoro.
5. How: On DTPO information was received by this office coming from a concerned citizen that allegedly a certain Danay B. Banay was observed to be cutting lumbers. Immediately, the Intel personnel of this station conducted covert and random validation which revealed that Hipolito R. Rosas definitely owns the said lumbers without any authority under a licensed agreement, lease, license or permit.
6. Therefrom, operating elements of Bansud MPS under the supervision of the undersigned upon confirmation made by the intel operatives went to the said place which successfully yielded to the recovery of 3 pcs assorted sizes of newly sawn lumbers and species which are to be determined by **CENRO ROXAS** and 1 unit of assembled/unregistered STIHL chainsaw owned by Danay B. Banay. Investigator on case Pat Harry Noel R. Quinto with cellphone no 09491355378.
7. For information and progress report will follow.

  
**CHRISTIAN A MARQUEZ**  
Police Major



Republic of the Philippines  
NATIONAL POLICE COMMISSION  
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA  
**ORIENTAL MINDORO POLICE PROVINCIAL OFFICE**  
**BANSUD MUNICIPAL POLICE STATION**  
Barangay Poblacion, Bansud, Oriental Mindoro



June 6, 2022

**CAESAR E. QUEBEC**

CENR Officer

DENR CENRO

Brgy San Mariano, Roxas, Oriental Mindoro

Dear Mr. Quebec


The undersigned respectfully request verification within your records if the name indicated below has a valid permit to cut timber tree within the specified area and the registration of STIHL chainsaw with serial no. 11067917607 to wit: 12301490

- HIPOLITO R. ROSAS (Sawn Lumbers Owner) 58 years old, Barangay Police of Barangay Salcedo, Bansud, Oriental Mindoro.
- DANAY BANGDAYAN BANAY (Chainsaw Owner) 51 years old, married, IP and a resident of Barangay Manihala, Bansud, Oriental Mindoro.

The subject persons was caught in the act piling 3 pcs newly sawn lumbers (Hanadiong tree) marked as **UMJR-1, UMJR-2, UMJR-3** near the house of Hipolito R. Rosas at So. Sta Maria, Brgy Salcedo, Bansud, Oriental Mindoro and one (1) unit of chainsaw marked as **UMJR-4** operated by Danay B. Banay, Indigenous People (IP). The abovementioned subjects failed to present the necessary documents for cutting timber tree and the Certificate of Registration of the said chainsaw and was apprehended by elements of Bansud MPS led by PEMS Joel L Malimata. Likewise the undersigned humbly request for individual scaling of the said lumbers.

Further request to furnish this Station a copy of certificate about the present status of the said person for our ready reference.

Thank you very much and more power.

  
**CHRISTIAN A MARQUEZ**  
Police Major  
Chief of Police



Republic of the Philippines  
NATIONAL POLICE COMMISSION  
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA  
**ORIENTAL MINDORO POLICE PROVINCIAL OFFICE**  
**BANSUD MUNICIPAL POLICE STATION**  
Barangay Poblacion, Bansud, Oriental Mindoro



June 6, 2022

**CAESAR E QUEBEC**

CENR Officer

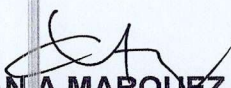
DENR CENRO

Brgy San Mariano, Roxas, Oriental Mindoro

Dear Mr. Quebec

Respectfully turn-over to your good office for custody and proper disposition the herein confiscated/recovered evidence from the actual possession of Danay B Banay and Hipolito R Rosas to wit:

1. One (1) unit of chainsaw (marked as UMJR-4)
2. Three (3) pcs of good lumber (marked as UMJR-1,UMJR-2,UMJR-3)

  
**CHRISTIAN A MARQUEZ**  
Police Major  
COP, Bansud MPS

REPUBLIKA NG PILIPINAS )  
LALAWIGAN NG SIL MINDORO )  
B A Y A N NG BANSUD ) S.S

**PINAGSAMANG SINUMPAANG SALAYSAY NG PAG-ARESTO**  
**(ARRESTING OFFICER)**

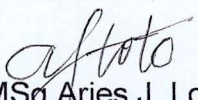
Kami, si PCpl Ron Alvin M. Palatino at PMSg Aries J. Loto, nasa wastong gulang, may asawa, kawani ng Pambansang Kapulisan ng Pilipinas, at nakatalaga dito sa Himpilan ng Pulisya ng Bansud, Bansud, Silangang Mindoro, matapos manumpa at malaman ang mga karapatan ng naayon sa umiiral na Saligang Batas ng Pilipinas ay malaya at kusang loob na nagsasalaysay ng mga sumusunod;

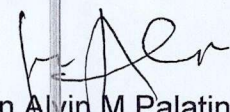
1. Na, noong ika-6 ng Hunyo 2022 ang oras ay humigit kumulang 12:30 ng tanghali habang kami ay nakaduty sa Himpilan ng Pulisya ng Bansud, ang aming Hepe ay nakatnggap ng tawag mula sa concerned citizen. Ayon dito, mayroong naglalagari ng punong kahoy na Hanadiong sa Sitio Santa Maria, Barangay Salcedo, Bansud, Oriental Mindoro. Kung kaya ang aming Hepe ay nag utos sa mga kasamahan naming Intel PNCO upang kumpirmahin ang nasabing impormasyon at ng mapag alamang positibo ang nasabing impormasyon ay kaagad bumuo ng team ang aming Hepe upang ioperate ng nasabing illegal na pagpuputol ng punong kahoy. Na, pagdating naming sa nasabing lugar ay nahuli naming sa akto ang isang lalaki na hawak ang isang chainsaw habang linalagari ang nasabing punong kahoy na kinilalang si Danay B. Banay isang katutubo na naninirahan sa Barangay Manihala, Bansud, Oriental Mindoro. Habang kinilala naman ang may ari ng punong kahoy na siya ring nagpapatol na si Hipolito R. Rosas na naninirahan sa nasabing lugar. Nang aming tanungin ang mga ito kung my kaukulang rehistro ang nasabing chainsaw at permit sa paglalagari ng nasabing puno ay bigo silang naipakita sa amin ang ligalidad ng operasyon nila Kung kaya't kami ni PMSg Aries J. Loto at PCpl Ron Alvin M. Palatino ay inatasan ng aming Hepe na si PMAJ CHRISTIAN A MARQUEZ na arestuhin ang mga nasabing responsable sa pagputol ng puno. Doo'y ipinaliwanag naming kay Hipolito R. Rosas at Danay B Banay kung bakit namin sila inaresto, sinabi namin sa kanila na ang paggamit ng chainsaw na hindi rehistrado sa kinauukulan at maging ang pagputol at paggagayat ng kahoy na walang kapahintulutan ng kinauukulan ay mahigpit na ipinagbabawal ng batas at ito'y may karampatang kaparusahan. Sumunod dito ay sinabihan naming sila ng kanilang mga karapatan bilang arestadong suspek gaya ng mga sumusunod: "MAY KARAPATAN KANG MANAHIMIK O MAGSAWALANG KIBO AT ANO MAN ANG IYONG SASABIHIN AY MAARING GAMITIN PABOR O LABAN SA IYO. MAY KARAPATAN KANG KUMUHA NG TAGAPAGTANGGOL NA KANILIANG PINILI AT KUNG WALA KA KAKAYAHAN AY PAGKAKALOObAN KA NG LIBRE NG ATING PAMAHALAAN UPANG IPAGTANGGOL KA SA HUKUMAN"

2. Na,matapos naming maaresto si Danay B. Banay dahil sa paglabag niya sa RA 9175 at PD 705 at si Hipolito R. Rosas sa paglabag sa PD 705. Doo'y inumpisahan ng aming imbestigador ang pagproseso sa mga ebidensyang nakumpiska at si PCpl Urbito Musnit Jr ang nagmarka ng mga nakumpiskang kahoy at nilagyan niya ito ng tanda na "UMJR-1" hangang "UMJR-3", samantalang ang chainsaw naman ay nilagyan niya ng tanda na "UMJR-4". Na ang mga mahahalagang tagpo dito ay kinuhaan ng mga larawan. (See attached Pictures);


Na, kaya kami nagbigay ng ganitong salaysay ay upang ipaalam sa lahat na maayos at makatao ang aming ginawang pag-aresto kina Danay B. Banay at Hipolito R. Rosas Magalang namin na hinihiling sa Tanggapan ng Panlalawigang Taga-usig na sampahan ng kaukulang kaso dahil sa ilegal nilang paggamit ng chainsaw at pagpuputol ng kahoy.

**BILANG PATOTOO** ay inilagda namin ang aming buong pangalan sa ibaba nito ngayong ika-6 ng Hunyo 2022 dito sa bayan ng Bansud, Oriental Mindoro

  
PMSg Aries J. Loto  
(Nagsasalaysay)

  
PCpl Ron Alvin M Palatino  
(Nagsasalaysay)

**SUBSCRIBE AND SWORN TO** before me this 6<sup>th</sup> day of June 2022 at Bansud, Oriental Mindoro, and that by I hereby certify that I personally examine the affiant and I am satisfied that they fully understood and voluntarily executed statement.

  
**CHRISTIAN A MARQUEZ**  
Police Major  
COP, Bansud MPS

REPUBLIKA NG PILIPINAS )  
LALAWIGAN NG SIL MINDORO )  
B A Y A N NG BANSUD ) S.S

**SINUMPAANG SALAYSAY NG (SEIZING OFFICER)**

Kami, si PCpl Urbito Musnit Jr nasa wastong gulang, kawani ng Pambansang Kapulisan ng Pilipinas, at nakatalaga dito sa Himpilan ng Pulisya ng Bansud, Bansud, Silangang Mindoro, matapos manumpa at malaman ang mga karapatan ng naayon sa umiiral na Saligang Batas ng Pilipinas ay malaya at kusang loob na nagsasalaysay ng mga sumusunod:

Na, noong ika-6 ng Hunyo 2022 ang oras ay humigit kumulang na alas dose imedya ng tanghali, ang aming Hepe ay nakatnggap ng tawag mula sa concerned citizen. Ayon dito, mayroong naglalagari ng punong kahoy na Hanadiong sa Sitio Santa Maria, Barangay Salcedo, Bansud, Oriental Mindoro.

Na, Kung kaya ang aming Hepe ay nag utos sa mga kasamahan naming Intel PNCO upang kumpirmahin ang nasabing impormasyon at ng mapag alamang positibo ang nasabing impormasyon ay kaagad bumuo ng team ang aming Hepe upang ioperate ng nasabing illegal na pagpuputol ng punong kahoy.

Na, pagdating naming sa nasabing lugar ay nahuli naming sa akto ang isang lalaki na hawak ang isang chainsaw habang linalagari ang nasabing punong kahoy na kinilalang si Danay B. Banay isang katutubo na naninirahan sa Barangay Manihala, Bansud, Oriental Mindoro. Habang kinilala naman ang may ari ng punong kahoy na siya ring nagpapatol na si Hipolito R. Rosas na naninirahan sa nasabing lugar. Nang aming tanungin ang mga ito kung my kaukulang rehistro ang nasabing chainsaw at permit sa paglalagari ng nasabing puno ay bigo silang naipakita sa amin ang ligalidad ng operasyon nila Kung kaya't Ako, PCpl Urbito Musnit Jr ay inatasan ng aming Hepe na si PMAJ CHRISTIAN A MARQUEZ bilang seizing officer ng nasabing pinutol na puno at ang chainsaw na ginamit sa pagputol nito. Minarkahan ko ang tatlong pirasong kahoy na UMJR-1, UMJR-2, UMJR-3 habang UMJR-4 naman ang minarka ko sa chainsaw.

Na, ang proseso ng pagmamarka ng mga ibidensya na aking (PCpl Urbito Musnit Jr) ginawa ay kinuhanan ng litrato ni Pat Harry Noel R Quinto.

**(SEE ATTACHMENT: PICTURES)**

Na, kung kaya ako ay gumawa ng ganitong salaysay ay upang patunayan sa lahat, maayos ang aking ginawang proseso ng pagmamarka ng mga nakuhang ibidensya

**BILANG PATOTOO** ay inilagda ko ang aking pangalan sa ibaba nito ngayong ika-6 ng Hunyo 2022 dito sa bayan ng Bansud, Oriental Mindoro.



PCpl Urbito Musnit Jr  
(Nagsasalaysay)

**SUBSCRIBE AND SWORN TO** before me this 6<sup>th</sup> day of June 2022 at Bansud, Oriental Mindoro, and that by I hereby certify that I personally examine the affiant and I am satisfied that he fully understood and voluntarily executed his statement.



**CHRISTIAN A MARQUEZ**  
Police Major  
COP, Bansud MPS