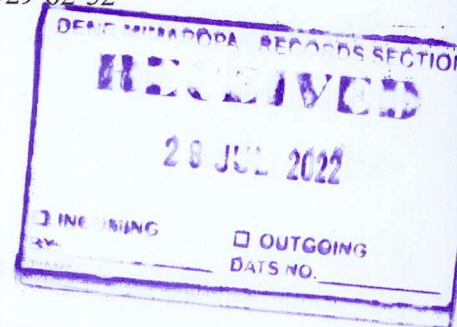




Republic of the Philippines
Department of Environment and Natural Resources
Visayas Avenue, Diliman, Quezon City, 1100
Tel. Nos.: (632) 929-66-26 to 29 • (632) 929-62-52
929-70-41 to 43-52



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 : CC LETTER DTD 07/07/2022 OF MR. QUIRINO D. ABREA RE:
LAND PROBLEMS IN BRGY. BUENAVISTA, PUERTO
PRINCESA CITY, PALAWAN

DATE : 21 JUL 2022

Referred herewith is the copy furnished letter dated July 7, 2022, from Mr. Quirino D. Abrea of No. 68 Sitio Sia, Purok Milenyo, Brgy. Buenavista, Puerto Princesa City, Palawan regarding the alleged several land problems in their barangay as stated therein.

Please take appropriate action on the matter in coordination with the concerned party consistent with the existing policies, rules, and regulations. Copy furnish this office of the action taken citing document tracking no. DENRCO-ASRMD-2022-017183 for record and monitoring purposes.

FOR COMPLIANCE.


GILBERT C. GONZALES, CESO III

Copy furnished:

MR. QUIRINO D. ABREA
No. 68, Sitio Sia, Purok Milenyo, Brgy. Buenavista
Puerto Princesa City, Palawan

17183
July 7, 2022

TO: **HIS EXCELLENCY PRESIDENT FERDINAND R. MARCOS JR.**
Presidential Complaint Center
Malacañang Palace

COPY FURNISHED:

Honorable SARA DUTERTE-CARPIO
Vice President

Honorable JESUS CRISPIN "BOYING" REMULLA
DOJ Secretary

Honorable BENJAMIN D. ABALOS JR.
DILG Secretary

Honorable VICENTE D. DANA O JR.
PNP CHIEF

Honorable RAFAEL T. TULFO
Senator

Honorable ERNESTO D. ADOBO JR.
OIC, DENR Secretary

Honorable LORMELYN E. CLAUDIO
MIMAROPA Regional Executive Director

Honorable FELIZARDO B. CAYATOC
PENRO Palawan

Honorable PEDRO A. VELASCO
OIC, CENRO Puerto Princesa City

Honorable LUCILO R. BAYRON
MAYOR Puerto Princesa City

ENGR. ALBERT JIMENEZ JR.
City Engineering – Department Head

ENGR. JOVEN CIRIACO V. BALUYUT
Acting City Assessor

Honorable JUANITO D. CAPIN
Barangay Captain Buenavista



Honorable DENNIS E. BORRAMEO
Barangay Captain Bahile

Honorable LORNA L. DELA ROSA
Barangay Captain Manalo

Honorable CAMILO C. DELA CRUZ
Barangay Captain Maruyogon

Honorable BERLIE B. GABINETE
Barangay Captain Lucbuan

LAYUNIN: HILING NA "PUBLIC HEARING" SA PUERTO PRINCESA CITY KAUGNAY SA PATONG PATONG NA PROBLEMA SA LUPA SA BARANGAY BUENAVISTA.

HILING NA IKANSELA ANG "APPROVED PLAN" SA PANGALAN NI ROMIA LABRADOR ET AL NG BARANGAY MACARASCAS DAHIL ANG LUPANG INAANGKIN AY DITO SA BARANGAY BUENAVISTA, PUERTO PRINCESA CITY, PALAWAN AT IBIGAY SA TUNAY NA BENEPISYARYO NA MAY POSSISSORY RIGHTS, AUBREVISTA HEIGHTS ASSOCIATION, INC. REPRESENTED BY PRESIDENT QUIRINO D. ABREA ET AL.

Mahal na Presidente Marcos:

Magandang araw po sa inyong maharlikang tanggapan.

Bilang "Haring Matuwid" ng bansang Pilipinas sa ngayon, lubos na nagagalak ang puso ng bayan! Nagsimula kay "Tatay Digong" ay nabuksan muli ang pag-asa laban sa Red tape! Korapsyon! Palakasan system! Paggamit sa posisyon sa departamento upang magnakaw ng Karapatan? Legality ng Possissory Rights sa public land? Paggamit ng kapangyarihan ng ilang Politiko na tinatawag na "Bossing"ng mga "Blue Boys" "Bonet Gang"? Ilang tuta ng pulis? Na kapag gusto nilang arestuhin, pati hustisya kayang pilipitin at baliktarin. Subalit nakalimutan po nila na Diyos ang may-ari ng langit at lupa, bundok, dagat at ilog? At may batas din para sa public land at boundaries? Kung kaya't nasa inyo pong mga kamay ang pag-asa ko at sa awa ng Diyos ng Langit, ang Diyos na Buhay!

ANNEX "A," "A-1," "A-2," "A-3"

Simula sa mga magulang ko, Felix-Natividad Abrea, ay sinikap na nilang pagyamanin ang lupang ito. Patotoo ang mga tanim nilang mga niyog at mga punongkahoy na matatanda na sa ngayon. (**ANNEXES "B," "B-1," "B-2"**) Kung sila Romia Labrador et al at si Eduardo Padojinog at mga kasama nya sa CENRO na nakapirma sa Approved Plan ng Lot 68 na ito at nagpatayo ng cemented building ng walang Building Permit? Exempted? May matang nakakita sa paglipat ng tie line ng malaking muhon na ginamitan ng back hoe! Galing ng "Sia River to Kamanglit River" sa may building ni Padojinog na cashier ng CENRO at mga kasamahan nila sa CENRO, PENRO,

REGION MIMAROPA, na nag-approved naman?? At ang LGU na may responsibilidad sa actual use ng lupa? Dapat ay gumawa ng sensus, kinuha ang bilang ng populasyon? Kinonsulta ba nila ang mga Barangay ? Mamamayan? Isinaalang-alang ba nila ang mga tao? Tulad ko simula 2000-2021 ay Purok President ako ng Sitio Sia Purok Milenyo, Barangay Buenavista, Puerto Princesa City Palawan, at ngayon ay ang anak ko naman na si Raiza Abrea ang Purok President. (Ito po ba ang tinatawag nila na Political Boundary?) Nasan po sila? Si Romia Labrador, Ex-Barangay Captain ng Barangay Macarascas? Mga planted na kaso nila sa akin! Purok President ako dito sa amin sa Barangay Buenavista pero ang magsusubpoena ay Barangay Macarascas? Ako po ay hindi nakapag-aral na tulad ng mga taong ito? Ngunit ginamit nila ang kanilang edukasyon upang manloko? Gumawa ng "Table Survey", sinagasaan ang 5 Barangay (Buenavista, Manalo, Maruyogon, Lucbuan, Bahile) para kunin ang Lot 68 na humigit kumulang 1,000 hectares. **ANNEX "C"**

Ito po ba ang mga empleyadong pinagkatiwalaan nyo ng DENR Land Management Bureau? Tapos ang Assessor ay ganun din po? Dokumentadong mga ebidensya! Sino po ang gumawa ng plano? Nag-approved? Pumirma sa Plano? Dismissed? Inspector? Anong ginawa? Walang Nakita? May piring ang mata? Lahat po sila ay government employees? Kanino po galing ang sweldo nila? Sa kaban ng bayan, di po ba? Nasa kamay nyo po Mahal na Pangulo ang kinabukasan ng tunay na lingkod bayan? Lakip po dito ang mga "Mudos Operation" nila. **ANNEX "D", "D-1"**

Tulad po ng Motion for Reconsideration na ipinasubmit namin? Bagama't Pandemic sinamantala nila ang sitwasyon? Hindi iginalang ang "Global Crisis" para gamitin pa nila ito sa kaso ko? Habang ang ating gobyerno ay nagsisikap gawin ang lahat ng posibleng paraan para sa ikabubuti ng mamamayang Pilipino. At sa totoo lang po nakapagtataka wala akong natatanggap ni isang kopya ng Order? O Notice? Dismissal copy ko? At may pirma daw po na natanggap ko ang kopya ko? Ang totoo kung hindi pa may endorsement galing Malacañang? Kay Sir Ramon Tulfo ay hindi po nila ako bibigyan ng kopya ng mga sinasabi nilang Order o Notice? (**ANNEXES "E", "E-1", "E-2", E-3"**) At ngayon ika-copy furnish din namin si Senator Raffy Tulfo na galit sila sa mga mang-aapi? Sa mga hindi gumaganap ng mga tungkulin bilang Public Servant? Government Employee? Hustisya at katotohanan ang hangad namin. Panahon na ng paglilinis ng bulok na sistema ng mga departamento ng gobyerno?? Tapos isisipi sa gobyerno? Anong alam ng Presidente ng Pilipinas kung walang magpapaabot ng sumbong? At maglalakas-loob na tumayo sa katotohanan!

Kaya lakas loob po naming ipinaparating sa inyong tanggapan Mahal naming Pangulo ang mga pangyayaring ito. Nadama po namin simula kay "Tatay Digong" ang pag-asa! Lakas loob! na magsumbong sa mataas na awtoridad ng ating pamahalaan? Kaya kay Pangulong Duterte pa lang po ay ipinaalam na po namin ito, ang sulat ko po na ito ay ikatlong beses na. Wala na po kaming tiwala dito sa DENR- LMB ng CENRO-PENRO-REGION kung mga pangalan pa rin ng mga

sangkot sa kaso ang gagawa ay hindi po namin makakamit ang hustisya. Sinira nila ang “imahe” ng government employee!!... **Dapat po i-ammend nila ang ginawa nilang mali, ang Approved Plan dapat ang nakalagay ay “Aubrevista Heights Association Inc. represented by President Quirino D. Abrea Et Al imbes na Romia Labrador Et Al?..**

May mga nagbuwis na ng buhay, mismong anak ko po ay pinatay noon pa.(**ANNEX “F”**) At ngayon laging may naggugulo at pilit na sinasakop ang lugar namin ng mga land grabber na ito na binibenta ang lupang sakop namin at marami ang biktima dito. Mga pekeng titulo at tax dec? Address ay Macarascas pero ang lupa ay nasa Buenavista? Dapat po ay inilipat din nila ang ilog, sapa, dagat, at bundok? Ilabas na nila ang mga ninakaw nilang karapatan at lupa? Sino ang tunay na nasa likod ng mga ito? Dahil sa Political Boundary na pawang labag sa batas ng Diyos at batas ng tao? Malinis na gobyerno po ang nais namin! Matinong empleyado ng gobyerno at awtoridad ang hiling po namin. Tama na ang planted na kaso? Ang pang-aabuso sa aming tunay na Palaweño, pang-aagaw ng Posisyon (Commonwealth Act 141) Patunayan sa sensus, birth certificate, marriage ceretificate, barangay certificate, haba ng paninirahan sa lugar?

Kaya po Mahal na “Haring Matuwid”, **“PUBLIC HEARING” sa Puerto Princesa City** ang hiling ko po! Witness po ay representative ng Malacanang Usec, lahat ng concern department. Dito po lalabas ang lawak ng sabwatan ng mga departamento. Sasagutin nila ang mga taga Barangay Buenavista, at ibang panig ng Palawan? Announcement by Mediag “hindi bias”? Radio copy furnish bago po ang public hearing? “Announcement” Public ang audience, imbitado ang mga sangkot dito simula Barangay Officials, Municipal Officers concern, CENRO-PENRO, LMB Planning Officers. Open Forum to the Public, documented by munites, listahan ng mga dumalo na may pirma, may kasamang Wescom Military Officers na magbabantay sa mga tinatawag na “Blue Guards at Bonet Gang” na padala ng kanilang Bossing na maaring nasa area habang ginaganap ang Public Hearing. Ito po ang nais namin.

Huwag na po natin hintayin na Diyos na lang po ang humatol nito? (Bible: Genesis 15: 18 9 (Natural Boundary); Bible: Bilang 34:3-8) May mga anak, apo, kaibigan, at kapitbahay po ang Abrea. Hindi sa mga land grabber? (Bible: Josue 14:2-8) Anong paraan ang ginawa ng LMB, ng mga may gawa ng Approved Plan ng Lot 68? (Bible: Kawikaan/Proverbs 23:10-11; 22:28-29). Kung noon ay walang alam ang Hari? Ngayon ay meron.. Matagal ng pinilipit ang batas at legal na paraan? Ano po ang ginagawa noon ng Diyos at ng Hari? (Bible: Deuteronomio 27:17-19) Patay na ang magulang ko na nagsimula Felix-Natividad Abrea? (Bible Isaias 33:21-22 / Legality Bible: Ezra 8:36; 7:21) Ibigay po sa amin ang Survey Authority na inapply ng ina ko na si Natividad Abrea 2010 pa? Tapos inaprobahan ng LMB Region sa Romia Labrador Et Al sa kabilang Barangay Macarascas? (Bible Deuteronomio 19:14 – Minanang Posisyon)

Nawa'y bigyang pansin nyo po Mahal na Pangulo sa lalong madaling panahon.

Maraming maraming salamat po sa inyong tulong at tapat na hangaring mapabuti ang sambayanang Pilipino.

Lubos na gumagalang,


QUIRINO D. ABREA

CP No. 09268745803

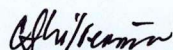
Email address: adquirino.795@gmail.com

KASAMANG DOKUMENTO:

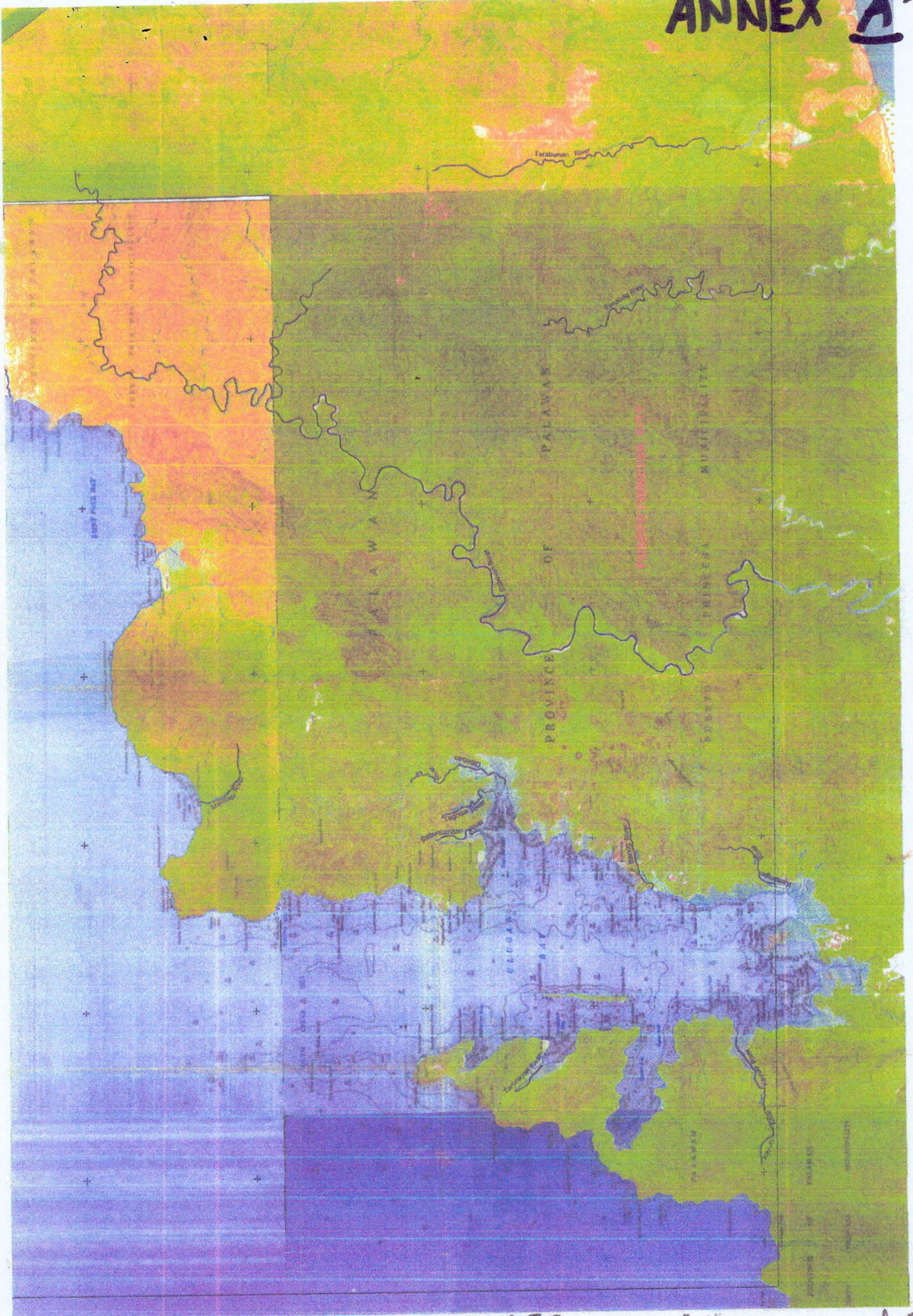
- ANNEX "A,"A-1,"A-2,"A-3"- Namria Map, Subd. Plan, Survey Application, Development Permit
- ANNEX "B,"B-1,"B-2"- Tax Dec ng Magulang ko at naming magasawa
- ANNEX "C" – Topographic Map Puerto Princesa City?
- ANNEX "D,"D-1" – Fake Aubrevista, Filing Case
- ANNEXES "E," "E-1," "E-2," E-3" – DENR Notices, Decisions
- ANNEX "F" – Death Certificate ng anak ko

SUBSCRIBED AND SWORN to before me this _____ day of 08 JUL 2022 2022.
The affiant exhibited to me his _____ ID No. _____ issued on _____ at _____.

Doc No. 112
Page No. 24
Book No. 1
Series of 2022


ATTY. CONCEPCION P. VILLAREÑA
NOTARY PUBLIC for Quezon City
Until December 31, 2022
PTR No. 2442851 / 01-03-2022 / QC
IBP No. 093587 / 10-22-2019 / QC
MCLE No. VII-00006994 / 09-21-2021
ADM. MATTER No. N.P.-005 (2022-2023)
Roll No. 30457 / 05-09-1980

ANNEX "A"



ORIGINAL FROM: NAMREA TO Alienable and Dispos

ANNEX "A-I"

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[illegible]

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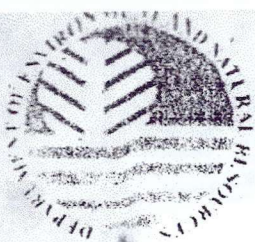
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Republic of the Philippines
Department of Environment and Natural Resources
Region IV-B MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Puerto Princesa, Palawan

ANNEX "A-2"

Subject: Survey Authority for tract of Public Land
Located at Brgy. Buenavista, Pto. Princesa
City

Survey Authority No. 045316-2011-77

Date: July 4, 2011

Engr. MARIANO Q. MAGLINES

19 Talakitok St., New Buncag

Brgy. Mandaragal, Puerto Princesa City

Sir/Madam,

Pursuant to DENR Adm. Order No.38 and upon evaluation of the request **QUIRINO DALABAJAN- ABREA ET. AL.**, to avail of your services, authority is hereby granted to you to execute the survey thereof of the subject to the relevant provisions of the Manual for Land Surveys in the Philippines as amended and to the conditions stated at the back hereof.

Violations of the aforesaid conditions shall invalidate this authority, and the damages that may result there from shall be your sole liability and professional responsibility.

Very Truly Yours,

Conditions Accepted:

For and by Authority of the
Secretary of DENR:

Above stated request confirmed:

Issuance of Survey Order recommended:

(4) **ENGR. MARIANO Q. MAGLINES**

Mariano Q. Maglines
Geodetic Engineer

1682 11-09-66

(License No.)

(3) **RICARDO J. OCALAN**

Ricardo J. Ocalan
CENR Officer

Above stated request confirmed:

Issuance of Survey Order recommended:

1. **QUIRINO DALABAJAN- ABREA ET.AL.**

Quirino Dalabajan- Abrea et al.
Signature/ Name of Claimant or Representative

Bgy. Buenavista, Pto. Princesa City
(Address)

(2.) **ROLAND G. TALABUCON**
Roland G. Talabucan
Signature/Name

Special Investigator I
(Position/Designation)

Ref Insp. / Invest. / Report

Date: June 30, 2011

Ref. _____

Cad Cost P. 200.00 paid

Under O.R. No. 419621

Dated 37-C4-11



Republic of the Philippines
Department of Environment and Natural Resources
Region IV, MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
PENRO Compound, Sta. Monica, Puerto Princesa City, Palawan

June 27, 2011

LOT VERIFICATION

TO WHOM IT MAY CONCERN.

This is to certify that the tract of land identified as Lot No. 68-A, Csd-04-0248335-D,
Adjacent to Lot No. _____ located at Barangay Buenvista,
Puerto Princesa City containing an area of 60,000 square meters has been verified to
be within ALIENABLE AND DISPOSABLE AREA AREA per approved Land Classification
Map No. 2717 Project No. 1-X, certified on November 4, 1971

This certification is issued upon request of Quirino D. Abrea for
the purpose of Issuance of Survey Authority Only

Verified by

NOEL X. SUMIDO
OIC, Forest Engineering IC Unit

Attested by

CONRADO M. CORPUZ
Chief, Forest Mgt. Services

Concurred by

DIOSDADO T. OCAMPO
Community Environment and
Natural Resources Officer

SUBSCRIBED AND SWORN to before me this 20th day of June
2011 at Puerto Princesa City

Maysie G. Jusio
MAYSIE G. JUSIO
Administrative Officer II

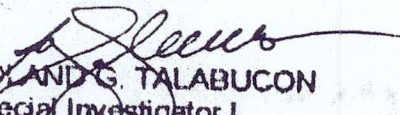
Certification Fee _____
Oath Fee _____
O.R. No. _____
Date: _____

that the land has verified to be within the alienable and disposable land per L.C. Map No. 2717, Project No. 1-X, certified on November 4, 1971; and

That they want to avail the services of Mariano Q. Maglines to undertake the necessary subdivision of the land according to the actual occupation of the claimants.

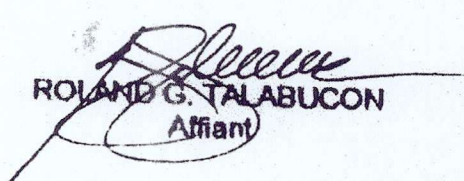
In view of the foregoing, the undersigned respectfully recommend that the survey authority being requested by Quirino D. Abrea et al. be granted and issued to Engr. Mariano Q. Maglines as requested.

Very truly yours,

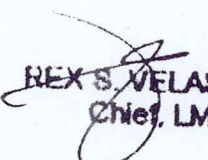

ROLAND G. TALABUCON
Special Investigator I

VERIFICATION

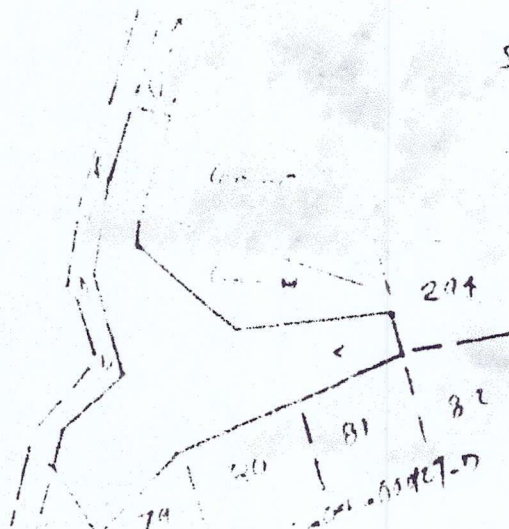
I, Roland G. Talabucon, do solemnly swear under oath that I am the one and the same person who prepared and signed the foregoing report which I have read and understood its content to be true and correct.


ROLAND G. TALABUCON
Affiant

Subscribed and sworn to before me on the date above stated, at Puerto Princesa City.


REX S. VELASCO
Chief, LMS

SKETCH



Let be subdivided



OFFICE OF THE CITY PLANNING
AND DEVELOPMENT COMMISSION
City of Puerto Rico

DEVELOPMENT PERMIT

11/08/2011
21-0000-11

1. NAME OF APPLICANT: ALBINO VISTA HEIGHTS ASSOCIATION, INC.
2. APPLICANT ADDRESS: P.O. Box 10000, San Juan, Puerto Rico 00901
3. REPRESENTATIVE: Jorge Martinez J. Rodriguez, Licensed Engineer
4. DEVELOPMENT TYPE: New Subdivision

PROJECT INFORMATION

Name of Project: Albino Vista Heights Subdivision
Project Site: Highway 100, P.O. Box 10000, City of Puerto Rico
Lot Area: 118,000 sq. ft. (2.7 acres)
Project Area: Public Land
Nature of Project: New Subdivision
Right over Land: 87,000 square meters
Nature of Project: New Subdivision
Right over Land: Public land (ready for subdivision giving qualified beneficiaries/beneficiaries)

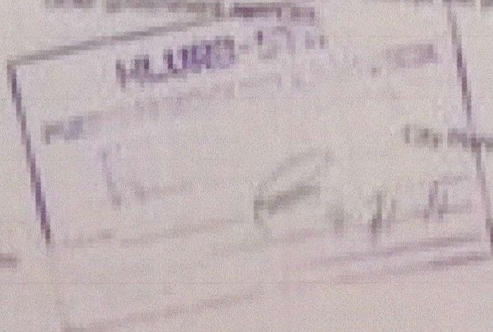
DECISION

Date of decision: 11/08/11
Decision number: 0217
Development Permit Fee: \$ 4,000.00

Decision: The development permit of the Albino Vista Heights Association, Inc. is hereby granted pursuant to L.R.C. Resolution No. 27-2011 dated 18 November 2011.

CONDITIONS OF PERMIT:

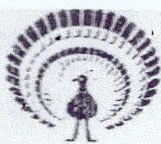
- (a) All conditions imposed in the resolution shall be considered as part of the decision and are subject to monitoring.
- (a) Non-compliance therewith shall be a cause for revocation or legal action.
- (a) Pertinent provisions of PR 120, PR 121 & PR 122 and their implementing rules and regulations shall be complied with.
- (a) Subdivision shall be in the name of Land/Registered Land Title and Land Registration Authority for verification and approval of the said newly formed, and upon together with verification/approval documents shall be submitted to the Planning and Land Use Regulatory Board (PLURB) to support your application for registration of the subdivision project and the issuance of license to sell.
- (a) This permit is not an authority to sell.
- (a) Any non-compliance or material breach on your part shall be sufficient cause for revocation of this approval and/or legal action.
- (a) This development permit shall be subject to the project being performed in accordance with other governing laws.



JOSEPH J. GARCIA
City Planning and Development Commission
PLC (Chairman)



City of Puerto Rico



Republic of the Philippines
DEVELOPMENT CONTROL COMMITTEE
City of Puerto Princesa

DCC RESOLUTION NO. 27-2011

A RESOLUTION APPROVING THE APPLICATION OF THE AUBREY VISTA HEIGHTS ASSOCIATION, INC. FOR THE FINAL APPROVAL AND DEVELOPMENT PERMIT OF THEIR PUBLIC LAND SUBDIVISION, ON THE LAND DESCRIBED AS LOT 68-A, CSD-04-024835-D IDENTICAL TO LOT 20649, CAD-800-D CONTAINING AN AREA OF EIGHTY SEVEN THOUSAND THREE HUNDRED THREE (87,330) SQUARE METERS, SITUATED IN BARANGAY BUENAVISTA, CITY OF PUERTO PRINCESA.

WHEREAS, submitted to this Committee is the application of the Aubrey Vista Heights Association, Inc. for the Final Approval and Development Permit of their Public Land Subdivision, on the land described as Lot 68-A, Csd-04-024835-D identical to Lot 20649, Cad-800-D containing an area of 87,330 square meters, situated in Barangay Buenavista, this City;

WHEREAS, in the meeting held on November 18, 2011, this Committee deliberated on issues pertaining to the application;

WHEREAS, after a thorough review and verification, the committee found the same to have complied with the minimum requirements and design standards of the City Zoning Ordinance and other related laws.

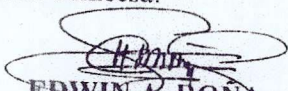
NOW THEREFORE, on motion of Hon. Evangeline C. Aquino, ABC Representative and duly seconded by both Engr. Sergio S. Tapalla, City Engineer and Ms. Analyn M. Tabora, City ENRO's Representative.

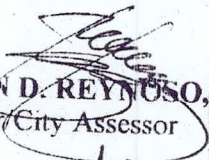
BE IT RESOLVED, as it is hereby resolved, to approve the application of the Aubrey Vista Heights Association, Inc. for the Final Approval and Development Permit of their Public Land Subdivision, on the land described as Lot 68-A, Csd-04-024835-D identical to Lot 20649, Cads-800-D containing an area of 87,330 square meters, situated in Barangay Buenavista, City of Puerto Princesa.

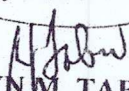
RESOLVED FURTHER, that copies of this resolution be furnished the Office of the City Mayor, the Office of the Sangguniang Panlungsod and the Aubrey Vista Heights Association, Inc. for their information and/ or appropriate action.

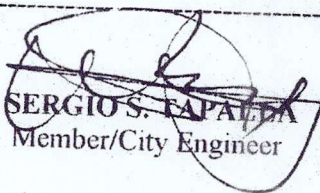
CARRIED UNANIMOUSLY.

RESOLUTION APPROVED ON 18 November 2011 at the City of Puerto Princesa.

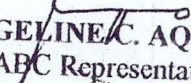

EDWIN A. RONA
Zoning Officer II
DCC Secretary


FELIMON D. REYNOSO, JR.
Member/City Assessor



ANALYN M. TABORA
Member/City ENRO's Representative

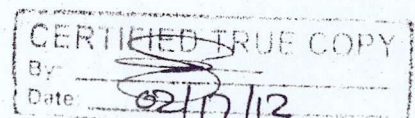

SERGIO S. TAPALLA
Member/City Engineer

RAFAELITA S. OLIVEROS
Member/City Councilor
(Absent)


EVANGELINE C. AQUINO
Member/ABC Representative

ATTESTED BY:


JOVENE C. SAGUN
Chairman, DCC
City Planning and Development Coordinator



ANNEX "B"

TAX DECLARATION NO.

007-534

PROPERTY INDEX NO.

134-06-007-30-006

DECLARATION OF REAL PROPERTY

(FILED UNDER REPUBLIC ACT NO. 7160)

ABREA, FELIX

BGY. MANALO, PUERTO PRINCESA CITY

(Address)

(Address)

DESCRIPTION AND OTHER PARTICULARS OF PROPERTY

BUENAVISTA, PUERTO PRINCESA CITY

(Number and Street)

(Barangay/District)

(Municipality/City)

Cadastral Lot No.

Survey No.

(State streets, lots, or streams by which bounded or names of owners of adjoining lands)

PUBLIC LAND

South

GERONIMO PARANGUE

RODOLFO CERVANTES

West

FERNANDO MAGDAYAO

I(a). LAND (AGRICULTURAL/MINERAL)

OWNER'S DECLARATION

Unit Area Value

ASSESSOR'S FINDINGS

Kind	Area in Hec	Class	Unit Value	Market Value
Riceland, Upland	5.9000		23,800.00	140,420.00
RESIDENTIAL	0.1000		50.00	50,000.00
Total	6.0000			P 190,420.00
Total Adjusted Market Value				P 158,048.00

I(b). PLANTS & TREES

OWNER'S DECLARATION

Number and Kind Annual Value

**CERTIFIED TRUE AND CORRECT
BY AUTHORITY OF THE CITY
ASSESSOR**

ELSA O. COLAR

LAO O III/ACTING RECORDS OFFICER

Paid Under OR #: 0369468

Date Issued: October 08, 2010

Amount Paid: P 60.00

Base Market Value 100 %

Adjustments

(a) Along - or no. rd. frontage %

(b) kms. to all weather rd %

(c) kms. to Market (pob) %

Total Adjustment -17 %

Adjusted Market Value 83 %

ASSESSOR'S FINDINGS

Kind	Annual	Unit Value	Market Value
Total			P
Adjusted Market Value			P
Total Adjusted Value for Land, Plants and Trees			P 158,048.00

II. LAND (RESIDENTIAL, COMMERCIAL, INDUSTRIAL, SPECIAL)

OWNER'S DECLARATION

Kind Area Value

ASSESSOR'S FINDINGS

Kind	Area in Sq. M.	Unit Value	Adjustment	Market Value
Total				P

REMARKS: REVISED PURSUANT TO SECTION 219 OF R.A. 7160 AND CITY ORDINANCE NO. 75-94

EXHIBIT - 'A-1'

NOTE: THIS SERVES AS NOTICE OF ASSESSMENT. Sec. 226 of RA 7160 provides: "Any owner or person having legal interest in the property who is not satisfied with the action of the City Assessor in the assessment of his property may within sixty (60) days from the day of receipt of the written notice of assessment appeal to the Board of Assessment Appeals of the City by filing petition under oath in the prescribed form for the purpose, together with copies of tax declaration and such affidavits or documents submitted in support of the appeal."

IMPORTANT: ISSUED FOR TAXATION PURPOSES ONLY AND SHOULD NOT BE CONSIDERED AS TITLE OF THE PROPERTY

CERTIFIED TRUE COPY
OFFICE OF THE CITY ASSESSOR
CITY OF PUERTO PRINCESA
 October 08, 2010

III. BUILDING AND OTHER IMPROVEMENTS

1. OWNER'S DECLARATION					
Description	Floor Area	Construction Materials			Market Value
		1st Storey	2nd Storey	Roof	
Total					P

2. ASSESSOR'S FINDINGS					
Description	Floor Area	Construction Materials			Market Value
		1st Storey	2nd Storey	Roof	
Total					P

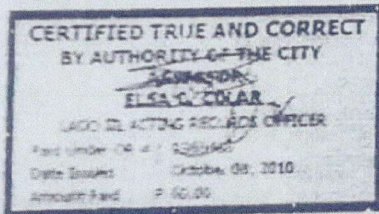
IV. MACHINERY

1. OWNER'S DECLARATION			
Date of Operation	Original Cost	Depreciation	Market Value
Total			P

2. ASSESSOR'S FINDINGS			
Date of Operation	Replacement Cost	Depreciation	Market Value
Total			P

SWORN STATEMENT OF OWNER

Under the provision of Presidential Decree No. 1621, I HEREBY CERTIFY that the current and fair market value(s) of the foregoing described property of which I am the owner/administrator, is to the best of my knowledge and belief as follows:



Land _____ P _____
 Improvements _____ P _____
TOTAL VALUE _____ P _____

(Signature)
 TAN _____

Subscribed and sworn to before me this _____ day of _____ the _____ year 20____
 being with presenting Resident Certificate No. _____

(Signature of Adminstrating Officer)

(Official Title)
 TAN _____

(X) State in the nearest multiple of 10 or P500
 instead of P948, P1,000 instead of P1,004

ASSESSMENT BY: CITY/PROVINCIAL ASSESSOR
 (BOARD OF ASSESSMENT APPEALS)
 (CENTRAL BOARD OF ASSESSMENT APPEALS)

Kind of Property	Actual Use	Market Value	Assessment Rate	Assessment Value
LAND	AGRICULTURAL	158,048.60	10.00	15,804.86
Total		158,048.60	Total	15,804.86

TOTAL ASSESSED VALUE FIFTY EIGHT THOUSAND EIGHT HUNDRED PESOS

(AMOUNT IN WORDS)

APPRAISED: (SGD.) FRANCISCO F. TABANG,
 LOCAL ASSESSMENT OPERATION OFFICER

APPROVED: (SGD.) ARNALDO U. FAYTA,
 CITY ASSESSOR

Recommended By: _____

DATE: _____

THIS DECLARATION/GAMEL'S TAX NOW 80% OF THE TAX UNDER THIS DECLARATION BEGINS WITH YEAR 1984 BASED WITH THE YEAR
 ASSESSMENT ROLL FOR 1984 BY
 PREVIOUS OWNER ARNALDO U. FAYTA PREVIOUS ASSESSED VALUE LAND P 14,344.00 IMPROVEMENT P 1,460.86 TOTAL P 15,804.86

REF No. _____ TAX DECLARATION NO.: _____	007-1772	PROPERTY INDEX NO.: 134-06-007-30-032-3086
DECLARATION OF REAL PROPERTY <small>(FILED UNDER REPUBLIC ACT NO. 7160)</small>		
Owner: ABREA, QUIRINO D.	SITIO SIA, PUROK MILENYO, BGY. BUENAVISTA, PUERTO PRINCESA CITY	
Administrative: _____ (Address) _____		
DESCRIPTION AND OTHER PARTICULARS OF PROPERTY		
Location of Property: _____ <small>(Number and Street)</small>	BUENAVISTA, PUERTO PRINCESA CITY <small>(Barangay/District) (Municipality/City)</small>	
Certificate of Title No. _____	Cadastral Lot No. _____	Survey No. _____
<small>(State streets, lots, or streams by which bounded or names of owners of adjoining lands)</small>		
Boundaries North: _____ East: _____	South: _____ West: _____	
I(a). LAND (AGRICULTURAL/MINERAL)		
OWNER'S DECLARATION	ASSESSOR'S FINDINGS	
Kind Area Value	Kind Area in Hec. Class Unit Value Market Value	
Total		P
	Total Adjusted Market Value	P
I(b). PLANTS & TREES		
OWNER'S DECLARATION	ASSESSOR'S FINDINGS	
Number and Kind Annual Value	Base Market Value 100 % Kind Annual Unit Value Market Value	
	Adjustments	BAMBOO CLUMP 2 960.00 1,920.
	(a) Along - or no. rd. frontage %	COCONUT 73 300.00 21,900.
	(b) kms. to all weather rd %	MANGO 5 500.00 2,500.
	(c) kms. to Market(pob) %	BANANA HILL 50 50.00 2,500.
	Total Adjustment %	
	Adjusted Market Value %	
	Total	P 28,820.
	Adjusted Market Value	P 28,820.
Total	Total Adjusted Value for Land, Plants and Trees	P 28,820.
II. LAND (RESIDENTIAL, COMMERCIAL, INDUSTRIAL, SPECIAL)		
OWNER'S DECLARATION	ASSESSOR'S FINDINGS	
Kind Area Value	Kind Area in Sq. M. Unit Value Adjustment Market Value	
Total		P
REMARKS: ASSESSED PER COPY OF BARANGAY CERTIFICATION ON FILE NO. 007-000-14 & PURSUANT TO SECTION 204/222 OF R.A. 7160.		
NOTE : THIS SERVES AS NOTICE OF ASSESSMENT Sec. 226 of RA 7160 provides: "Any owner or person having legal interest in the property who is not satisfied with the action of the tax assessor as in the assessment of his property may within sixty (60) days from the day of receipt of the written notice of assessment appeal to the Board of Assessment Appeals of the city or town wherein the property is located file a petition under oath in the prescribed form for the purpose, together with copies of tax declaration and such affidavits or documents submitted in support of the appeal."		
IMPORTANT : ISSUED FOR TAXATION PURPOSES ONLY AND SHOULD NOT BE CONSIDERED AS TITLE OF THE PROPERTY		
GENERATED BY : ETRACS System 1.0 Form Version 1.0 PRINTED BY : TENERPEV PRINT DATE : 2014-05-22 01:39:20		

REMARKS: ASSESSED PER COPY OF BARANGAY CERTIFICATION ON FILE NO. 007-008-14 & PURSUANT TO SECTION 204/222 OF R.A. 7160.

NOTE: THIS SERVES AS NOTICE OF ASSESSMENT. Sec. 228 of RA 7160 provides: "Any owner or person having legal interest in the property who is not satisfied with the action of the local Assessor in the assessment of his property may within sixty (60) days from the day of receipt of the written notice of assessment appeal to the Board of Assessment Appeals of the local government unit. The appellant shall file with the Board of Assessment Appeals a copy of the assessment notice together with copies of tax declaration and such affidavits or documents submitted in support of the appeal."

IMPORTANT : ISSUED FOR TAXATION PURPOSES ONLY AND SHOULD NOT BE CONSIDERED AS TITLE OF THE PROPERTY

GENERATED BY : ETRACS System 1.0 Form Version 1.0

PRINTED BY : TENERIFEV PRINT DATE : 2014-05-22 01:39:20

RPA FORM NO. 1
TAX DECLARATION NO. 007-1170

PROPERTY INDEX NO. 7 99-016 107-00000000 1 00000

DECLARATION OF REAL PROPERTY
FILED UNDER REPUBLIC ACT 7190

Owner ABREA, OLIVIA L. Address Hwy. Buenavista, Puerto Princesa City

Administrator _____ Address _____

DESCRIPTION AND OTHER PARTICULARS OF PROPERTY

Location of Property	BUENAVISTA	Puerto Princesa City
(Number & Street)	(Barangay District)	(Municipality/City/Province)

Certificate of Title No. _____ Cadastral Lot No. _____ Assessor's Lot No. _____

Boundaries: Plant situated in Timber land.

North _____ South _____

East _____ West _____

(State streets, h. s., or streams by which bounded, or names of owners of adjoining lands)

1 (b) LAND (AGRICULTURAL/MINERAL)

[illegible]

1 (b) PLANTS & TREES

OWNER'S DECLARATION			ASSESSOR'S FINDINGS			
Kind	No./Area	Value	Kind	No./Area	Unit Value	Market Value
			Market Value	100%		
			Adjustments			
			(a) Along br or rd frontage	1B	\$00.00	\$00.00
			(b) knis. la	2B	\$00.00	\$00.00
			(c) all weather pt	2B	\$0.00	\$00.00
			(d) kms. to market (pub)			
			Total Adjustments			
			Adjusted Market Value			
			Total			P.T. \$00.00
			Total for land, plant and trees			F
			Adjusted value for land, plants and trees			F

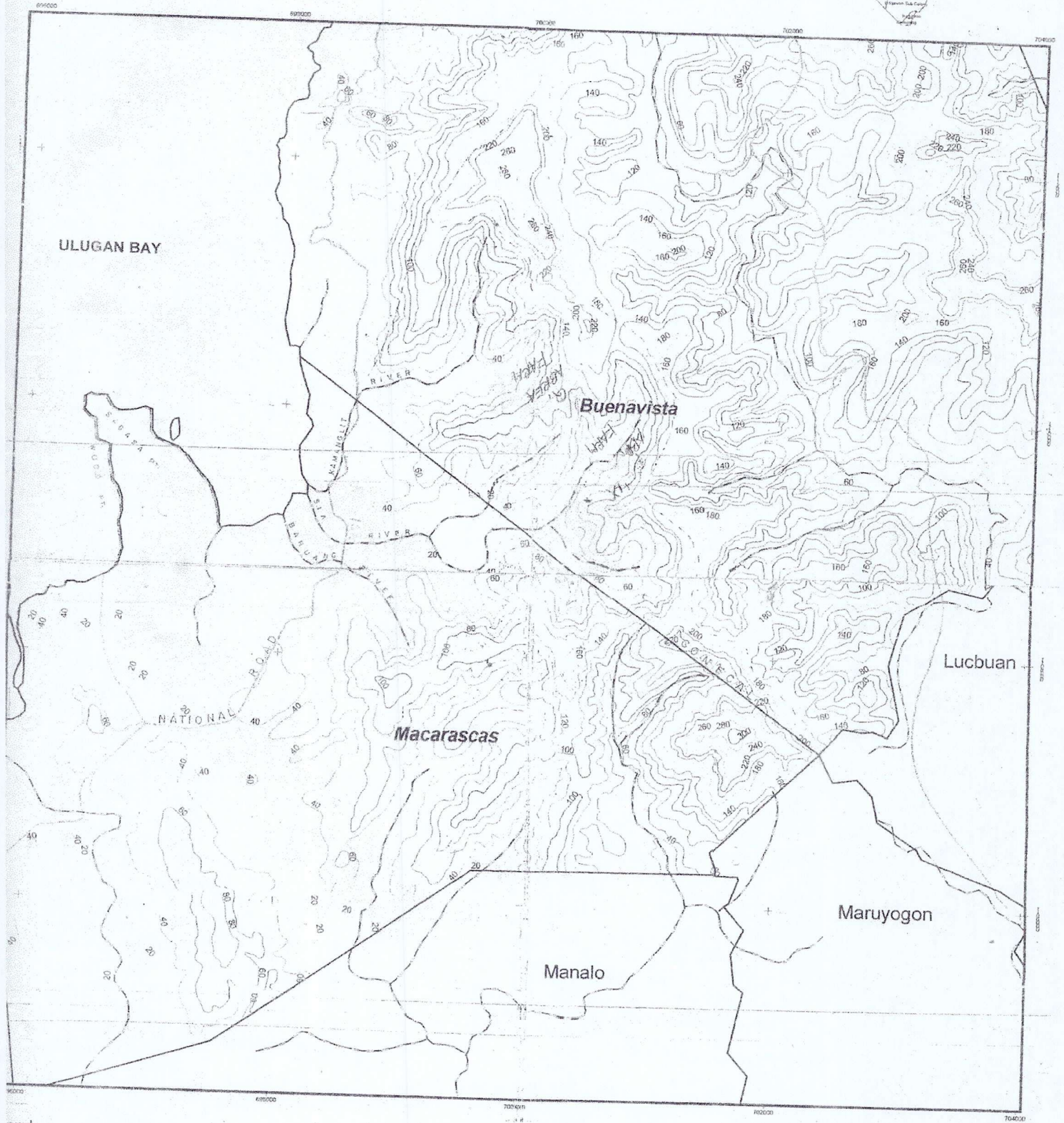
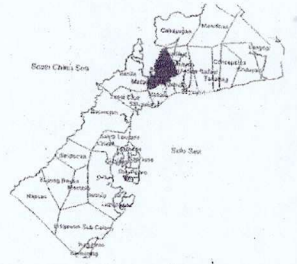
II. LAND (RESIDENTIAL, COMMERCIAL, INDUSTRIAL, SPECIAL)

[illegible]

TOPOGRAPHIC MAP

Puerto Princesa City

ANNEX "C"



end:

Barangay Boundary
Rivers and Creeks
Road network.shp



Scale: 1: 200,000

Topographic Map Scale: 1:50,000(NAMRIA), digitized by SSA,
with additional inputs by the GIS Center of the City Government
Administrative boundaries are not yet corrected

PAALIWANG PA SA SIKAT NG ARAW??

500 1000 1500 2000 2500 Meters

ANNEX 'D'

PLS! INVESTIGATE! TO: N.B.I. THIS GROUP

GAMIT PO. VC MGA LAMPARAN



Aubre Vista Height Association
Inc.

Community Organization

FAKE!! IN AUBREVISTA OFFICERS
ON FB. (PARK SIPAIN AT MARIKINA! NG
MGA TAO? FOR COLLECTION MONEY

COMPLAINT

=====

OMBUDSMAN FOR LUZON
CRMU

FEB 27 2015

RECEIVED
By: *[Signature]* Time: 11:05

I, **QUIRINO D. ABREA**, a Filipino citizen, of legal age, married and in my personal behalf and acting in representation of the Aubre Vista Heights Association, Inc., a duly registered juridical entity with SEC No. CN201009809 dated June 25, 2010, and with office address at Sitio Sla, Purok Milenyo, Barangay Buenavista, Puerto Princesa City, under oath, is filing criminal and administrative complaints for **ANTI-GRAFT AND CORRUPT PRACTICES ACT, (R.S. 3019, Sect. (3) (e) causing any injury and giving any private party unwarranted benefits, advantage or preference in the discharge of their official, administrative functions through manifest partiality, evident bad-faith or gross inexcusable negligence** and committed by the following employees of the Department of Environment and Natural Resources, (DENR), Puerto Princesa City, namely:

- a) Respondent **Engr. ELPIDIO A. LOLENG** = could be served with summons, notices and other processes at West Road, Puerto Princesa City and being sued in his capacity as the Geodetic Engineer who prepared a table surveyed plan of Lot 68 in favor of private respondent **ROMIA L. LABRADOR** and falsely making it appeared that the lot he surveyed is within Barangay Macarascas when in truth and in reality it is located within Barangay Buenavista, Puerto Princesa City. Additional case will be filed against him before the Professional Regulations Commission, (PRC), Manila;
- b) Respondent **Engr. REX VELASCO** = could be served with summons, notices and other processes at the DENR-CENRO, PENRO Compound, Sta. Monica, Puerto Princesa City, for his **abuse of authority, ignorance of law, dereliction of duties and in not acting by hiding and in camouflaging the complete survey returns submitted by Engr. MARIANO MAGLINIS**. His acts pave the way for the processing and approval of the table surveyed plan of respondent Engr. Loleng and the eventual approval of the assailed plan which is Lot 68, Sgs-04-000744-D;
- c) Respondents **CONRADO CORPUZ** and **NOEL SUMIDO** = could be served with summons, notices and other

ANNEX "D-1"

ANNEX "D-2"

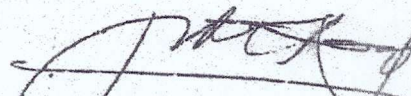
July 2, 2014

RECEIPT

"EXHIBIT" "7"

Ita ay nagsaparatunay na ako
ay tumanggap ng Sinyatura nila
Rowena Pe na pinunang bayad
sa apat na ektarya sa lugar
ni San Ilwa.

Ay kalapa ay galing mula
Bro. Vij at Big Pe.


Santa J. Elva Jr.

June 16, 2022

TO: HIS EXCELLENCY PRESIDENT RODRIGO R. DUTERTE
Presidential Complaint Center Malacanang Palace

HIS EXCELLENCY PRESIDENT FERDINAND R. MARCOS JR.
Presidential Complaint Center Malacanang Palace

COPY FURNISHED:

Honorable **VIRGILIO L. MENDEZ**
NBI Director

Honorable **VICENTE D DANA O JR**
OIC, PNP CHIEF

Honorable **EDUARDO M. ANO**
DUG Secretary

Honorable **LORRAINE MARIE T. BADOY**
PCOO USEC.

Office of the Chief
Philippine National Police

JUN 17 2022
RECEIVED
By: 12:05 PM

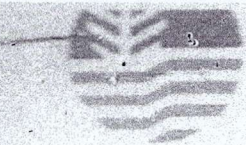
**LAYUNIN: HILING NA MAIMBESTIGAHAN AT MAAYOS ANG LUPAIN NA
PINANGALAGAAN NG AMING MGA MAGULANG AT ASOSASYON
NGUNIT PILIT INAANGKIN NG MGA ARMADONG LAND GRABBER AT
IPINANGALAN ANG SURVEY AUTHORITY SA KABILANG BARANGAY
MACARASCAS NGUNIT ANG LUPANG INAANGKIN AY DITO SA
BARANGAY BUENAVISTA, PUERTO PRINCESA CITY, PALAWAN**

Mahal na Presidente Duterte at Marcos:

Magandang araw po maharlikang tanggapan ng ating bansang mahal!
Bagong bansa! Bagong lipunan! Bagong pag-asa! Bagong lingkod bayan! Bagong
liwanag para sa tapat na lingkod ng maraming Pilipino?..

Ako po ay sumulat upang muling humingi ng tulong sa mataas na
kinaaukulan, dahil po sa mga **"LAND GRABBER"** na pumasok sa amin dito sa Lot
68 Sitio Sia, Purok Milenyo, Barangay Buenavista, Puerto Princesa, Palawan. Dahil
po sa report ng kapitbahay ko na bala na sila Chona Garcillano na kapatid ni
Rowena Fe na isa sa pinagbentahan ng mga sinasakop ng mga land grabber sa
Palawan.

ANNEX "D-3"



AUBRE VISTA HEIGHTS ASSOCIATION, INC.
Rep. by Quirino D. Abrea,
Claimant-Protestant,

DENR Case No. M-02-20-L

Approved plan (Csd-04-024835-D) of
Lot 68, Sgs-04000744-D,
Barangay Macarascas, Puerto Princesa City

-versus-

Area: 54.9160 hectares

EDUARDO L. PADOJINOG, ROMIA L.
LABRADOR, and JULITO D. ELMA, JR.

ROMIA L. LABRADOR, ENGR. ELPIDIO J.
LOLENG, ENGR. REX S. VELASCO,
CONRADO M. CORPUZ, NOEL V. SUMIDO,
ROGELIO D. PAGLINAWAN, EDUARDO L.
PADOJINOG, JOHNNY P. LILANG, DAVID F.
DALINO, ENGR. JESUS PERILLA AND
RENATO S. GONZAGA,

JOHNNY P. LILANG, RENATO N. GONZAGA,
CONRADO M. CORPUZ, ENGR. REX S.
VELASCO, DAVID F. DALINO AND NOEL V.
SUMIDO,

Protestees

X-----X

DECISION

For resolution are the consolidated complaints dated October 14, 2010, September 12, 2014, and February 24, 2015 filed by Quirino D. Abrea (hereafter Abrea).

An Affidavit of Complain(sic) dated October 14, 2010 was filed by Quirino D. Abrea against Eduardo Padojinog, Romia Labrador and Julito Elma, Jr. An Order of Investigation dated November 23, 2010 was issued by then Regional Executive Director Concordio D. Zufuiga directing the PENRO Palawan to cause the immediate investigation on the complaint filed by Quirino D. Abrea, representative of the Aubre Vista Heights Association Inc., regarding the alleged encroachment of claims by Labrador, Elma and Padojinog which is grossly disadvantageous to their rights as actual occupants of their developed area since 1998, and that they strongly opposed the processing of the approved plan of Lot 68, Sgs-04-000744-D granted in favor of Romia Labrador with an area of 54.9160 hectares as the same violated their rights as actual occupants of the area.

He alleged in the said complaint that Eduardo Padojinog is a former DENR employee, Romia L. Labrador is the Punong Barangay of Macarascas, while Julito Elma, Jr. and his group requested for survey authority over Lot 68.

On October 17, 2014, another complaint dated September 12, 2014 was filed by Abrea against "Romia L. Labrador, Engr. Elpidio Loleng, Engr. Rex Velasco, Conrado Corpuz, Noel Sumido, R. Paglinawan, Eduardo Padojinog, Engr. (sic) Johnny Lilang, David Balino(sic), Engr. Jesus Perilla and Renato Gonzaga" for "cancellation of approved plan of Lot 68, Sgs-04-000744-D, Ignorance of the Law, Abuse of Authority, Incompetence and Dereliction of Duties" before this Office.

Abrea stated in the *Verification with Certification of Non-Forum Shopping* that he previously filed two (2) letter complaints why he was not issued on time a survey authority but the same was not

given due course, and if in the future he may learn that one is filed then I am bound to inform this Honorable Body of its status, hence, there is no violation of the "Rule on Forum Shopping".

However, Abrea filed another complaint dated February 24, 2015 before the DENR Central Office against PENRO and CENRO personnel, namely Johnny Lilang, Renato Gonzaga, Conrado Corpuz, Engr. Rex Velasco, David Dalino and Noel Sumido. Per 1st Indorsement of the Assistant Secretary, Internal Audit and Anti-Corruption, "xxx the other DENR personnel complained of, Eduardo Padojinog and Rogelio Paglinawan are no longer connected in the Department in view of their retirement from service on 17 April 2003 and 18 August 2007, respectively. While as to Engr. Jesus Perilla, he had already died on 10 December 2014. Hence, our Department is already bereft of jurisdiction over their persons, in addition to the two (2) private individuals complained of, namely: Engr. Elpidio A. Loleng and Romia L. Labrador."

Notably, he stated in the *Verification with Certification of Non-Forum Shopping* of his 2015 complaint that he previously filed two (2) letter complaints why he was "not issued on time a survey authority but the same was not given due course and administrative case against the same respondents above xxx"

ALLEGATIONS OF THE PARTIES

I. Claimant- Protestant

Abrea alleged among others, that on October 28, 2002, a letter-request for survey authority was submitted by Julito Elma Jr., et. al. to the DENR-CENRO Puerto Princesa City on the same lot that Romia L. Labrador requested (Lot 68, Sgs-04-000744-D). That the said request was granted Survey Authority No. 045316-2002-47 dated December 5, 2002 with approved subdivision plan dated May 9, 2003 in the name of Romia L. Labrador.

In his complaint, Abrea prayed for the following "in behalf of all the members of Aubre Vista Heights Association, Inc. of Sitio Purok Milenium, Barangay Buenavista, Puerto Princesa City":

1. That we be given fair and honest yet sincere and straight forward immediate response and explanation to substantiate for the inaction and total neglect of all our request for the last twelve (12) long years by MR. DIOSDADO L. OCAMPO, DENR-CENRO Puerto Princesa City;
2. That a thorough inquiry and investigation be done as soon as possible on the actual, true, genuine and real status of Lot 68, Sgs-04-000744-D and to include as to who are the actual claimants and occupants;
3. That an outright ocular inspection and inmost(sic) scrutiny of the above mentioned lot be done by personnel of the regional office MIMAROPA-IV-B to avert and deter any possible cover up, much more if at all for honest and transparent purpose and resolve.

II. Protestees

Protestee/Respondents on the otherhand(sic), manifested for the dismissal of the said letter-complaint on the ground that it was not in accordance with the(sic) required by law and that it was filed in his personal capacity and not in behalf of the association. Furthermore, the said complaint was anchored on the personnel of the CENRO Puerto Princesa City.¹

A *Respectful Query* dated April 10, 2014 submitted by Atty. Victoria R. Timbancaya, counsel for Mr. Elma, filed before the PENRO Palawan, stated the following:

1. In the hearing of the said protest on October 19, 2011, the protest was dismissed in the presence of the representative of the protestant, Quirino Abrea, and their counsel Atty. Rustico Cacal, who did not object to the dismissal.

2

2. After herein protestee's inquiries regarding the dismissal, the Hearing Officer issued an Order dated May 15, 2013 wherein undersigned counsel of protestee Elma was ordered to file a written manifestation xxx
3. Undersigned counsel for and on behalf of protestee Elma, thereafter complied with said order, filing the ordered Manifestation on June 18, 2013 with a copy later further served on CENRO on July 3, 2013 upon its request therefor(sic). A copy was served on Atty. Rustico Cacal, counsel of Abrea, as shown in the original of the Manifestation filed with this Office.
4. Protestee has never received any comment to said Manifestation from Abrea/Atty. Cacal.
5. PENRO's Juan Dela Cruz acknowledged PENRO's receipt of a copy of said protestee's Manifestation in his July 8, 2013 Memorandum to the Regional Executive Director, DENR Region IV, MIMAROPA. xxx
6. At any rate, as already adverted to, the dismissal was orally ordered at the hearing on October 19, 2011 or 2 and ½ years ago, while compliance with the Order for protestee Elma to file his Manifestation relative thereto was done on June 18, 2013 or ten (10) months ago.
 - 6a. Protestee Elma now invokes one other constitutional right, namely, the right to speedy disposition of cases

xxx

BACKGROUND

On June 6, 2000, a Joint Resolution of Barangay Buenavista and Barangay Macarascas agreeing to have Sia River as their natural boundary was adopted and approved by its barangay officials.

Records show that Csd-04-024835-D of Lot 68, Sgs-04-000744-D in the name of Romia L. Salvador with an area of 549,160 square meters was approved on May 9, 2003 by Assistant Regional Executive Director for Operations Elvero C. Eusebio.

Per Resolution No. 762-2010 of the Sangguniang Panlungsod of Puerto Princesa City entitled "A Resolution Confirming and Recognizing the Existing Political Boundaries of Barangay Macarascas and Barangay Buenavista, Both of this City" adopted on February 22, 2010 by the Sangguniang Panlungsod of Puerto Princesa City. It is stated that:

"WHEREAS, in the Legal Opinion No. 002-2010 dated February 11, 2010, the City Legal Office rendered its legal opinion relative to the alleged boundary dispute between Barangays Macarascas and Buenavista, both of Puerto Princesa City;

WHEREAS, as stated in the legal opinion of the City Legal Office that since the point of reference of the actual boundary is apparent, there is therefor(sic) no boundary dispute. On the other hand, the "Joint Resolution" is ultra vires in so far as it alters the boundary of the two barangays. To insist in making "Sia River" as the boundary of the two barangays will require a conduct of a PLEBISCITE for both barangays to decide in accordance with the provisions of Republic Act No. 7160 (Local Government Code)";

Per Memorandum dated May 11, 2016 of then PENR Officer Juan C. Dela Cruz, he stated that the concern of Aubre Vista Heights Association regarding the boundary dispute between Barangays Macarascas and Buenavista, Puerto Princesa City was already addressed by Sangguniang Panlungsod (SP) Resolution No. 762-2010. However, per Memorandum dated July 5, 2019², Barangay Buenavista issued Barangay Resolution No. 08, Series of 2011 strongly opposing the said SP Resolution contending among others, that "Sia River" is a permanent landmark remaining in the same position since 1954 when Macarascas became a separate barangay from Bahile.

ISSUANCES/MEMORANDUMS

1. Order dated January 21, 2013 issued by then Regional Executive Director Edgardo O. Galeon which states that:

"This treats of Lot 68-A, Csd-04-024835-D containing 8.7330 hectares in Macarascas, Puerto Princesa City and the series of complaints filed by Messrs. Simon S. Salvani, Jr., et.al. impugning the issuance by the CENRO in the locality of two (2) Survey Authorities over one and the same parcel of land, to wit: S.A. No. 045316-2011-77 dated July 4, 2011 in the names of Engr. Mariano Maglines and S.A. No. 045316-2011-92 dated August 19, 2011 of Engr. Elpidio Loleng.

On the bases of the said complaints, Regional Special Orders(sic) Nos. 220, 226, 241, series of 2011 were issued creating a team to conduct a comprehensive investigation on the matter. In compliance therewith, the investigation team reported that the said complainants were actually pushing for the approval of the survey pertaining to their claims as against that of the other adverse claimants. The investigation team noted that the two (2) survey authorities in question both specified that the execution of the subdivision survey was for purposes of determining on the ground the metes and bounds of the respective claims and occupations of the actual claimants. The said survey authority, however, was not followed by any of the said surveyors. As reported, both surveys did not conform with nor reflect the actual position and/or position of the claimants in the area. That was why, on July 4, 2012, this Office sent a memorandum to PENRO-Palawan returning the survey returns submitted thereof and directing the submission of a report and recommendation on the matter. Hence, the CENRO in Puerto Princesa City and the said PENRO submitted their respective memorandum on the subject dated October 25 and November 5, 2012 recommending the issuance of a SURVEY ORDER for the residential subdivision of the parcel of land in question by the DENR and recommending further that funds be allocated for the purpose.

Corollary to this, the records show that the claimants sought clearance from the City Planning and Development Coordinator (CPDC) in Puerto Princesa. The CPDC eventually approved their subdivision scheme of the land for residential purposes with the required provisions for open spaces roads and alleys.

WHEREFORE, the conduct of Public Land Survey by Administration is hereby directed consistent with the subdivision scheme as endorsed by CPDC of Puerto Princesa City and subject to the provisions of DENR Administrative Order 2007-29, also known as the Revised Regulations on Land Surveys. Upon completion and approval of the survey, the resultant lots shall be disposed of thru the applicable mode of disposition to qualified claimants/applicants".

2. Memorandum dated February 6, 2014 submitted by then PENR Officer Juan C. Dela Cruz, forwarding the transmittal-letter of Engr. Jesus C. Perilla dated January 27, 2014 recommending approval of the subject plan covering Lot 68-A, Csd-04-024835-D located at Barangay Macarascas, Puerto Princesa City. The same was submitted in compliance to the Order dated January 21, 2013 issued by OIC-RED Oscar C. Dominguez.

The subject plan consists of one hundred eleven (111) residential lots with an area of 87,323.14 square meters. Attached therein is the CENRO Certification informing that the said parcel of land falls within agricultural (alienable and disposable) area.

3. Memorandum dated April 21, 2014 of the OIC-PENR Officer, Palawan relative to the report of Engr. Perilla re: Survey of Lot 68-A, Csd-04-024835-D per Order dated January 21, 2013.

On May 7, 2014, this was referred to the OIC-Chief, Land Management Division per Memorandum dated May 6, 2014 of the OIC-Chief, Legal Division.

4. Memorandum dated June 10, 2015 issued by then Undersecretary for Field Operations Demetrio L. Ignacio, Jr., the latter instructed the Regional Director, MIMAROPA, and the PENR Officer, Palawan "to suspend the issuance of survey authorities (SA), the conduct and approval of survey plans for untitled lands and the acceptance and processing of all public land applications within the province of Palawan".

FINAL INVESTIGATION REPORT

On July 9, 2015, a Final Investigation Report was submitted by LMO III/Hearing Officer Hilario V. Regondola, Jr.:

"On November 23, 2010, an Order of Investigation was issued by the Regional Office treating the letter complaint of Quirino Abrea as a formal protest and in due form which, in my legal observation, is not. Furthermore, the lot mentioned in the said Order was the whole Lot 68, Sgs-04-00744-D where in fact only the portion of Lot 68 was protested specifically Lot 68-A and those occupied by the respondents.

Nevertheless, on October 19, 2011, a hearing was conducted and all the parties concerned were present. During the said hearing, Atty. Ma. Victoria R. Timbancaya, counsel for the Protestee manifested that the letter-complaint filed by the Protestant be dismissed on the ground that Quirino Abrea, the protestant has no personality to represent the association having filed the same in his personal capacity and not in behalf of the association, and that the complaint is directed against the personnel of the DENR-CENRO, Puerto Princesa City and not against the protestees. Furthermore, the letter-complaint filed do not conform to the formalities required by law.

Consequently, on May 15, 2013, an Order was issued by the undersigned dismissing the said letter-complaint as it was not in the form required by law and that Quirino Abrea has no personality to represent the association and lastly, the complaint was directed against the personnel of the CENRO of Puerto Princesa City. The said Order however was without prejudice and subject for re-filing of a formal protest."

DISCUSSION

To backtrack, a previous complaint dated October 14, 2010 was filed by Abrea wherein an Order of Investigation dated November 23, 2010 was issued by then Regional Executive Director Concordio D. Zuñiga. The gist of this complaint is for the cancellation of the approved plan Csd-04-024835-D of Lot 68, Sgs-04-000744-D. A Final Investigation Report dated July 9, 2015 was submitted by LMO III/Hearing Officer Hilario V. Regondola, Jr.

A second complaint dated September 12, 2014 was also filed by Abrea. Thereafter, an Order dated March 10, 2015 directing the respondents to submit their answer to said complaint was issued by the Office. The gist of the complaint is still for the cancellation of approved plan Csd-04-024835-D of Lot 68, Sgs-04-000744-D in the name of Romia L. Labrador.

Another complaint dated February 24, 2015 was referred to this Office per 1st Indorsement issued by the Assistant Secretary, Internal Audit and Anti-Corruption, and received on September 4, 2015. Several show-cause memorandums all dated September 15, 2015 were issued by then OIC, Regional Director Oscar C. Dominguez to the concerned personnel.

In all his complaints, Abrea's consistent cause of action is for the cancellation of the approved plan of Lot 68, Sgs-04000744-D.

Records show that Abrea failed to submit any board resolution authorizing him to file a complaint in behalf of Aubre Vista Heights Association, Inc. As such, his complaint for cancellation of the approved plan of Lot 68, Sgs-04000744-D, is treated as one filed in his personal capacity.

The resolution of the complaints for the cancellation of subdivision plan Csd-04-024835-D of Lot 68, Sgs-04-000744-D in the name of Romia L. Labrador requires that the political boundary dispute of Barangays Buenavista and Macarascas, Puerto Princesa City must be settled first. The procedure for cancellation of survey plan is provided under Article 39, Section 211 of DENR Memorandum Circular No. 2010-13³.

In the recently issued DENR Memorandum Circular No. 2019-10 dated December 11, 2019⁴, the following are some of the documents required to support the request for a survey authority:

- a. *Notarized Barangay Certification of the applicant's actual residence, issued by the Barangay Chairperson; and*
- b. *Sworn Affidavit of two (2) disinterested persons (residents of the same barangay where the lot is located), attesting that the applicant is the actual occupant or possessor of the lot.*

The above-cited documents are required for a survey authority to be issued. Since there exists a political boundary dispute between Barangays Buenavista and Macarascas, Puerto Princesa City, it would create more land claims and conflicts cases if both barangays will issue certifications to public land applicants over Lot 68 considering that the area covers 549,160 square meters (54.9160 hectares).

Further, since the gist of Abrea's complaints is the cancellation of the approved plan of Lot 68, Sgs-04000744-D in the name of Romia L. Labrador, his complaints against the DENR personnel who processed and/or investigated the subject lot are premature considering that the approved plan of Lot 68 remains valid until cancelled.

Per Memorandum dated August 20, 2019 of the Director, Legal Affairs Service, this Office was requested, among others, to "*provide technical assistance to the Local Government of Puerto Princesa City to resolve the Political Boundary Dispute of Brgy. Buenavista and Brgy. Macarascas pursuant to Section 6 of Local Government Code of 1991 (Republic Act No. 7160) and for DENR to provide technical assistance in the resolution of their dispute.*"

WHEREFORE, premises considered, the complaints against private parties Eduardo Padojinog, Romia Labrador, Julito Elma, Jr., and Engr. Jesus C. Perilla, Jr. are **DISMISSED** for lack of jurisdiction. Likewise, the complaints against Engr. Rex S. Velasco, Conrado M. Corpuz, Noel V. Sumido, Johnny P. Lilang, David F. Dalino, and Renato S. Gonzaga, are **DISMISSED** for failure to establish a *prima facie* case.

It is **NOTED** that the complaints of Abrea are treated as one filed in his personal capacity for failure to submit a resolution to file the same in behalf of Aubre Vista Heights Association, Inc.

The Assistant Regional Director for Technical Services and OIC-Chief, Surveys and Mapping Division are **DIRECTED**:

1. To **EVALUATE** Abrea's complaint for cancellation of Sgs-04000744-D in accordance with DMC 2010-13;
2. To **SUBMIT** report of action taken on the Order dated January 21, 2013 issued by then Regional Executive Director Edgardo O. Galeon re: Subdivision Survey of Lot 68-A, Csd-04-024835 vis-à-vis the plan submitted by Engr. Jesus C. Perilla on January 27, 2014

The Memorandum dated April 21, 2014 of the OIC-PENR Officer, Palawan relative to the report of Engr. Perilla re: Survey of Lot 68-A, Csd-04-024835-D per Order dated January 21, 2013 was referred to the OIC-Chief, Land Management Division per Memorandum dated May 6, 2014; and

³ Adoption of the Manual on Land Survey Procedures

⁴ Supplemental Procedures on the Issuance, Processing, and Approval of Survey Authority, Survey Plans, and Public Land Applications (PLAs) Covering Lots in the Provinces of Sarangani, South Cotabato and Palawan

3. To **PROVIDE** technical assistance to the Local Government of Puerto Princesa City to resolve the Political Boundary Dispute of Barangay Buenavista and Barangay Macarascas pursuant to Section 6 of Local Government Code of 1991 (Republic Act No. 7160).⁵

SO ORDERED.

Manila, Philippines. FEB 26 2020


HENRY A. ADORNADO, Ph.D.
Regional Executive Director

Copy furnished:

Quirino D. Abrea

Atty. Edepiño T. Litong

Atty. Rustico Cacal

Eduardo L. Padojano

Roma Labrador

Engr. Elpidio J. Loleng

Julito D. Elma, Jr.

Engr. Rex S. Velasco

Conrado M. Corpuz

Noel V. Sumido

Rogelio D. Paglinawan

Johnny P. Lilang

David F. Dalmo

Renato S. Gonzaga

PENRO Palawan

CENRO Puerto Princesa City

ARD-MSAD

Sitio Sia, Purok Milenyo, Brgy. Buenavista, Puerto Princesa City

Icaonapo Litong and Associates Law Firm
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E.B. Cojamco Building, National Highway
Sta. Monica, Puerto Princesa City

23-L Ballan St. Brgy. San Miguel, Puerto Princesa City

Bgy. Macarascas, Puerto Princesa City

Western Homes, Wescom Road, Puerto Princesa City

c/o Atty. Victoria R. Timbancaya
Rocanova Timbancaya Law Office
43 Fernandez St., Puerto Princesa City

c/o PENRO Palawan

c/o CENRO Brooke's Point, Palawan

c/o CENRO Puerto Princesa City

c/o CENRO Puerto Princesa City

25 Purok Masaya, Libis Road, San Pedro, Puerto Princesa City

11 Tulungan St., Barangay Mandatagat, Puerto Princesa City

Tercera Calle, Alia Homes Subdivision, Barangay San Jose, Puerto Princesa City



AUBRE VISTA HEIGHTS ASSOCIATION, INC.

Rep. by Quirino D. Abrea,

Claimant-Protestant,

DENR Case No. M-02-20-L

Approved plan (Csd-04-024835-D) of
Lot 68, Sgs-04000744-D,
Barangay Macarascas, Puerto Princesa City

-versus-

Area: 54.9160 hectares

EDUARDO L. PADOJINOG, ROMIA L.
LABRADOR, and JULITO D. ELMA, JR.

ROMIA L. LABRADOR, ENGR. ELPIDIO J.
LOLENG, ENGR. REX S. VELASCO,
CONRADO M. CORPUZ, NOEL V. SUMIDO,
ROGELIO D. PAGLINAWAN, EDUARDO L.
PADOJINOG, JOHNNY P. LILANG, DAVID F.
DALINO, ENGR. JESUS PERILLA AND
RENATO S. GONZAGA,

JOHNNY P. LILANG, RENATO N. GONZAGA,
CONRADO M. CORPUZ, ENGR. REX S.
VELASCO, DAVID F. DALINO AND NOEL V.
SUMIDO,

Protestees

X-----X

RESOLUTION

Records show that copies of the Decision dated February 26, 2020 issued by then Regional Executive Director Henry A. Adornado, in the above-cited case, were sent via registered mail to the parties on March 11, 2020. The dispositive portion of which is hereunder quoted:

"WHEREFORE, premises considered, the complaints against private parties Eduardo Padojinog, Romia Labrador, Julito Elma, Jr., and Engr. Jesus C. Perilla, Jr. are **DISMISSED** for lack of jurisdiction. Likewise, the complaints against Engr. Rex S. Velasco, Conrado M. Corpuz, Noel V. Sumido, Johnny P. Lilang, David F. Dalino, and Renato S. Gonzaga, are **DISMISSED** for failure to establish a prima facie case.

It is **NOTED** that the complaints of Abrea are treated as one filed in his personal capacity for failure to submit a resolution to file the same in behalf of Aubre Vista Heights Association, Inc.

The Assistant Regional Director for Technical Services and OIC-Chief, Surveys and Mapping Division are **DIRECTED**:

1. To **EVALUATE** Abrea's complaint for cancellation of Sgs-04000744-D in accordance with DMC 2010-13;
2. To **SUBMIT** report of action taken on the Order dated January 21, 2013 issued by then Regional Executive Director Edgardo O. Galeon re: Subdivision Survey of Lot 68-A, Csd-04-024835 vis-à-vis the plan submitted by Engr. Jesus C. Perilla on January 27, 2014.

The Memorandum dated April 21, 2014 of the OIC-PENR Officer, Palawan relative to the report of Engr. Perilla re: Survey of Lot 68-A, Csd-04-024835-D per Order dated January 21, 2013 was referred to the OIC-Chief, Land Management Division per Memorandum dated May 6, 2014; and

3. To **PROVIDE** technical assistance to the Local Government of Puerto Princesa City to resolve the Political Boundary Dispute of Barangay Buenavista and Barangay Macarascas pursuant to Section 6 of Local Government Code of 1991 (Republic Act No. 7160).¹

Records further show that Quirino D. Abrea (hereafter Abrea) submitted a "Position Paper with Formal Offer of Evidences" dated July 29, 2020. It has the same issues raised in his previous complaints dated October 14, 2010, September 12, 2014, and February 24, 2015 regarding the Cancellation of Approved Plan of Lot 68, Sgs-04000744-D, Barangay Macarascas, Puerto Princesa City. As such, the said Position Paper will be treated as a Motion for Reconsideration to the Decision dated February 26, 2020.

Notably, Abrea's counsel was also furnished a copy of the said Decision, and the return card indicated that his copy was received on June 08, 2020. Thereafter, he filed a Motion for Reconsideration dated July 10, 2020.

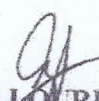
Perusal of the Position Paper dated July 29, 2020 which is treated as a Motion for Reconsideration, and the Motion for Reconsideration dated July 10, 2020, shows that the issues raised therein do not make out a new matter sufficiently persuasive to induce modification of judgment. As such, we find no ground or cogent reason to disturb and/or modify the Decision dated February 26, 2020.

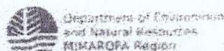
Per Memorandum dated March 02, 2020 of then Undersecretary for Field Operations, Enforcement and Muslim Affairs Jim O. Sampulna, the latter lifted the suspension in the issuance, processing and approval of survey authority, survey plans, and Public Land Applications of alienable and disposable lands only in the following municipalities of Palawan: Culion, Rizal, Busuanga, Roxas, Taytay, Balabac, Narra, and Brooke's Point.

WHEREFORE, premises considered, the Position Paper dated July 29, 2020/Motion for Reconsideration, and Motion for Reconsideration dated July 10, 2020, are both **DISMISSED** for lack of merit.

SO ORDERED.

Manila, Philippines. DEC 11 2020


MARIA LOURDES G. FERRER, CESO IV
Regional Executive Director



Doc ID: 33208

Copy furnished:

Quirino D. Abrea

Atty. Edepiro T. Litong

Sitio Sia, Purok Milenyo, Barangay Buenavista, Puerto Princesa City

Icaonapo Litong and Associates Law Firm
Suttes 402-405 Dana Amparo Building, España, Manila

¹ Memorandum dated January 16, 2020 issued by the undersigned to the Assistant Regional Director for Technical Services

1515 L & S Building, Roxas Boulevard, Ermita, Manila 1000
DENR VOIP (632) 82483367/82483468/82493367 local 2700/1 (Regional Executive Director), 2709 (Legal Division)
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Email: denr.edmimaropa@gmail.com

Page 2 of 3



OCT 04 2021

MEMORANDUM

TO : The Assistant Regional Director for Technical Services

ATTENTION : The OIC-Chief, Surveys and Mapping Division

FROM : The Regional Executive Director

SUBJECT : **IMPLEMENTATION OF THE DECISION DATED FEBRUARY 26, 2020 IN DENR CASE NO. M-02-20-L ENTITLED "AUBRE VISTA HEIGHTS ASSOCIATION, INC., REP. BY QUIRINO D. ABREA, -VERSUS- EDUARDO L. PADOJINOG, ROMIA L. LABRADOR, ENGR. ELPIDIO J. LOLENG, ENGR. REX S. VELASCO, CONRADO M. CORPUZ, NOEL V. SUMIDO, ROGELIO D. PAGLINAWAN, EDUARDO L. PADOJINOG, JOHNNY P. LILANG, DAVID F. DALINO, ENGR. JESUS C. PERILLA, AND RENATO S. GONZAGA, JOHNNY P. LILANG, RENATO N. GONZAGA, CONRADO M. CORPUZ, ENGR. REX S. VELASCO, DAVID F. DALINO AND NOEL V. SUMIDO" INVOLVING APPROVED PLAN (CSD-04-024835-D) OF LOT 68, SGS-04000744-D, BARANGAY MACARASCAS, PUERTO PRINCESA CITY; WITH AN AREA OF 54.9160 HECTARES**

Records show that a Decision dated February 26, 2020 was issued by then Regional Executive Director Henry A. Adornado. The dispositive portion of the Decision states that:

*"WHEREFORE premises considered, the complaints against private parties Eduardo Padojinog, Romia Labrador, Julito Elma, Jr., Engr. Jesus C. Perilla, Jr. are **DISMISSED** for lack of jurisdiction. Likewise, the complaints against Engr. Rex S. Velasco, Conrado M. Corpuz, Noel V. Sumido, Johnny P. Lilang, David F. Dalino, and Renato S. Gonzaga, are **DISMISSED** for failure to establish a prima facie case.*

*It is **NOTED** that the complaints of Abrea are treated as one filed in his personal capacity for failure to submit a resolution to file the same in behalf of Aubre Vista Heights Association, Inc.*

*The Assistant Regional Director for Technical Services and OIC-Chief, Surveys and Mapping Division are **DIRECTED**:*

- 1. To **EVALUATE** Abrea's complaint for cancellation of Sgs-0400074-D in accordance with DMC 2010-13;*
- 2. To **SUBMIT** report of action taken on the Order dated January 21, 2013 issued by then Regional Executive Director Edgardo O. Galeon re: Subdivision Survey of Lot 68-A, Csd-04-024835 vis-à-vis the plan submitted by Engr. Jesus C. Perilla on January 27, 2014.*

The Memorandum dated April 21, 2014 of the OIC-PENR Officer, Palawan relative to the report of Engr. Perilla re: Survey of Lot 68-A, Csd-04-024835-

D per Order dated January 21, 2013 was referred to the OIC-Chief, Land Management Division per Memorandum dated May 6, 2014; and

3. To **PROVIDE** technical assistance to the Local Government of Puerto Princesa City to resolve the Political Boundary Dispute of Barangay Buenavista and Barangay Macarascas pursuant to Section 6 of Local Government Code of 1991 (Republic Act No. 7160).¹

SO ORDERED."

A Position Paper dated July 29, 2020 which was treated as a Motion for Reconsideration was filed by the Claimant-Protestant Quirino D. Abrea. His counsel was also furnished a copy of the said Decision, and the return card indicated that his copy was received on June 08, 2020. Thereafter, he filed a Motion for Reconsideration dated July 10, 2020.

Records further show that a Resolution dated December 01, 2020 was issued by the undersigned dismissing the Position Paper dated July 29, 2020/Motion for Reconsideration, and Motion for Reconsideration dated July 10, 2020.

Per Certification dated September 20, 2021 issued by the OIC, Records Section, Michelle B. Tuyan, no Notice of Appeal was filed by any of the parties in the instant case. As such, a Certification dated 04 OCT 2021 was issued by the undersigned declaring the Decision dated February 26, 2020 issued by then Regional Director Adornado, as final and executory.

In this regard, you are directed to implement Item Nos. 1, 2 and 3 of the said Decision and submit report of compliance within five (5) days from receipt hereof.

For strict and immediate compliance.



Maria Lourdes G. Ferrer
MARIA LOURDES G. FERRER, CESO III

Copy furnished:

Quirino D. Abrea

Atty. Edepiño T. Litong

Atty. Rustico Caca!

Eduardo L. Padojinog

Romia Labrador

Julito D. Elma, Jr.

Julito D. Elma, Jr.

Engr. Elpidio J. Loleng

Engr. Rex S. Velasco

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Brgy. Macarascas, Puerto Princesa City

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c/o Atty. Victoria R. Timbancaya
Rocamora Timbancaya Law Office
43 Fernandez St., Puerto Princesa City

Western Homes, Wescom Road, Puerto Princesa City

c/o PENRO Palawan

¹Memorandum dated January 16, 2020 issued by then Regional Executive Director Henry A. Adornado to the Assistant Regional Director for Technical Services

Conrado M. Corpuz
Noel V. Sumido
Rogelio D. Paglinawan
Johnny P. Lilang
David F. Dalino
Renato S. Gonzaga
PENRO Palawan
CENRO Puerto Princesa City

c/o CENRO Brooke's Point Palawan
c/o CENRO Puerto Princesa City
c/o CENRO Puerto Princesa City
25 Purok Masaya, Libis Road, San Pedro, Puerto Princesa City
11 Tulingan St., Barangay Mandaragat, Puerto Princesa City
Tercera Calle, Alta Homes Subdivision, Brgy. San Jose, Puerto Princesa City



AUBRE VISTA HEIGHTS ASSOCIATION, INC.

Rep. by Quirino D. Abrea,

Claimant-Protestant,

versus

EDUARDO L. PADOJINOG, ROMIA L.
LABRADOR, and JULITO D. ELMA, JR.

ROMIA L. LABRADOR, ENGR. ELPIDIO J.
LOLENG, ENGR. REX S. VELASCO,
CONRADO M. CORPUZ, NOEL V. SUMIDO,
ROGELIO D. PAGLINAWAN, EDUARDO L.
PADOJINOG, JOHNNY P. LILANG, DAVID F.
DALINO, ENGR. JESUS PERILLA AND
RENATO S. GONZAGA,

JOHNNY P. LILANG, RENATO N. GONZAGA,
CONRADO M. CORPUZ, ENGR. REX S.
VELASCO, DAVID F. DALINO, AND NOEL V.
SUMIDO,

Protestees.

X-----X

DENR CASE NO. M-02-20-L

Approved Plan (Csd-04-024835-D of
Lot 68, Sgs-04000744-D, Barangay
Macarascas, Puerto Princesa City

Area: 54.9160 hectares

CERTIFICATION

Records show that a Decision dated February 26, 2020 was issued by then Regional Executive Director Henry A. Adornado. A Position Paper dated July 29, 2020 which was treated as a Motion for Reconsideration was filed by the Claimant-Protestant Quirino D. Abrea. His counsel was also furnished a copy of the said Decision, and the return card indicated that his copy was received on June 08, 2020. Thereafter, he filed a Motion for Reconsideration dated July 10, 2020.

Records further show that a Resolution dated December 01, 2020 was issued by the undersigned dismissing the Position Paper dated July 29, 2020/Motion for Reconsideration, and Motion for Reconsideration dated July 10, 2020.

Per Certification dated September 20, 2021 issued by the OIC, Records Section, Michelle B. Tuyan, no Notice of Appeal was filed by any of the parties in the instant case.

As such, the Decision dated February 26, 2020 in DENR Case No. M-02-20-L is declared **FINAL AND EXECUTORY**:

*"WHEREFORE premises considered, the complaints against private parties Eduardo Padojinog, Romia Labrador, Julito Elma, Jr., Engr. Jesus C. Perilla, Jr. are **DISMISSED** for lack of jurisdiction. Likewise, the complaints against Engr. Rex S. Velasco, Conrado M. Corpuz, Noel V. Sumido, Johnny P. Lilang, David F. Dalino, and Renato S. Gonzaga, are **DISMISSED** for failure to establish a prima facie case.*

It is **NOTED** that the complaints of Abrea are treated as one filed in his personal capacity for failure to submit a resolution to file the same in behalf of Aubre Vista Heights Association, Inc.

The Assistant Regional Director for Technical Services and OIC-Chief, Surveys and Mapping Division are **DIRECTED**:

1. To **EVALUATE** Abrea's complaint for cancellation of Sgs-0400074-D in accordance with DMC 2010-13;
2. To **SUBMIT** report of action taken on the Order dated January 21, 2013 issued by then Regional Executive Director Edgardo O. Galeon re: Subdivision Survey of Lot 68-A, Csd-04-024835 vis-à-vis the plan submitted by Engr. Jesus C. Perilla on January 27, 2014.

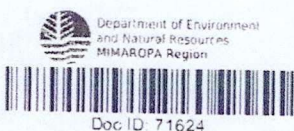
The Memorandum dated April 21, 2014 of the OIC-PENR Officer, Palawan relative to the report of Engr. Perilla re: Survey of Lot 68-A, Csd-04-024835-D per Order dated January 21, 2013 was referred to the OIC-Chief, Land Management Division per Memorandum dated May 6, 2014; and

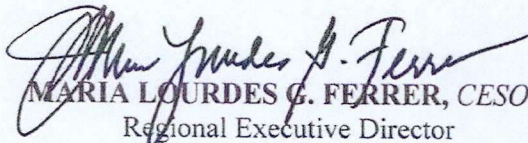
3. To **PROVIDE** technical assistance to the Local Government of Puerto Princesa City to resolve the Political Boundary Dispute of Barangay Buenavista and Barangay Macarascas pursuant to Section 6 of Local Government Code of 1991 (Republic Act No. 7160).¹

SO ORDERED."

Under Section 21 of DAO No. 2016-31, "once the decision of the RD² becomes final and executory in any of the instances provided in the preceding section, the prevailing party, on motion within one (1) year from its finality, can have it executed as a matter of right, and the granting of a writ of execution becomes a ministerial duty of the CENRO/PENRO xxx-xxx".

Manila, Philippines. OCT 04 2021




MARIA LOURDES G. FERRER, CESO III
Regional Executive Director

Copy furnished:

Quirino D. Abrea

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¹ Memorandum dated January 16, 2020 issued by then Regional Executive Director Henry A. Adornado to the Assistant Regional Director for Technical Services

² Now Regional Executive Director
ARD-MS/LD

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The OIC-Chief, Surveys and Mapping Division

The Assistant Regional Director for Technical Services

