



June 24, 2022

MEMORANDUM

FOR : The Regional Executive Director
MIMAROPA Region

THRU : The Assistant Regional Director for Technical Services

FROM : The OIC, PENRO

SUBJECT : **SUBMISSION OF HIGHLIGHTS OF THE MINUTES OF THE ADMINISTRATIVE HEARING INTENDED FOR MR. SAMUEL URBANO HELD AT DENR- PENR OFFICE, BRGY. TABING-DAGAT, ODIONGAN, ROMBLON DATED APRIL 08, 2022**

Respectfully submitting the above cited subject- matter. Per evaluation and the result of the administrative hearing, Mr. Samuel Urbano found liable for the illegal possession of the forest products without legal documents located at So. Ligaya, Brgy. Amatong, Odiongan, Romblon.

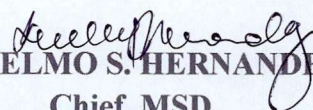
Attached are the pertinent documents, to wit;

1. Memorandum report from Forester James M. Mendoza et. al. dated January 10, 2022
2. Apprehension Receipt dated January 05, 2022
3. On-site Report dated January 05, 2022
4. On-site Record dated January 05, 2022
5. Seizure Receipt dated January 05, 2022
6. Seizure Order dated January 05, 2022
7. Certification
8. Geotag photos/ pictures
9. Attendance sheet of the Administrative hearing dated April 08, 2022
10. Notice of Hearing
11. Minutes of the Administrative Hearing

A case must be filed in violation of PD 705, Section 77 as amended by E. O. 277 and further amended by R.A. 7161 to the Honorable Court and this office recommends the issuance of forfeiture order of the apprehended forest products in favour of the government.

For information and further evaluation.

“For and in the absence of the OIC, PENRO”


THELMO S. HERNANDEZ
Chief, MSD



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
Odiongan, Romblon

January 10, 2022

MEMORANDUM

FOR : THE PENR Officer
Odiongan, Romblon

THRU : The OIC- Technical Services Division
In Concurrent Capacity

FROM : MENDOZA, JAMES M. et.al.

SUBJECT : SUBMISSION OF INSPECTION AND INVESTIGATION REPORT
ON THE APPREHENDED RAIN TREE LUMBERS (*Samanea saman*)
WITH A TOTAL VOLUME OF SIX HUNDRED FORTY SEVEN AND
75/100 (647.75) BD. FT. LOCATED IN BRGY. AMATONG,
ODIONGAN, ROMBLON



Respectfully submitting herewith the report regarding the above-cited subject to wit;

FACTS:

At around 7:30 in the evening, we received a phone call from a concerned citizen regarding the information that there is a transport of forest products/lumbers that originates from Brgy. Amatong, Odiongan, Romblon.

ACTIONS:

To conduct immediate inspection, verification and investigation on the said subject matter situated in Brgy. Amatong, Odiongan, Romblon and properly coordinated to other Law Enforcement Agencies for security purposes.

FIELD FINDINGS/ OBSERVATIONS:

1. That on January 05, 2022, the DENR personnel spearheaded by Forester James M. Mendoza immediately conducted inspection and investigation through the instructions of our OIC-TSD Forester Thelmo S. Hernandez together with Odiongan Municipal Police Station (OMPS) represented by **PEMS ARNEL M PEDRAGOZA**, Romblon Provincial Mobile Force Company (RPMFC) headed by **FORCE COMMANDER PLTCOL WINNERIO D PAGUIA JR** and from Criminal Investigation and Detection Group (CIDG) also represented by **PAT JOHN EDDIEMARK A GARCIA** regarding the above-cited subject matter;
2. That the Apprehending Officers directly proceeded in the subject area to confirm the information about these activity;
3. That based on our ocular inspection and investigation in the area, we've seen and found out the stock pile of lumbers.

4. That time, we introduced ourselves as employees of DENR, then asked any legal documents pertaining to the lumbers under the premises of a certain **Mr. Sam Urbano**, resident of Sitio Ligaya, Brgy. Amatong, Odiongan, Romblon (alleged Owner/buyer);
5. Upon in-depth investigation, Mr. Urbano said that the lumbers was bought to a certain **Mr. Roy Fadera (Seller)** and a resident of Brgy. Liwanag, Odiongan, Romblon;
6. That Mr. Urbano did not present any legal documents as a proof that the forest products/lumbers is legally transported and delivered within his premises. Hence, the lumbers was subject for apprehension since they violated PD 705 under Sec. 77 as amended by R.A. 7161;
7. That before the apprehension of the said lumbers the DENR personnel stated "Miranda Rights" to a certain Mr. Urbano with the assistance of the Odiongan Municipal Police Station, Provincial Mobile Force Company and Criminal Investigation and Detection Group.
8. That during inventory, the lumbers was identified as Rain tree with a local name Acacia having a different dimensions with a total volume of **Six Hundred Forty Seven and 75/100 bd.ft. (647.75)**.
9. That the lumbers was immediately hauled to the DENR-PENR Office for safekeeping and proper disposition.

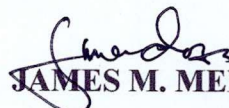
RECOMMENDATIONS:

Considering the above findings and observations, the undersigned recommends the conduct of Administrative Hearing at DENR-PENR Office since they violated section 77 of P.D. 705 as amended by R.A. 7161 in compliance to our existing Environmental Laws, Rules and Regulations. A case must be filed against the violators and the said lumbers be forfeited in favour of the government.

Attached also are the pertinent documents;

1. Apprehension Receipts
2. On- site Report
3. On- site Record
4. Seizure Receipt
5. Seizure Order
6. Tally Sheet
7. Certification that there is no cutting and no transport permit to a certain Mr. Sam Urbano
8. Geo-tag photos

For information, reference and record.


JAMES M. MENDOZA

JOMER I. GAJARION

JOVIN CRIS FODRA


JHON CALVEN V. GALISANAO

Noted by:


SHEILLA JANE M. FORLALES
F-II/ Chief MES



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
Odiongan, Romblon

DENR MIMAROPA _____ SN _____

January 05, 2022

(Date)

APPREHENSION RECEIPT

Pursuant to the provisions of PD 705, as amended by Executive Order No. 277, the following forest products and/or machinery, equipment, tools and conveyance, to wit:

Quantity	Unit	Articles & Description	Estimated Value
		Note: see attached tally/inventory sheet. h	

IS HEREBY DECLARED UNDER APPREHENSION FOR THE FOLLOWING REASONS:

Violation of Sec. 77 of P.D. 705 as amended by R.A. 7161

The same have been apprehended, subject forest products and machinery, equipment, tools and conveyance 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 or any Court of Justice of the Philippines.

Done this 5th day of January 2022 at Sitio Ligaya, Brgy. Amatang, Odiongan, Romblon.

APPREHENDING OFFICERS

(Print name and Signature)

1. James M. Mendoza
Address: DENR - PENRO
2. James L. Cajaron
Address: DENR - PENRO

3. Jovin Cris Fodra
Address: DENR - PENRO
4. John Calvin V. Galasano
Address: DENR - PENRO

OWNER/CLAIMANT REPRESENTATIVE /DRIVER

(Print Name and Signature)

1. Sam Urbano
Address: Sitio Ligaya, Brgy. Amatang, Odiongan, Romblon
2. _____
Address: _____
3. _____
Address: _____
4. _____
Address: _____

Custodian:

James M. Mendoza
Name and Signature

Forester II
Official Designation

DENR - PENRO, Romblon
Office

Note:

1. The owner, possessor and/or claimant of the apprehended articles is hereby requested to see the nearest CENR/PENR Office and is given three (3) days from the date of apprehension.

ON SITE REPORT ON

Apprehended Rain tree lumber with a total volume of Six hundred Forty Seven and 75/100 (647.75) bd-ft.

1. Time of Apprehension : 7:30 p.m.
2. Date of Apprehension : January 05, 2022
3. Place : Sitio Ligaya, Brgy. Amatong, Odiangan, Romblon
4. Name and Address of Offender on Site:

Name: Sam Urbano

Address: Sitio Ligaya, Brgy. Amatong, Odiangan, Romblon

5. Name of persons accompanying or providing on-site assistance to apprehending officers:

PEMS ARNEL M PEDRAGOZA - Odiangan Municipal Police Station

Name

Address

PLTCOL WINNERIO D PAGUIA JR. - Romblon Provincial Mobile Force Company

PAT JOHN EDDIE MARK A. GARCIA - Criminal Investigation + Detection Group (Bureau)

Name

Address

6. Circumstances that lead to the apprehension of apprehended items (e.g. spot check, discoveries of abandoned items, surveillance, etc.)

- phone call from concerned citizen + surveillance

7. Name of Local Government Officials present and /or other persons witnessing the apprehensions:

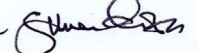
8. Preliminary description of the items being apprehended:

- Rain tree lumber having a different dimensions with a total volume of 647.75 bd-ft.

9. Place, time and date of origin and intended destination/consignee of items being apprehended:

- At around 7:30 p.m. + dated January 05, 2022 delivered to Sitio Ligaya, Brgy. Amatong, Odiangan, Romblon

10. Other Data Information

James M. Mendoza - 

Jonas I. Gajarion -

Jovin Cris Fodra -

John Calvin Calisanan - 

Name of Apprehending Officer

Witnesses:

1. PEMS ARNEL M PEDRAGOZA

2. PLTCOL WINNERIO D PAGUIA JR

ON SITE RECORD

Name of Offense : Violation of Sec. 77 of P.D. 705 as amended by R.A. 7161

Location : Sitio Ligaya, Brgy. Amatung, Odiangan, Romblon

a) Name of owner : Sam Urbano
Address : Sitio Ligaya, Brgy. Amatung, Odiangan, Romblon

b) Names of person found in Possession, exercising control and or supervision over, or performing or otherwise involved in possession, supervision, control, cutting, gathering, processing and or transporting the items:

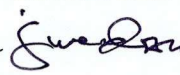

Names : Sam Urbano

Address : Sitio Ligaya, Brgy. Amatung, Odiangan, Romblon

Name : _____

Address : _____

c) Itemized List of All On-Site Machinery, Equipment, Tools and implements used.

James M. Mendoza - 
Jomer I. Gajarim -
Jovin Cris Fodra -
Jhan Calven V. Galisanao - 

Name & Signature of Apprehending Officer

Mr. Sam Urbano
Name and Signature of Offender

Time : 7:30 p.m.

Time : 7:30 p.m.

Date : January 05, 2022

Date : January 05, 2022

Place : Sitio Ligaya, Brgy. Amatung, Odiangan, Romblon

Place : Sitio Ligaya, Brgy. Amatung, Odiangan, Romblon

Witnesses:

PMS ARNEL M PEDRAGOZA

PLTCOL WINNERIO D PAGUA JR

Note: If offender refuses to sign such refusal shall be written his presence.



SEIZURE RECEIPT

No. 2022- 001

The following apprehended items with Apprehension Receipt No. 001 are administrative seizure pursuant to Section #²₁ of DAO 97-32.

A. FOREST PRODUCTS

Species	No. of Pieces	Dimension	Volume (BdFt)	Estimated Value
TOTAL				

Note: Please see attached Inventory/Tally Sheet

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

NAME	ADDRESS	NATURE OF PARTICIPATION
1. <u>Mr.Sam Urbano</u>	<u>Sitio Ligaya, Brgy. Amatong, Odiongan, Romblon</u>	<u>Buyer/Owner of Forest Products</u>
<u>(Lumbers)</u>		
2.		
3.		
4.		
5.		

B. CONVEYANCE

Name of Registration/Owner: _____
Address: _____
Type of Vehicle: _____
Model: _____
Engine/Motor Serial No.: _____
Chassis Serial No.: _____
Certificate of registration No.: _____
Estimated Fair Market Value: _____

Note:

No conveyance apprehended



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

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

Note: _____

(Stated reasons or offense committed)

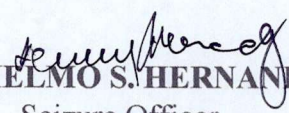
The items were apprehended by the DENR PERSONNEL with the assistance of the other Law Enforcement Agencies (**OMPS, RPMFC, and CIDG**) at Sitio Ligaya, Brgy. Amatong, Odiongan, Romblon on **January 05, 2022**.

Said apprehended pieces of lumber are declared abandoned items, or with claimant, as the case maybe.

The same items are under the custody of **HERSALYN ROYO (Supply Officer) at DENR-PENRO ROMBLON**. Further, these apprehended items are now deposited at **DENR- PENR Office, Brgy. Tabing-dagat, Odiongan, Romblon**.

That the undersigned hereby acknowledge that the above listed item(s) are now in AMINISTRATIVE 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. 2022- 001** this **January 05, 2022** at DENR-Romblon.


THELMO S. HERNANDEZ
Seizure Officer



SEIZURE ORDER

PENRO Control No.:
E-FMS No.:

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

FACTS

1. Forest Products:

MAJOR FOREST PRODUCTS									
Kind	Item:	Source/ Origin of Forest Products	Species Groupings	Species	Pieces	Volume/Unit of Measurement	Estimated fair Market Value	Impounding Area	Custodian
Lumbers		Brgy. Amatong, Odiongan, Romblon	Premium	Rain tree	124	647.75 bd.ft.	P 32,387.50	DENR- PENR Office	Hersalyn Royo

Minor Forest Products				
Kind	Unit of Measurements	No. of Units	Estimated fair Market Value	Custodian

Type	Make/Model/ Year	Plate No.	Color/Markings	CR No.	OR No.

Conveyance Involved (Additional Details)				
Engine No.	Chassis No.	Accessories	Estimated Fair Market value	Custodian

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	Estimated Fair Market Value

Equipment Involved				
Type	Quantity	Details	Custodian	Estimated Fair Market Value

Implements Involved				
Type	Quantity	Details	Custodian	Estimated Fair Market Value

The subject Forest Products and other items were apprehended while under the possession /control/ ownership of.

Name	Quantity	Civil Status	Age	Participation	Status of the Person
Mr. Sam Urbano	647.75 bd.ft.	Married		Buyer/ Owner of the forest product	Attended Administrative Hearing on April 08, 2022 in compliance to DAO 97-32

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		
January 05, 2022	Romblon	Odiongan	Amatong	Ligaya	Thelmo s. Hernandez	Violation of P.D. 705 under Sec.77 as amended by R.A.7161



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Department of Environment and Natural Resources
MIMAROPA – Region

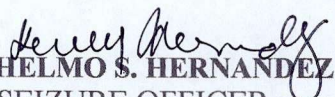
Examination Conducted by Seizure Officer:

Person Examined	Date	Time	Place
Apprehending Officers	JAMES M. MENDOZA JOMER I. GAJARION JOVIN CRIS FODRA JHON CALVEN V. GALISANAO	7:30 P.M.	Sitio Ligaya, Brgy. Amatong, Odiongan, Romblon
Witnesses	PEMS ARNEL M PEDRAGOZA PLTCOL WINNERIO D PAGUIA	7:30 P.M.	Sitio Ligaya, Brgy. Amatong, Odiongan, Romblon

After thorough evaluation of the Apprehension Report dated **January 05, 2022** and all relevant documents submitted, and after examining personally the apprehending officers and witnesses of the apprehension about the violation committed, it was determined that there is prima facie evidence that existing laws and DENR regulations have been violated and that the offender is probably guilty thereof.

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

So ordered this **5th** day of **January**, year **2022** at **DENR- PENRO ROMBLON, Brgy. Tabing-dagat, Odiongan, Romblon.**


THELMO S. HERNANDEZ
SEIZURE OFFICER

Copy Furnished:



Republic of the Philippines

DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

MIMAROPA Region

Technical Services Division
Regulation and Permitting Section

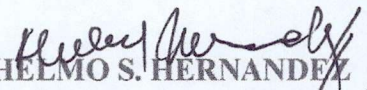
CERTIFICATION

TO WHOM IT MAY CONCERN:

This is to certify that as per records verification of this office, there is No Cutting and Transport Permit issued to the following person:

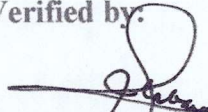
1. Sam Urbano
2. Roy Fadera

ISSUED this 18th day of January, 2022 at PENR Office, Odiongan, Romblon, Philippines, for whatever legal intent this may deem serve.


THELMO S. HERNANDEZ

OIC Chief, Technical Services Division

Verified by:


JOEVIR J. CABARON
AOI (Records Officer I)



Republic of the Philippines
 Department of Environment and Natural Resources
 MIMAROPA Region
 PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
 Odiongan, Romblon

Tally/ Inventory Sheet:

	Quantity	Unit	Articles& Description	BD. Ft.	Estimated Value
	8	Pcs.	1"x20"x8'- Rain tree lumber	107	P 5,350.00
	9	Pc.	1"x21"x6'- Rain tree lumber	94.5	4,725.00
	4	Pcs.	1"x16"x8'- Rain tree lumber	43	2,150.00
	11	Pcs.	1"x13"x5'- Rain tree lumber	60	3,000.00
	6	Pcs.	1"x16"x3'- Rain tree lumber	24	1,200.00
	3	Pcs.	1"x20"x4'- Rain tree lumber	20	1,000.00
	2	Pcs.	1"x11"x4'- Rain tree lumber	7	350.00
	8	Pcs.	1"x21"x4'- Rain tree lumber	56	2,800.00
	11	Pcs.	1"x15"x4'- Rain tree lumber	55	2,750.00
	2	Pcs.	4"x4"x2'- Rain tree lumber	5	250.00
	2	Pcs.	4"x4"x3'- Rain tree lumber	8	400.00
	3	Pcs.	2"x3"x6'- Rain tree lumber	9	450.00
	4	Pcs.	2"x7"x6'- Rain tree lumber	28	1,400.00
	3	Pcs.	1"x16"x3'- Rain tree lumber	12	600.00
	1	Pc.	2"x6"x7'- Rain tree lumber	7	350.00
	3	Pcs.	2"x3"x7'- Rain tree lumber	21	1,050.00
	1	Pc.	1"x9"x4'- Rain tree lumber	3	150.00
	1	Pc.	1"x15"x4'- Rain tree lumber	5	250.00

	1	Pc.	1"x17"x3'- Rain tree lumber	4.25	212.50
	20	Pcs.	2"x2"x4'- Rain tree lumber	27	1,350.00
	11	Pcs.	2"x3"x4'- Rain tree lumber	22	1,100.00
	3	Pcs.	2"x2"x5'- Rain tree lumber	5	250.00
	2	Pcs.	2"x3"x5'- Rain tree lumber	5	250.00
	5	Pcs.	2"x3"x5'- Rain tree lumber	20	1,000.00
TOTAL	124	Pcs.		647.75 bd.ft.	P 32,387.50

Scaled/ Inventoried by:

JAMES M. MENDOZA

JOMER I. GAJARION

JOVIN CRIS FODRA

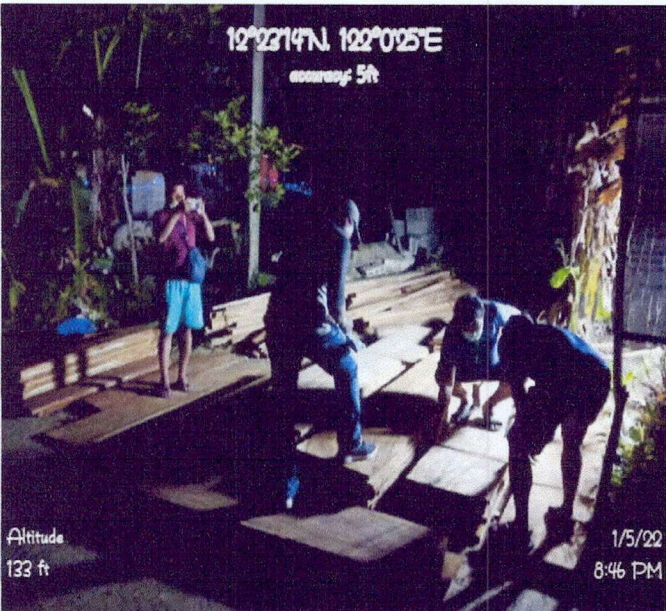
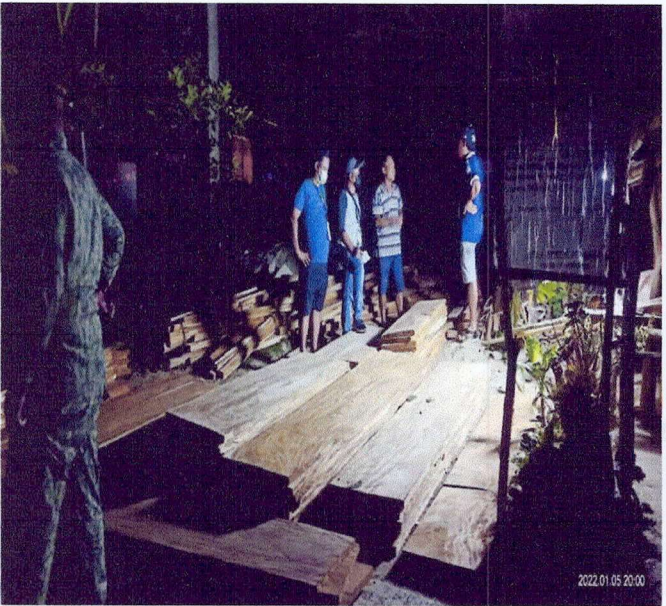
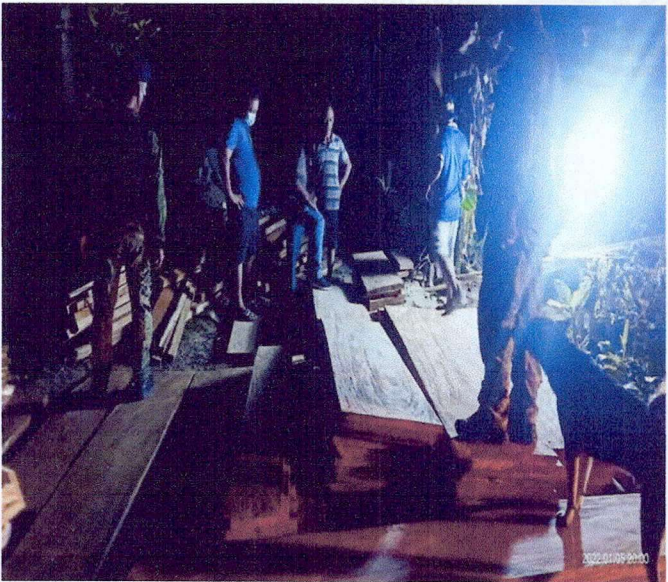
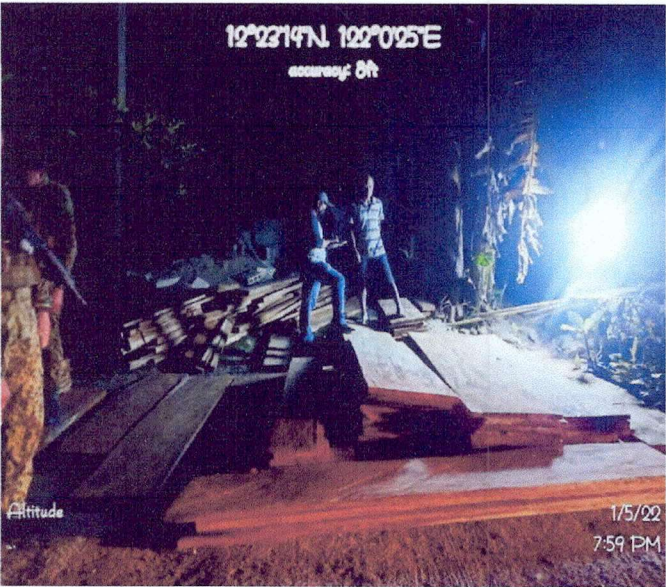
JHON CALVEN V. GALISANAO

Noted by:

SHEILLA JANE M. FORLALES

Forester II/ Chief MES

Pictures during apprehension on January 5, 2021 at Brgy. Amatong, Odiongan, Romblon



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r

Republic of the Philippines

DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

Provincial Environment and Natural Resources Office

Odiongan, Romblon

ADMINISTRATIVE HEARING ATTENDANCE SHEET

Date : April 08, 2022 (9:30 Am)

Violation : P.D-705

[illegible]



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

April 1, 2022

ABISO SA PAGDINIG

MR. SAM URBANO

Brgy. Amatong, Odiongan, Romblon
May-ari ng Forest Product

Ginoong Urbano,

Magandang Araw po.

Ito ay kaugnay sa pagkahuli ng Rain tree (Acacia) lumber na walang kaukulang transport at cutting permit lulan sa isang truck at napag-alaman namin na kayo po ang may-ari ng nasabing mga nilagaring kahoy noong Enero 05, 2022 sa Brgy. Amatong, Odiongan, Romblon.

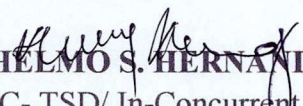
Alinsunod sa batas pangkagubatan ang nasabing gawain ay paglabag sa P.D. 705, Section 77 na inamendahan ng R.A. 7161.

Kaugnay nito, ikaw ay iniimbitahan namin na dumalo para sa ilang katanungan o administratibong pagdinig alinsunod sa probisyon ng DENR Administrative Order 97-32 sa PENRO, Odiongan, Romblon sa ganap na **ika-siyam ng umaga (9:00 am) sa Abril 08, 2022.**

Maraming salamat po sa inyong presensya at kooperasyon sa pagdinig na ito.

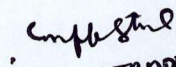
Sumasainyo,

"For and in the absence of PENRO"


THELMO S. HERNANDEZ
OIC- TSD/ In-Concurrent Capacity



Formilleza St. Brgy. Tabing-Dagat, Odiongan, Romblon
Email: penrorom_r4b@yahoo.com.ph
Tel. # (042) 567-2188

Received by: 
MERION ESTRADA
04-06-22



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

April 1, 2022

ABISO SA PAGDINIG

PLTCOL WINNERIO D PAGUIA JR

Force Commander- Romblon Provincial Mobile Force Company (RPMFC)

Ginoong Paguia,

Magandang Araw po.

Ito ay kaugnay sa pagkahuli ng Rain tree (Acacia) lumber na walang kaukulang transport at cutting permit lulan sa isang truck noong Enero 05, 2022 sa Brgy. Amatong, Odiongan, Romblon.

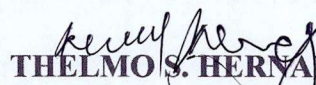
Alinsunod sa batas pangkagubatan ang nasabing gawain ay paglabag sa P.D. 705, Section 77 na inamendahan ng R.A. 7161.

Kaugnay nito, ikaw ay iniimbitahan namin na dumalo para sa ilang katanungan o administratibong pagdinig alinsunod sa probisyon ng DENR Administrative Order 97-32 sa PENRO, Odiongan, Romblon sa ganap na ika- siyam ng umaga (9:00 am) sa Abril 08, 2022.

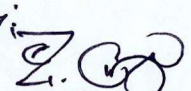
Maraming salamat po sa inyong presensya at kooperasyon sa pagdinig na ito.

Sumasainyo,

"For and in the absence of PENRO"


THELMO S. HERNANDEZ
OIC- TSD/ In-Concurrent Capacity

Formilleza St. Brgy. Tabing-Dagat, Odiongan, Romblon
Email: penrorom_r4b@yahoo.com.ph
Tel. # (042) 567-2188

Received by:

PSSg Elmer Z. Cacabelos
04/04/2022



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

April 1, 2022

ABISO SA PAGDINIG

PAT JOHN EDDIEMARK A GARCIA

Criminal Investigation and Detection Group (CIDG) - Odiongan

Ginoong Garcia,

Magandang Araw po.

Ito ay kaugnay sa pagkahuli ng Rain tree (Acacia) lumber na walang kaukulang transport at cutting permit lulan sa isang truck noong Enero 05, 2022 sa Brgy. Amatong, Odiongan, Romblon.



Alinsunod sa batas pangkagubatan ang nasabing gawain ay paglabag sa P.D. 705, Section 77 na inamendahan ng R.A. 7161.

Kaugnay nito, ikaw ay iniimbitahan namin na dumalo para sa ilang katanungan o administratibong pagdinig alinsunod sa probisyon ng DENR Administrative Order 97-32 sa PENRO, Odiongan, Romblon sa ganap na **ika- siyam ng umaga (9:00 am) sa Abril 08, 2022.**

Maraming salamat po sa inyong presensya at kooperasyon sa pagdinig na ito.

Sumasainyo,

"For and in the absence of PENRO"


THELMO S. HERNANDEZ
QIC- TSD/ In-Concurrent Capacity


Formilleza St. Brgy. Tabing-Dagat, Odiongan, Romblon
Email: penrorom_r4b@yahoo.com.ph
Tel. # (042) 567-2188



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

April 1, 2022

ABISO SA PAGDINIG

PEMS ARNEL M PEDRAGOZA
Municipal Police Station- Odiongan

Ginoong Pedragoza,

Magandang Araw po.

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April 4, 2022 / 3:50 PM



PEOPLE OF THE PHILIPPINES

PENRO CASE NO. OD-2022-001

-VERSUS-

SAMUEL URBANO

For Violation of P.D. 705 Section 77
as amended by E.O. 277, and further
amended by R.A. 7161

ADMINISTRATIVE HEARING

TRANSCRIPT

of the minutes of Administrative Hearing conducted on the above-mentioned case on April 08, 2022 at 09:30 a.m. at PENR Office, Odiongan, Romblon.

MAXIMO C. LANDRITO
Hearing Officer

MICHELLE M. BAJO
Recorder

Appearances : Please see attached attendance.

Hearing Officer	:	<p>Sa bisa ng kapangyarihang ipinagkaloob sa akin alinsunod sa itinadhana ng Seksyon 45 ng Presidential Decree 705, ang pagdinig sa pagkahuli o pagkumpiska sa pinutol na punong Acacia sa Brgy. Amatong, Odiongan, Romblon na walang pahintulot o permiso mula sa kinauukulan o paglabag sa Batas Pangkagubatan Seksyon 77 ng pang pangulohang dekrito 705 na sinusugan ng E.O. No. 277 ng taong 1987 at R.A. 7161 ay magkakaroon ngayon ng pormal na pagdinig. Pinakikiusapan ang lahat na narito na manahimik at hindi pinahihintulutan ang mga bagay na maaring makaantala sa pagdinig na ito. Bukod dito gusto kong ipabatid sa lahat na naririto na 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.</p> <p>Tinatawagan ko si Samuel Urbano kayo po ba ay kukuha pa ng abogado sa ngayon?</p>
S. Urbano	:	<p>Opo</p>
Hearing Officer	:	<p>Maari po ba kayo magbigay ng mapagkikilanlan sa inyo?</p>
S. Urbano	:	<p>Ako po si Samuel Urbano animnapu't isa (61) taong gulang, taga Brgy. Amatong, Odiongan, Romblon, may-asawa lima (5) ang anak at Pastor po ako ng Assembly of God.</p>

Hearing Officer : Noong January 05, 2022 nasaan po kayo ng mga araw na iyon?

S. Urbano : Nung dumating po ang taga DENR nandoon po ako nakatayo sa may kahoy.

Hearing Officer : May kaukulang permit po ba yung kahoy na pinutol?

S. Urbano : Ang sabi po ng nag alok sa akin ng kahoy meron daw po Kumpleto, walang problema at nagpaalam daw po sa inyo kaya nagtiwala naman po ako, kasi yung kahoy po andoon sa gilid ng kalsada at nagalok po kung sino ang bibili.

Hearing Officer : Binili nyo po?

S. Urbano : Kasi nandoon na nga po yung kahoy inaalok po syempre titingnan ko po kung maganda yung kahoy kung may sira o wala.

Hearing Officer : So, nung nangyari po na nahuli kayo andoon po yung nagbebenta sa inyo?

S. Urbano : Umalis na po kasi nakuha na yung partial na bayad

Hearing Officer : Partial, sa makatuwid po na sa inyo po yung possession ng kahoy ng mga oras na iyon.

S. Urbano : Dinala na nga po dun

Hearing Officer : Na kanino po ang kahoy nasaan po?

S. Urbano : Hindi po ako nagtransport, nasa inyo na nga po kasi nahuli na.

Hearing Officer : Nasa amin na po so, nung nahuli po ang kahoy nandun po kayo nakatabi sa may kahoy?

S. Urbano : Andun nga kasi tsinetsek ko po yung kahoy

Hearing Officer : Tsinetsek nyo sa inyo po yung kahoy

S. Urbano : Hindi ko aaminin na akin kahoy yun

Hearing Officer : Pero binili nyo po yung kahoy

S. Urbano : Yun nga nasabi ko kanina na nagbayad ako ng partial

Hearing Officer : Wala po kayo hiningi na papel sa kanya na nagbentahan kayo.

S. Urbano : Yung sabi ay kumpleto ang papel ng kahoy, walang problema at patay na yung kahoy, at nagpaalam daw po sa inyo, at saka kampante po ako sir kasi ang ngtransport po ng kahoy papunta sa amin yung malapit sa tabi ng kalsada ay sasakyan ng awtoridad kaya kampante nman ako na ang kahoy ay hindi illegal.

Hearing Officer : Anong awtoridad po ang nandoon?

S. Urbano : Hindi ko po alam kung anu pangalan basta ang nasakyan ng naghakot ng kahoy ay sasakyan ng awtoridad.

Hearing Officer : Anong awtoridad po sabihin nyo po sa akin at gawan nyo po ng “Affidavit”

S. Urbano : Sasakyan po ng pulis

Hearing Officer : Sinong pulis po ang nagtransport sa inyo?

S. Urbano : Kay Allan Fruelda po.

Hearing Officer : Kaya nyo po panumpaan yan at gawan ng “Affidavit”

S. Urbano : Kukuha pa ako ng witness nyan

Hearing Officer : Kayo po kailangan nyo po yan para mapatunayan yang sinasabi nyo.

: So, wala po kayo papel

: Kayo nyo po patunayan at panumpaan sa hukuman at gawan ng affidavit na yung tao binanggit nyo ay sya nagbenta sa inyo ng kahoy

S. Urbano : Wala pa naman po ako binanggit dito sa nagbenta ng kahoy Sir, pero yung may-ari ng kahoy po talaga ay yung nagbenta sa akin.

Hearing Officer : Sino po ang nagbenta sa inyo?

S. Urbano : Si Roy Fadera po.

Hearing Officer : Sir maari po ba kayo magpakilala

PMAJ Falcutilla : Magandang Umaga po ako po si PMAJ Sandy Falcutilla kasalukuyang nakatalaga sa MPS Odiongan, Romblon bilang Assistant Mobile Force Commander.

Hearing Officer : Noong January 05, 2022 nasaan po kayo ng mga araw na iyon Sir?

PMAJ Falcutilla : Nasa kampo po

Hearing Officer : Paano po kayo napunta doon kung saan nakita yung mga kahoy?

PMAJ Falcutilla : Ako po ay inutusan ng aking force commander para mag represent sa kanya, kasi sa kanya po naka address ang sulat yung mga pulis namin noong January 05 ay aming inutusan para mag assist sa DENR dahil may humingi ng police assistance.

Hearing Officer : Sir pinablotter po ba sa inyo ito may record po bas a inyo pag may mga humuhingi ng police assistance

PMAJ Falcutilla : Mayroon po kasi kami logbook doon sa guard post hindi ko palang po naverify kung naka logbook sila, malamang meron po sa OMPS (Odiongan Municipal Police Station).

Hearing Officer : Ah okay sige po

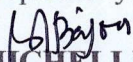
Mayroon pa po ba kayo gusto sabihin o idagdag para sa ating pagdinig na ito

S. Urbano : Wala na po

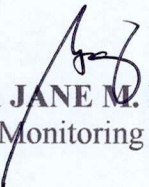
Hearing Officer : Okay sige po Maraming Salamat po.

The Administrative Hearing was adjourned at 10:30 AM.

Prepared by:


MICHELLE M. BAJO
Forest Ranger

Noted by:


SHEILLA JANE M. FORLALES
F-II/Chief Monitoring Section

Attested by:


THELMO S. HERNANDEZ
OIC Chief, Technical Services Division



During the Administrative Hearing of Mr. Samuel Urbano at PENR Office, Odiongan, Romblon on April 08, 2022