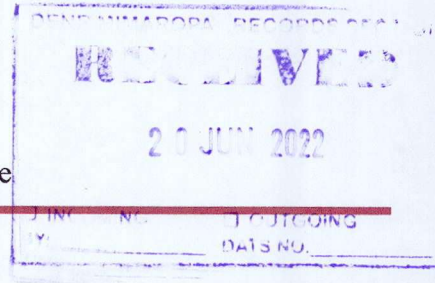




Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA REGION
Provincial Environment and Natural Resources Office



June 10, 2022

MEMORANDUM

FOR : The Regional Executive Director
DENR MIMAROPA Region

ATTENTION: The Chief
Licenses, Patents and Deeds
Legal Services Division

FROM : The In-Charge
PENRO Oriental Mindoro

SUBJECT : **ALTERNATIVE DISPUTE RESOLUTION (ADR)
PROCEEDINGS BETWEEN BENJIE F. MORTEL AND
JOSEFINA M. MORTEL, COVERING AN ISOLATED LOT
LOCATED AT ESTRELLA, NAUJAN, ORIENTAL MINDORO**

Forwarded herewith is the report on Alternative Dispute Resolution Proceedings between *Benjie F. Mortel* and *Josefina M. Mortel* for land conflict covering an Isolated Lot located at Barangay Estrella, Naujan, Oriental Mindoro.

The ADR proceeding was executed by ADRO/LMO III Maria Alva Renelyn A. Culla-Umali of CENRO Socorro, Oriental Mindoro of which both parties came up to an amicable settlement. Hence, a corresponding Order of Amicable Settlement (OAS) was issued dated June 09, 2022. Attached are the following documents:

1. ADR Form No. 4 – Agreement to Undertake ADR Proceedings
2. ADR Form No. 5 – On Site Investigation Report
3. ADR Form No. 6 – Authority of the ADRO to conduct ADR Proceedings
4. ADR Form No. 8 – Notice of ADR Proceedings
5. ADR Form No. 9 – Amicable Settlement Agreement
6. ADR Form No. 10 – Order of Amicable Settlement
7. ADR Form No. 12 – Report on ADR Proceedings

For information, record and reference.


ALMA E. GIBE

Copy furnished:

PENRO Planning Unit

Tracking No.: 2205000818

TSD/RPS/Dhal

Ilang-ilang St., Sitio II, Suqui, Calapan City, Oriental Mindoro
DENR Contact Nos. (043) 288-3017, Tel. Fax No. 288-3006



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

May 21, 2022

FOR : The Regional Executive Director
MIMAROPA Region

THRU : The PENR Officer
Oriental Mindoro

FROM : The CENR Officer
CENRO Socorro, Oriental Mindoro

SUBJECT : **SUBMISSION OF ALTERNATIVE DISPUTE RESOLUTION PROCEEDINGS**

DENR-MIMAROPA REGION	
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE	
ORIENTAL MINDORO	
RECEIVED BY:	<i>[Signature]</i>
DATE:	JUN 02 2022
TIME:	

Respectfully submitting the successful voluntary Alternative Dispute Resolution Proceedings between Benjie F. Mortel and Josefina M. Mortel regarding the land conflict on isolated lot situated at Barangay Estrella, Naujan, Oriental Mindoro.

Attached are the following documents to support the ADR Proceedings:

1. On Site Investigation Report
2. Authority of the ADRO to conduct ADR Proceedings
3. Agreement to Undertake ADR Proceedings
4. Attendance Sheet
5. Amicable Settlement Agreement
6. Report on ADR Proceedings

For information and record.

[Signature]
RODEL M. BOYLES



MEMORANDUM

FOR : THE CENR Officer
CENRO Socorro, Oriental Mindoro

FROM : THE LMO III/ADR OFFICER

SUBJECT : **INVESTIGATION REPORT ON SITE VERIFICATION ON
THE PUBLIC LAND CLAIM OF BENJIE F. MORTEL and
JOSEFINA M. MORTEL OVER ISOLATED LOT LOCATED
AT BARANGAY ESTRELLA, NAUJAN, ORIENTAL
MINDORO**

DATE : **MAY 4, 2022**

On May 4, 2022, **BENJIE F. MORTEL and JOSEFINA M. MORTEL** claimed a parcel of land identified as Lot: Isolated at Barangay Estrella, Naujan, Oriental Mindoro.

*On site verification, it was held that **Mr. Benjie F. Mortel and Ms. Josefina M. Mortel** both claimed an isolated lot located at Barangay Estrella, Naujan, Oriental Mindoro based on their actual occupation. However, there is conflict on the boundaries of their properties.*

To settle their issues, the interested parties have voluntarily agreed to submit themselves to ADR proceedings.

Attached herewith is the Agreement to Undertake Alternative Dispute Resolution Proceedings (ADR Form 4).


MARIA ALVA/RENELYN A. CULLA-UMALI
Land Management Officer III/ADR Officer



May 4, 2022

MEMORANDUM

TO : ADR OFFICER/LMO III MARIA ALVA RENELYN A. CULLA-UMALI

FROM : The CENR Officer

SUBJECT : **AUTHORITY OF THE ADRO TO CONDUCT ADR PROCEEDINGS ON THE PUBLIC LAND CLAIM OF BENJIE F. MORTEL and JOSEFINA M. MORTEL OVER AN ISOLATED LOT LOCATED AT BARANGAY ESTRELLA, NAUJAN, ORIENTAL MINDORO**

In view of the agreement of the parties to undertake ADR proceedings as evidenced by the signed Agreement to Undertake ADR Proceedings (ADR Form 4) pursuant to Section 17 of DAO No. 2016-30 dated 22 December 2016 and related laws, rules and regulations, you are hereby directed to immediately conduct ADR proceedings.


As ADR Officer, you shall act with the highest degree of diligence and integrity and perform duties not limited to the following:

The ADRO shall immediately set the case for ADR and shall perform the following:

1. Personally conduct the proceedings without delay;
2. Conduct the proceedings in the office designated for the purpose;
3. Maintain neutrality and impartiality in all aspects of the proceedings,
4. Ensure that parties have understood and agreed with the terms conditions which will govern the ADR proceedings;
5. Observe confidentiality of the proceedings; and
6. In case of conflict of interest, the ADR officer shall disclose such fact, and immediately inform his/her immediate supervisor and voluntarily inhibit from the assignment.

There must be at least one (1), but not more than three (3) ADR sessions. No two (2) sessions may be held on the same day. The sessions must be completed within the thirty (30) day period from the first ADR session. Thereafter, the ADR will be terminated and the compromise agreement, if any, shall be submitted to the Regional Director/PENRO/LMB/ASEC Legal, through channels, for his approval and issuance of Order.

For immediate compliance.


RODEL M. BOYLES



IN RE:

- ☐ Agricultural Free Patent Application
☒ Residential Free Patent Application
☐ Homestead Patent Application
☐ Miscellaneous Sales Patent Application
☐ Sales Patent under R.A. No. 730
☐ Tenurial Instrument Application
☐ Others

ADR Case No. 2022 - 175 2039 - 0180

BENJIE F. MORTEL

Protestant/Claimant

JOSEFINA M. MORTEL

Protestee /Claimant

ISOLATED-BARANGAY ESTRELLA, NAUJAN

Lot No. and Location

X-----X

**AGREEMENT TO UNDERTAKE ALTERNATIVE
DISPUTE RESOLUTION PROCEEDINGS**

We, **BENJIE F. MORTEL** and **JOSEFINA M. MORTEL**, claimants of the parcel of public land identified as **ISOLATED**, situated at **Brgy. Estrella, Naujan, Oriental Mindoro**, hereby declare and voluntarily agree to undergo Alternative Dispute Resolution (ADR) Proceedings in the pursuit of reaching out agreements/concessions on our dispute/s or conflict/s and work collaboratively together to obtain a mutually satisfying resolution of our issues.

This undertaking is in accordance with Chapter 4 and Chapter 6 of DENR Administrative Order (DAO) No. 2016-30 and all related laws, rules and regulations in the settlement of disputes and disposition of public land.

We stipulate and agree to submit all disputes, claims or controversies to the ADR Officer (ADRO) or competent authority in accordance with DAO No. 2016-30 and the terms and conditions which will govern the ADR Proceedings including those relating to obligations of confidentiality on the ADRO and on the parties.

We agree that we may stop the ADR process at any point of the proceeding by informing the ADRO and parties involved. Despite withdrawal, the parties shall continue to be bound by the confidentiality provisions of this agreement and agree not to use any information gained in the ADR sessions against other party.



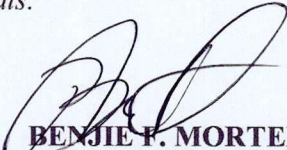
Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
MIMAROPA Region
Community Environment and Natural Resources Office


We abide by this Undertaking and are fully aware that any agreements reached on the ADR proceedings shall form part of the records of the pending application and be utilized in the disposition of the public land by the concerned DENR Office.

We mutually agree to meet on May 6, 2022 at CENRO Socorro, Pasi II, Socorro Oriental Mindoro for the initial ADR Proceedings and succeeding settings thereafter. Only the parties and or duly authorized representatives shall attend the ADR proceedings.

IN WITNESS WHEREOF, the Parties hereto have mutually and voluntarily agreed to the above stipulations, and signed this Undertaking at DENR CENRO SOCORRO Office, Brgy. Pasi II, Socorro, Oriental Mindoro on this 4th day of May 2022.

For Individuals:


BENJIE F. MORTEL
Name and Signature
Telephone Number:
Address:



JOSEFINA M. MORTEL
Name and Signature
Telephone Number:
Address:

For Corporate Entities:

Name and Signature
Telephone Number:
Address:

Name and Signature
Telephone Number:
Address:

Attested by:


MARIA ALVA RENELYN A. CULLA-UMALI
LMO III/ADR Officer

ATTENDANCE SHEET

[illegible]



AMICABLE SETTLEMENT AGREEMENT

We, the claimants of the parcel of land identified as Lot: **Isolated** situated at **Barangay Estrella, Naujan, Oriental Mindoro**, pursuant to DENR Administrative Order No. 2016-30 dated 22 December 2016 hereby declare that we have voluntarily agreed on the following:

Terms and Conditions:

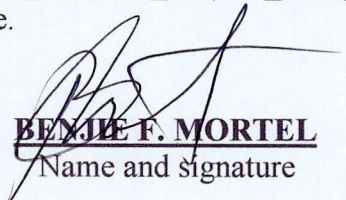
That **BENJIE F. MORTEL and JOSEFINA M. MORTEL** *both agreed on the boundary of their properties based on their actual occupation..*

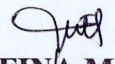
That *we executed the Amicable Settlement on our own volition and free will, fully conscious/aware of the consequences and will faithfully comply with the terms and condition of the stated agreement.*

That *the terms and conditions are not contrary to law, moral, public policy or public order and after the issuance of the Order approving the Amicable Settlement we shall no longer file any action involving the same subject property.*

We have read and fully understand the contents of this Agreement and voluntarily affixed our signatures herein, which shall form part of the records of the Public Land Application filed by CENRO-SOCORRO. The same shall constitute as full and final settlement of any Protest or Complaint each party may have against the other in relation to the subject lot.

IN WITNESS WHEREOF, the Parties hereto have mutually and voluntarily agreed to the above stipulations, and sign this Agreement, at DENR-CENRO SOCORRO, on this 6th day of May, 2022 for the consideration and approval of the Honorable Office.


BENJIE F. MORTEL
Name and signature


JOSEFINA M. MORTEL
Name and signature



Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
MIMAROPA Region
Community Environment and Natural Resources Office

Signed in the presence of:

STANLEY OLIVERIA
Witness

REYMARCH MORILLO
Witness

Attested by:

MARIA ALVA RENELYN A. CULLA-UMALI
ADR Officer/LMO III

Noted by:

RODEL M. BOYLES
CENRO



Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
MIMAROPA Region
Community Environment and Natural Resources Office

BENJIE F. MORTEL

Protestant / Claimant

- *versus* -

JOSEFINA M. MORTEL

Protestee / Claimant

X- - - - - X

DENR CASE NO.: _____

ADR Case No: 2022 - 175 2039 - 0180

F.P.A. No.: _____

Lot No. Isolated

CAD / PSU No. _____

Location: Barangay Estrella,
Naujan, Oriental Mindoro

NOTICE FOR ADR PROCEEDINGS

- ☐ Mandatory ADR Proceedings
- ☒ Voluntary ADR Proceedings pursuant to Agreement to Undertake
Alternative Dispute Resolution Proceedings dated May 4, 2022

Pursuant to the DAO No. 2016-30 you are requested to appear on May 6, 2022 at 3:00 /p.m. at the CENRO Socorro, Pasi II, Socorro, Oriental Mindoro for the conduct of ADR proceedings.

Your personal appearance on the above date, time, and venue is required. Should you be unavailable, you may send your authorized representative with a Special Power of Attorney/Secretary's Certificate granting full powers and authority to negotiate for mediated agreements, enter into amicable settlement, and enter into and sign compromise agreement.

Lawyers, in representation of their clients, shall not be allowed to participate during the ADR proceedings.

Issued this 5th day of May 2022 at Pasi II, Socorro, Oriental Mindoro, Philippines.

marisulla-umali
MARIA ALVA RENELYN A. CULLA-UMALI
Land Management Officer III/ADR Officer



BENJIE F. MORTEL
Protestant/Claimant

- versus -

JOSEFINA M. MORTEL
Protestee /Claimant

X- - - - - X

ADR Case No. 2022-1752039-0180

DENR Case No. _____

Lot No.: **Isolated**

Pls- _____

Location: Estrella, Naujan, Oriental
Mindoro

REPORT ON ADR PROCEEDINGS

This controversy is respectfully returned to the DENR CENRO Socorro
after ADR Proceedings:

Type of Complaint/Claims and Conflict:

Boundary Conflict

DATE	PROTESTANT /CLAIMANT	AUTHORIZED REPRESENTATIVE	PROTESTEE/CLAIMANT	AUTHORIZED REPRESENTATIVE
May 6, 2022	Benjie M. Mortel		Josefina M. Mortel	

ACTION/s TAKEN:

☐ **ADR SESSIONS:**

1ST Session Date : May 6, 2022
Parties Present: All parties are present and successfully settled

Proceedings: ☐ For Continuation
 ☐ For Resetting/ Reason



Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
MIMAROPA Region
Community Environment and Natural Resources Office

2nd Session Date : _____
Parties Present: _____

Proceedings: ☐ For Continuation
☐ For Resetting/Reason

3rd Session Date : _____
Parties Present: _____

Proceedings: ☐ For Continuation
☐ For Resetting/Reason

☐ **SUCCESSFUL SETTLEMENT** (*with attachment*)

☒ Compromise Agreement ☐ Withdrawal of the Protest

☐ **UNSUCCESSFUL SETTLEMENT** (*Protest returned to Claims and Conflicts Proceedings pursuant to Section 25 of DAO No. 2016-30.*)

☐ Protestant refused to settle due to _____

☐ Respondent refused to settle due to _____

☐ Non - appearance of parties.

☐ Protestant/Respondent failed/refused to submit the required offer for Amicable Settlement.

☐ The submitted offer(s) for Amicable Settlement appears irreconcilable causing impasse or impossibility to come up with Compromise Agreement.

☐ Lack of authority to enter into Amicable Settlement

☐ Others _____

I hereby attest to the correctness of the information contained herein.

maralva-umali
MARIA ALVA RENELYN A. CULLA-UMALI

ADR Officer/LMO III

May 6, 2022

Brgy. Pasi II, Socorro, Oriental Mindoro 5207
Telephone No. (045) 285-7068 Email Address: denrcenrosocorro@gmail.com