



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
Bgy. Sta. Monica, Puerto Princesa City, Palawan
Telfax No. (048) 434 - 8791
Email Add: penropalawan@denr.gov.ph

DENR MIMAROPA REGIONAL OFFICE
RECEIVED
23 MAY 2022
☐ INCOMING ☐ OUTGOING
BY: _____ DATE: _____
TIME: _____

May 12, 2022

MEMORANDUM

FOR : The Regional Executive Director
DENR-MIMAROPA Region
1515 L and S Bldg., Roxas Boulevard
Ermita, Manila

FROM : The Provincial Environment and Natural Resources Officer

SUBJECT : SUBMISSION OF MINUTES OF ADMINISTRATIVE HEARING AND PERTINENT DOCUMENTS RE: APPREHENSION AND SEIZURE OF ONE (1) UNIT MOTORCYCLE WITHOUT PLATE NUMBER WITH SIDECAR (TOP DOWN) LOADED WITH TWENTY ONE (21) PIECES OF NATO LUMBERS WITH TOTAL VOLUME OF 165.50 BOARD FEET WITHOUT LEGAL DOCUMENTS

Respectfully forwarded is the memorandum of CENRO Quezon, Palawan dated April 27, 2022 relative the above subject.

Per memorandum, the apprehension was made on February 27, 2022 at around 11:50 P.M. by the Elements of PNP Rizal Station while conducting monitoring of illegal activities at So. Pagkakaisa, Barangay Punta Baja, Rizal, Palawan. The perpetrator is Mr. Samuel Tejana Sacnanas which served also as Driver at that time of apprehension. Mr. Sacnanas is a resident of Barangay Punta Baja, Rizal, Palawan was intercepted while transporting the undocumented lumbers loaded in the motorcycle with sidecar (top down).

The PNP team apprehended the said one (1) Unit RUSI 150 Color Black Motorcycle without Plate Number with Sidecar (Top Down) loaded with twenty one (21) pieces or 165.50 board feet lumbers of Nato of different dimensions with estimated fair market value of Php35,000.00 and Php3,000.00 respectively. The subject lumbers and the vehicle were properly turned-over and brought by the personnel of PNP Rizal on April 7, 2022 at DENR CENRO Quezon-Rizal Station located at Barangay Punta Baja, Rizal, Palawan under the custody of ECOMS II Michael V. Joven for proper disposition and safekeeping.

Notice of hearing dated March 14, 2022 was sent to the respondent and to the apprehending Officers in relation to Section 8, Item No. 3 of DAO 1997-32. The administrative hearing was conducted on March 23, 2022 at 9:00 A.M. Further, the PNP Rizal had already filed the criminal complaint on March 8, 2022 for violation of Section 77 of PD 705, as amended against the above-mentioned suspect at the Office of Provincial Prosecutor, province of Palawan.

We concur with the CENRO recommendation for the issuance of confiscation order and order of finality of the forest product and conveyance in favor of the government.

For the PENRO:

FRANKLIN G. HERNANDEZ
Chief, Administrative Officer/MSD
In Charge, Office of the PENRO

Copy Furnished
CENRO Quezon, Palawan
File/2022-004ACG/MES Doc. Ref. No. 2022-3909

DENR-PALAWAN
PENRO-RECORDS
RELEASED

By _____
Date: MAY 16 2022 GN 22-1203



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

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

National Highway, Bgy. Alfonso XIII, Quezon, Palawan

Contact No.: 0917-160-4920

Email: cenroquezon@denr.gov.ph

April 27, 2022

MEMORANDUM

FOR : The Regional Executive Director
DENR R IVB – MIMAROPA
1515 Roxas Blvd., Ermita, Manila

THRU : The Provincial Environment and
Natural resources Officer
Sta. Monica, Puerto Princesa City

FROM : The Community Environment and
Natural Resources Officer

SUBJECT : **SUBMISSION OF MINUTES OF ADMINISTRATIVE HEARING
AND PERTINENT DOCUMENTS RE: APPREHENSION AND
SEIZURE OF ONE (1) UNIT MOTORCYCLE WITH SIDECAR
(TOPDWON) LOADED WITH 21 PIECES OF NATO LUMBERS
WITHOUT LEGAL DOCUMENTS.**

**DENR PENRO
PALAWAN RECORDS
RECEIVED**

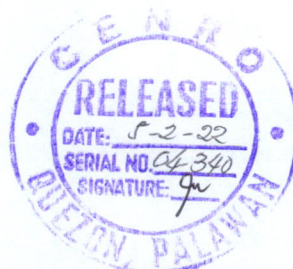
BY:
DATE: 03-10-2022 22:3909

Forwarded herewith the memorandum dated March 29, 2022 of Forester David E. Gallema, Jr., Hearing Officer containing the summary of minutes of Administrative Hearing and pertinent documents relative to the above cited-subject for violation of Section 77 of P.D. 705, as amended by EO 277 and RA 7161.

Attached hereto are the following, to wit:

1. Minutes of the administrative hearing dated March 29, 2022;
2. Transcript of Administrative Hearing conducted dated March 23, 2022;
3. Notice of hearing to the respondents dated March 14, 2022;
4. Attendance sheet;
5. Turned-Over Receipt dated April 7, 2022;
6. Memorandum Report of PNP-Rizal on Violation of PD 705 dated February 27, 2022;
7. Pinag-samang Malayang Sinumpaang Salaysay ng Pag aresto at Reklamo (PNP-Rizal personel);
8. Memorandum Report of ECOMS II Michael V. Joven dated March 1, 2022
re: scaling & inventory of lumber ;
9. Tally sheet of scaled lumber;
10. Seizure order;
11. Seizure receipt;
12. Certificate of custody; and
13. Geo-tagged Pictures.
14. Photo Copy of criminal complaint filed by Philippine National Police Rizal Station, Rizal, Palawan.

For your information and further instruction.



LEONARD T. CALUYA



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
National Highway, Bgy. Alfonso XIII, Quezon, Palawan
Contact No.: 0917-160-4920
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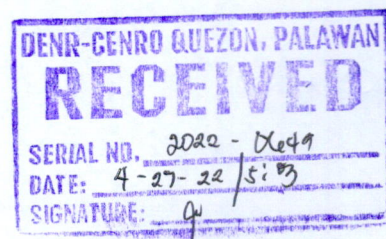
March 29, 2022

MEMORANDUM

FOR : The Community Environment and Natural Resources Officer

FROM : The Hearing Officer

SUBJECT : **MINUTES OF ADMINISTRATIVE HEARING ON THE APPREHENSION AND WITH A TOTAL VOLUME OF 165.50 BOARD FEET AT SITIO PAGKAKAISA, BRGY. PUNTA BAJA, RIZAL, PALAWAN**



Submitted herewith the minutes of the Administrative Confiscation Proceedings together with pertinent documents anent the above-cited subject treated under DAO 97-32. The hearing was conducted on March 23, 2022 at DENR-CENRO Quezon-Rizal Station, Rizal, Palawan.

Please be informed that prior to the conduct of hearing, a notice of hearing was given to the respondent informing him of his privilege to exercise his right to hire a legal counsel of his own choice pursuant to the provisions of the New Constitution of the Philippines. However, despite the considerable period of time since the notice of hearing was served, this office did not received any notice or motion from the respondent to re-schedule the hearing due to non-hiring of lawyer.

Further informed that during the scheduled date of hearing, the respondent asserted to proceed the hearing even without the assistance of his own legal counsel.

I. FACTS OF THE CASE:

WHAT: Apprehension and seizure of twenty-one (21) pieces of Nato lumbers with a total volume of 165.50 board feet.

WHEN: On or about 11:50 PM of February 27, 2022

WHERE: Sitio Pagkakaisa, Brgy. Punta Baja, Rizal, Palawan

WHO: Samuel Tejana Sacnanas, resident of Brgy. Punta Baja, Rizal, Palawan.

HOW: On or about 11:50 PM of February 27, 2022 PCMS Joben Batallang and Pat. Mark Joseph Achacoso while conducting monitoring of illegal activities at Sitio Sitio Pagkakaisa, Brgy Punta Baja, Rizal, Palawan had intercepted a motorcycle with sidecar locally known as "Topdown" loaded with undocumented Nato lumbers driven by a certain Samuel Tejana

Sacnanas. Due to lack of permit presented by the respondent, they declared arrest and apprehension. They brought the suspect together with the apprehended items at PNP Rizal Station for further investigation and proper disposition.

II. PRESENTATION OF PARTIES INVOLVED (*Apprehending Officers and Respondents*):

1. During the hearing, the apprehending officers were not present but they were able to submit their "Malayang Sinumpaang Salaysay". Based on the pinagsamang malayang sinumpaang salaysay of PCMS Joben Batallang and Pat. Mark Joseph Achacoso while conducting monitoring of illegal activities at Sitio Pagkakaisa, Brgy Punta Baja, Rizal, Palawan had intercepted a motorcycle with sidecar locally known as "Topdown" loaded with undocumented Nato lumbers driven by a certain Samuel Tejana Sacnanas.

During on-site investigation, the suspect was not able to present any legal documents to justify his possession and transport of lumbers. Immediately, they inform the suspect of his violation and his constitutional rights under Miranda Doctrine.

Subsequently, they declared arrest and apprehension. They brought the suspect and the apprehended items to PNP Rizal Station for further investigation and proper disposition.

2. In the same hearing, Mr. Samuel Tejana Sacnanas admitted of his violation. Mr. Sacnanas explained that he knew what he had done was against the law but due to lack of job he was compelled to do the said illegal activity. Mr. Sacnanas did not disclosed the source of lumbers and to whom the Nato lumbers have to be delivered.

III. APPLICABLE LAWS AND POLICIES:

1. *Section 77 of PD 705 as amended or Revised Forestry Code of the Philippines "Cutting, Gathering and/or collecting Timber or other Forest Products Without License- any person who shall cut, gather, collect, remove timber or other forest products from any forest land, or timber from alienable or disposable public land, or from private land, without any authority, or possess timber or other forest products without the legal documents as required under existing forest laws and regulations, shall be punished with the penalties imposed under existing forest laws and regulations, shall be punished with the penalties imposed under Articles 309 and 310 of the Revised Penal Code; Provided, that in the case of partnerships, associations, or corporations, the officers who ordered the cutting, gathering, collection or possession shall be liable, and if such officers are aliens, they shall, in addition to the penalty, be deported without further proceedings on the part of the Commission on Immigration and Deportation.*
2. Department Administrative Order No. 97-32 dated 1997 Rules for the Administrative Adjudication of Illegal Forest Products and the Machinery, Equipment, Tools and Conveyances used in the commission of crimes.

IV. FINDINGS/EVALUATION

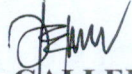
1. The transport and possession of forest products (twenty-one pieces of Nato lumbers having a total volume of 165.50 board feet) is not covered by appropriate DENR documents/permit, hence a patent violation of Section 77 of PD 705 as further amended.
2. In view of the above statements and facts presented, it was found that there were sufficient and convincing evidences to support the finding of probable cause to charge **MR. SAMUEL TEJANA SACNANAS** for violation of Section 77 of PD 705 as further amended by E.O. 277 and R.A. 7161.
3. Mr. Samuel Sacnanas who is the driver is also the owner of the motorcycle with sidecar (topdown).

V. RECOMMENDATION

1. In view of the above findings and evaluation, it is recommended that the one (1) unit motorcycle with sidecar and twenty-one (21) pieces of Nato lumbers having a total volume of 165.50 board feet be confiscated in favor of the government.

Note: The PNP Rizal, Palawan has already filed corresponding criminal complaint for violation of Section 77 of PD 705 against the suspect

For his information and further evaluation/instruction.


DAVID E. GALLEMA, JR.
Hearing Officer



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
National Highway, Bgy. Alfonso XIII, Quezon, Palawan
Contact No.: 0917-160-4920
Email: cenroquezon@denr.gov.ph

PEOPLE OF THE PHILIPPINES

CENRO Admin Case No. **QZN AC-2022-03-005**

Plaintiff,

-versus -

-for-

SAMUEL TEJANA SACNANAS

Violation of Sec. 77 (formerly Sec. 68 of
PD 705 as amended by EO 277 series of
of 1987 and RA 7161)

Respondent.

X-----X

TRANSCRIPT OF ADMINISTRATIVE HEARING
(Katitikan ng Pagdinig Administratibo)

Katitikan ng ginawang pagdinig sa pagbyahe ng kahoy gamit ang topdown na walang kaukulang dokumento na ginanap noong March 23, 2022 sa ganap na 9:00 ng umaga sa DENR CENRO, Quezon-Rizal Station, Rizal, Palawan.

DAVID E. GALLEMA, JR.
Hearing Officer

CATHERINE F. REGIS
Stenographer

Mga dumalo

David E. Gallema, Jr.
Catherine F. Regis
Samuel Tejana Sacnanas

Katungkulan/Tanggapan/Tirahan

Chief, MES/Hearing Officer –CENRO Quezon, Pal.
FR/Stenographer – CENRO Quezon, Palawan
Bgy. Punta-baja, Rizal, Palawan (Owner)

Paunawa: Bago pormal na pinasimulan ang pagdinig ay isang maikling panalangin muna ang isinagawa kasunod ang pagbanggit/pagtawag sa pangalan ng mga dumalo.

Hearing Officer: Sa bisa ng Seksyon 45 ng PD 705 na nag-gawad sa atin ng kapangyarihan na magsagawa ng ganitong uri ng pagdinig alinsunod sa mga probisyon ng DAO 97-32, ang pagdinig sa nasamsam na top down na may kargang kahoy na may kabuoang bulto na 165.50 board feet noong February 27, 2022 sa Bgy. Punta-baja, Rizal, Palawan na walang kaukulang dokumento na nahuli ng PNP-Rizal Personnel ay promal na pong sisimulan. Ikaw (respondent) ay nabigyan ng sapat na panahon mula ng isilbi sa iyo ang pabatid, at ikaw rin ay naabisuhan na mayroon kang karapatan na kumuha ng inong sariling abogado alinsunod sa ating saligang batas para gumabay sa iyo sa pagdinig na ito.

Ganunpaman, wala kaming natanggap na abiso o motion galing sa iyo upang ipagpaliban ang pagdinig na ito dahil wala kang nahanap na abogado. Sa gayon, itutuloy po ba natin ang pag dinig na ito kahit wala kang abogado?

Respondent : Opo, itutuloy.

H.O : Sa pagpapatuloy, ako po ay maglalalatag ng ilang patnubay upang maisagawa natin ng matiwasay ang pagdinig na ito. Hinihiling ko ang katahimikan sa lahat na nagsipagdalo. Mahigpit na ipinagbabawal ang anumang gawain na makakagambala sa daloy ng pagdinig na ito at ang paggamit ng masasama at hindi kanais-nais na mga salita. Ang ipinatawag ay mabibigyan ng sapat na oras upang maglahad at maipaliwanag ang kanyang panig. Kung kayat, kung sino lang ang tinatanung ay siya lamang ang sasagot. Maliwanag po ba?

Attendees : Opo.

H.O. : Sa ipinatawag ngayong umga (respondent), mayroon ka bang dalang mga dokumento may kaugnayan sa mga nahuling produktong gubat na gusto niyong ipresenta ngayong umaga?

Respondent : Wala po.

H.O : Bagamat wala ang mga miyembro ng PNP Rizal na apprehending officers, sila PCMS Joben Batallang at Pat. Mark Joseph Achacoso ay nagsubmit ng kanilang Pinagsamang Malayang Sinumpaang Salaysay. Ayon sa kanilang Sinumpaang Salaysay, binanggit nila na noong Pebrero 27, 2022 humigit kumulang 11:50 ng gabi habang sila nagsasagawa ng monitoring sa Sitio Pagkakaisa, Brgy Punta Baja, Rizal, Palawan ay may namataan silang isang todown na may kargang mga kahoy/lumber.

Agad nila itong sinundan at pinahinto at sila ay nagpakilalang mga miyembro ng PNP Rizal. Sa ginawang onsite investigation, napag-alaman na ang pangalan ng driver ay si Samuel Tejana Sacnanas na residente ng Brgy. Punta Baja, Rizal Palawan at wala itong naipakitang permit sa dala niyang mga kahoy. Dahil dito ay kanilang ipinaliwanag ang kanyang paglabag sa PD 705 at kanila itong sinabihan ng kanyang mga karapatan sa ilalim ng RA 7438 (Miranda Warning). Kasabay ng pag-aresto kay Mr. Sacnanas ay kanila rin kinumpiska ang topdown at karga nitong mga kahoy at dinala sa himpilan ng PNP Rizal para sa karagdagang imbestigasyon at kaukulang disposisyon.

H.O. : Ok, Ginoong Sacnanas maari ka bang tumayo, itaas ang iyong kanang kamay, magpakilala, sabihin ang iba pang pagkakilanlan at manunumpa na magsasabi ng pawang katotohanan lamang?

S. Sacnanas : Ako po si Samuel Tejana Sacnanas, 47 years old, nakatira sa Bgy. Punta-Baja, Rizal, Palawan. mangangakong magsasabi ng pawang katotohanan lamang.

H.O : Kanino po iyong top down at kahoy?

S. Sacnanas : Sa akin po iyong topdown sir, pina deliver lang po sa akin yong kahoy pang bigas-bigang lang ba.

H.O : Mga ilang byahe sana?

S. Sacnanas : Isa lang po iyon sir.

H.O : Saan galing iyong kahoy tapos saan dadalhin?

S. Sacnanas : Sa Sitio Pinagar, Bgy. Punta-baja papunta po sa bayan pang bahay lang.

H.O : Noong time na iyon wala kang naipakitang dukumento?

S. Sacnanas : Wala po.

H.O : Ano po ang nais niyong sabihin?

S. Sacnanas : Sana po makuha ko iyong topdown ko kung pwede sana, hindi na po maulit.

H.O : Para saan sana iyong topdown mo?

S. Sacnanas : Pang bilog-bilog lang sana iyan sir, pang byahe ko kasi wala ako ibang hanap buhay.

H.O : Ibig sabihin nag babyahe din kayo ng round timbers/bilog?

S. Sacnanas : Opo sir. Pang bigas-bigang sir.

H.O : Wala po kayong ibang hanap buhay?

S. Sacnanas : Wala po sir.

H.O : Hindi ba kayo nahuhuli pag nag babyahe kayo ng lampong?

S. Sacnanas : Hindi po sir, kinukuha lang po doon sa labas ng may-ari.

H.O : Sino po ang operator ng chainsaw pag putol ng kahoy?

S. Sacnanas : Pinahakot lang po talaga sa akin iyan sir.

H.O : Sa iyong kaalaman gaano kalawak ang kaalaman mo sa batas pang kagubatan?

S. Sacnanas : Alam ko po na bawal, ay kaso wala po ako ibang hanap buhay.

H.O : Bago pa ba iyong top down mo?

S. Sacnanas : Hindi po luma na.

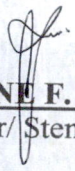
H.O : May gusto kapang sabihin?

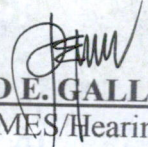
S. Sacnanas : Wala na po.

H.O : Ang pagdinig ay nakatuon lamang sa nahuling top down na may kargang kahoy dito ay tinitingnan ang kaukulang legalidad kung may permit o wala ang mga nasamsam at gagawa po tayo ng mga recommendation batay na rin sa mga pahayag ng magkabilang panig at sa mga dokumentong ipinasa ng mga apprehending officers. Ito po ay ipapadala sa DENR Regional Office para sa kaukulang aksyon at disposisyon. Yamang wala na akong maitatanong, dito ko na tinatapos ang pagdinig sa umagang ito. Marmaing salamat sa iyong kooperasyon.

The hearing ended at 10:00 AM

I HEREBY CERTIFY that the above statements are true and correct to the best of my knowledge & belief.


CATHERINE F. REGIS
Forest Ranger/ Stenographer


DAVID E. GALLEMA, JR.
Chief, MES/Hearing Officer



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
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Contact No.: 0917-160-4920
Email: cenroquezon@denr.gov.ph

March 14, 2022

MR. SAMUEL T. SACNANAS
Bgy. Punta-baja, Rizal, Palawan.

Ginoong Sacnanas,

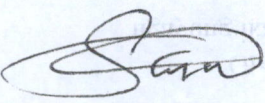
Isang Makakalikasang Pagbati!

Ang sulat na ito ay kaugnay po sa nahuli ng PNP-Rizal na isang unit na **Topdown** na may kargang Nato na kahoy na may kabuuhang sukat na 165.50 board feet sa **Barangay** Punta-baja, Rizal, Palawan noong **February 27, 2022**.

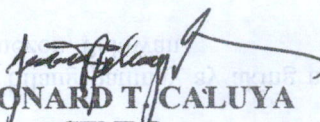
Kaugnay po nito, kayo ay aming inaanyayahan na dumalo sa **gaganaping** Administrative Hearing dito sa tanggapan ng DENR - CENRO Quezon, Rizal Station, Rizal, Palawan sa March 23, 2022 ganap na ika 9:00 ng umaga upang magpaliwanag at marinig ang inyong panig. Kayo rin ay pinapayuhan na kumuha ng iyong abogado na gagabay sa inyo sa naturang pagdinig at mag dala din ng mga dokumento na kinakailangan sa pagdinig. Ang hindi po ninyo pag tugon sa aming imbitasyon ay nangangahulugan na inyo pong ipinapaubaya ang inyong karapatan na marinig ang inyong panig. Ang mga dokumento na sa aming pag-iingat may kaugnayan sa pag kahuli ng Topdown na may kargang Nato na kahoy at testimonya ng PNP-Rizal ay gagamitin naming basehan upang gumawa ng legal na aksyon laban sa inyo.

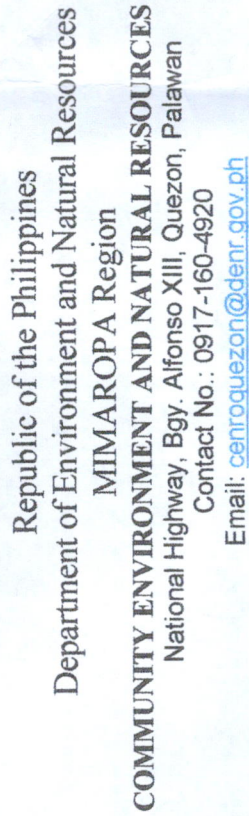
Kami po ay lubos na umaasa na nabigyan namin kayo ng wasto at maayos na impormasyon/paanyaya at pinapayuhan po kayo na gumamit ng Face Mask sa naturang pagdinig.

Gumagalang,


Samuel Sacnanas




LEONARD T. CALUYA
CENRO



Date: March 23, 2022/ 9:00 AM at DENR-CENRO Quezon, Rizal Station, Rizal, Palawan.

[illegible]



Republic of the Philippines
National Police Commission
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
PALAWAN POLICE PROVINCIAL OFFICE
RIZAL MUNICIPAL POLICE STATION
Brgy. Punta Baja, Rizal, Palawan



MEMORANDUM

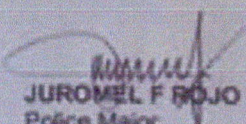
FOR : Provincial Director
Palawan Provincial Police Office
Brgy. Tiniguiban, Puerto Princesa City, Palawan
(Attn: C. PIDMB)

FROM : Acting Chief of Police

SUBJECT : Report on Violation of PD 705

DATE : February 27, 2022

1. What: Report on Violation of PD 705.
2. Where: Purok Pagkakaisa (CORE), Brgy. Punta Baja, Rizal, Palawan.
3. When: February 27, 2022 approximately 11:50 PM.
4. Who: Samuel Tejana Sacnana, 47 years old, married, male, farmer, born on April 2, 1974 at Negros Oriental and a resident of Brgy. Punta Baja, Rizal, Palawan.
5. How: On February 27, 2022 approximately 11:50 PM while conducting illegal monitoring at the vicinity of above-mentioned place, personnel of this MPS apprehended the suspect in his possession, control and custody fresh cut lumbers without any legal documents on board a motorcycle with side car (Top down), one (1) RUSI 150, color black with chassis number RWCLPK202GEO23809 and engine number RW162FMJJAO23809 without plate number. Seized/Confiscated fresh cut lumbers are to wit: 21 pcs. Of different sizes of Nato lumbers with 165.50 board feet with, approximate market value of 4,137.50 Philippine Currency. The arrested suspect together with the vehicle and the seized/confiscated lumbers were brought to this station for custody and proper disposition. A case of Violation on PD 705 was being prepared for filing in prosecution. IOC is PCpl. Aeron M Rico with CP# 09309059999.
6. Progress report will Follow.


JUROMEL F. ROJO
Police Major



Republic of the Philippines
National Police Commission
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
PALAWAN POLICE PROVINCIAL OFFICE
RIZAL MUNICIPAL POLICE STATION
Brgy. Punta Baja, Rizal, Palawan



MEMORANDUM

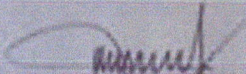
FOR : Provincial Director
Palawan Provincial Police Office
Brgy. Tiniguiban, Puerto Princesa City, Palawan
(Attn: C. PIDMB)

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JUROMEL F. ROJO
Police Major

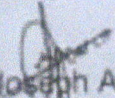
PUBLIKA NG PILIPINAS)
ALAWIGAN NG PALAWAN) S.S.
BAYAN NG DR. JOSE P. RIZAL)

MALAYANG SINUMPAANG SALAYSAY NG PAG-ARESTO

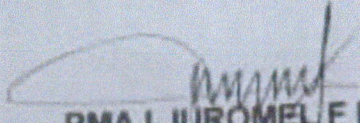
Kami, PCMS Joben S Batallang at Patrolman Mark Joseph A Achacoso kapwa nasa hustong gulang, kawani ng Pambansang Pulisya ng Pilipinas at kasalukuyang nakatalaga sa Rizal Municipal Police Station, Rizal, Palawan matapos makapanumpa ng ayon sa itinadhana ng ating Bagong Saligang Batas ay nagsasalaysay ng mga sumusunod:

1. Na, noong ika-27 ng Pebrero sa ganap na alas 11:50 ng gabi habang kami ay nag momonitor ng mga ilegal na nagkakarga ng mga walang permit na kahoy sa may Purok Pagkakaisa (CORE), Brgy. Punta Baja, Rizal, Palawan ay namataan namin (**PCMS Batallang at Pat Achacoso**) ang isang motorsiklo na may side car (Top Down) na may kargang mga kahoy.
2. Na, sakay ng aming mga motorsiklo ay agad naming sinundan, pinahinto ang nasabing top down at agad kaming nagpakilalang mga pulis na nakabase sa Rizal Municipal Police Station at tinanong kung ano ang kanyang pangalan at sinabi niya ang kanyang pangalan bilang si **Samuel Tejana Sacnanas** na taga Brgy. Punta Baja, Rizal, Palawan. Na pagkatapos matanong ang kanyang pagkaka-kilalan ay nagtanong ako (**Pat Achacoso**) kung may mga kaukulang papel ang mga kahoy na sakay ng kanyang top down ngunit wala siyang maipakitang legal na dokumento para sa mga kahoy na **Nato Lumbers** na dalawampung dalawang (22) piraso at may iba't ibang sukat.
3. Na pagkatapos malamang walang kaukulang dokumento ang mga kahoy ay agad namin siyang inaresto at ipinaliwanag sa kanya ang kanyang ginawang paglabag sa batas (PD 705) at kanyang mga karapatan sa salitang kanyang nauunawaan sa ilalim ng RA 7438 (Miranda Warning).
4. Nang amin ng naaresto si **Samuel Tejana Sacnanas** at makumpiska ang kanyang top down kasama ng mga kahoy ay agad namin siyang dinala sa himpilan ng pulisya ng bayan ng Rizal para sumailalim sa imbestigasyon at tamang desposisyon.
5. Na pansamantala ay wala na kaming masasabi pa at kung meron man ay sa korte na lamang namin sasabihin, na ginawa namin ang salaysay na ito upang patunayan na ang mga nakalahad sa itaas ay totoo bilang patunay sa lahat ng ito, kami ay kusang loob na lumagda sa ibaba na hindi pinilit tinakot o binigyan ng anumang pabuya ng sinoman.


PCMS Joben S Batallang
PNP ID #: 21D0200494
(Nagsalaysay)


Pat Mark Joseph A Achacoso
PNP ID #: 19E310102
(Nagsalaysay)

SINUMPAAN AT PINATOTOHANAN sa harap ko ngayong ika-8 ng Marso 2022 dito sa bayan ng Dr. Jose P. Rizal. Pinatutunayan ko na ang mga nagsalaysay ay aking nasiyasat at ako ay may sapat na paniniwala na sila ay kusang-loob at malayang nagsalaysay.


PMAJ JUROMEL F ROJO

Person administering an oath by virtue of sec.
50 of RA 6975 as amended by RA 8551



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
**COMMUNITY ENVIRONMENT AND NATURAL RESOURCES
OFFICE**
National Highway, Bgy. Alfonso XIII, Quezon, Palawan
Contact No.: 0917-160-4920
Email: cenroquezon@denr.gov.ph

March 1, 2022

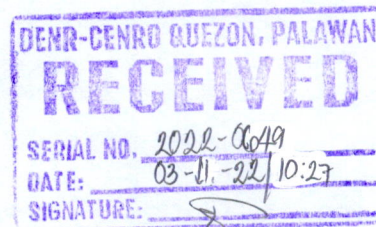
MEMORANDUM

FOR : The Community Environment and
Natural Resources Officer
Quezon, Palawan

THRU : The Chief, MES

FROM : MICHAEL V. JOVEN
ECOMS II/In-Charge Rizal Station

SUBJECT : **REPORT ON APPREHENDED ONE (1) TOP DOWN OF MPS
RIZAL, PALAWAN AT AROUND 11:50 PM IN PUROK
PAGKAKAISA BRGY. PUNTA BAJA, RIZAL, PALAWAN**



Respectfully submitted is the report on apprehended MPS Rizal One (1) top down loaded undocumented lumbers at around 11:50 PM. The owner and driver of the is Mr. Samuel Tejana Sacnanas a resident of Brgy. Punta Baja, Rizal, Palawan

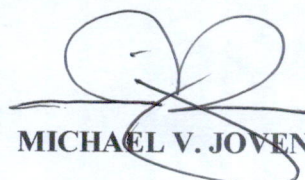
As per letter request of Police Major Juromel Fiel Rojo Officer In-charge of Rizal Municipal Police Station, Rizal, Palawan dated February 28, 2022 for the scaling of sown lumbers apprehended at Brgy. Punta Baja, Rizal, Palawan.

Immediately the personnel of Monitoring and Enforcement Section proceed to the area to conduct actual scaling of apprehended sown lumbers together with PNP-Rizal personnel. There are 21 pieces of different sizes of Nato lumbers with a total volume of 165.50 board feet with an estimated market value of 4,137.50. (*pls. see attached tally sheet*).

The said forest products were apprehended in violation of Section 77 of PD 705 as amended and impounded at Rizal Municipal Police Station, Rizal, Palawan compound and turned-over to DENR CENRO-Quezon, Rizal Station compound for safekeeping and proper disposition.

Attached with this is the Tally sheets, Turned-over receipt and Geo-tagged photos.

For his information and further instruction.

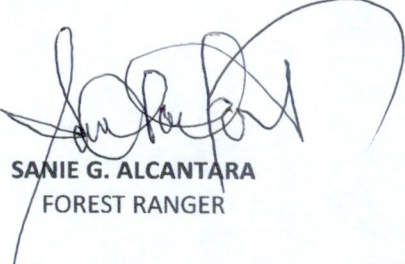

MICHAEL V. JOVEN

**TALLY SHEET OF SCALED LUMBERS APPREHENDED BY PNP-RMPS
PERSONNEL AT BRGY. PUNTA BAJA, RIZAL, PALAWAN
DATED FEBRUARY 27, 2022.**

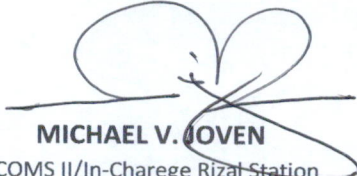
SPECIES	Quantity	Unit	DIMENSION			Volume (Bd.ft.)
			T	W	L	
Nato	17	pcs	2	3	15	127.50
Nato	1	pcs	2	3	1	0.50
Nato	3	pcs	2	5	15	37.50
	21		TOTAL			165.50

Scaled by:


ESMAEL N. SISON
FOREST RANGER


SANIE G. ALCANTARA
FOREST RANGER

Prepared by:


MICHAEL V. JOVEN
ECOMS II/In-Charge Rizal Station



SEIZURE ORDER

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 ordered seized, to Wit:

FACTS

1. Forest Products

Kind	Item:	Source/Origin of Forest Products	Species	Pieces	Volume/Unit of Measurement	Estimated fair market Value	Impounding Area	Custodian
Lumber	Lumber	Brgy. Punta-baja, Rizal, Palawan	Nato	21	165.50 board feet	Php 3,000.00	DENR-CENRO Quezon, Rizal Station, Rizal, Palawan	ECOMS II. Michael V. Joven

Minor Forest Products

Kind	Unit of Measurement	No. of Units	Estimated fair market value	Custodian
N/A	N/A	N/A	N/A	N/A

Conveyance Involved

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

Conveyance Involved (Additional Details)

Engine No. /BodyNo.	Chassis No.	Accessories	Estimated Fair Market Value	Custodian
RW162FMJJAO23809	RWCLPK202GEO23809	N/A	35,000.00	ECOMS II. Michael V. Joven

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

Equipment Involved

Type	Quantity	Details	Custodian	Estimated Fair Market Value
N/A	N/A	N/A	N/A	N/A

Implements Involved

Type	Quantity	Details	Custodian	Estimated Fair Market Value
N/A	N/A	N/A	N/A	N/A

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

Name	Address	Civil Status	Age	Participation	Status of the Person
Mr. Samuel Tejana Sacnanas	Brgy. Punta-baja, Rizal, Palawan	Married	47	Owner	Released

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		
March 14, 2022 9:00 AM	Palawan	Rizal	Punta-baja	N/A	David E. Gallema, Jr.	Apprehension Receipt, pursuant to DAO 97-32

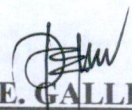
Examination Conducted by Seizure Officer:

Persons Examined (Apprehending Officer & Witnesses)	Date	Time	Place
Pat. Mark Joseph Abis Achacoso	March 14, 2022	9:30 AM	Bgy. Punta-baja, Rizal Palawan
PCMS Joben Salvador Batallang	March 14, 2022	9:50 AM	Bgy. Punta-baja, Rizal Palawan

After thorough evaluation of the Apprehension Report dated **February 27, 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 offenders is probably guilty thereof.

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

So, ordered this 14th day of March, year 2022 at Brgy. Punta-baja, Rizal, Palawan.


DAVID E. GALLEMA, JR.
 SEIZURE OFFICER



SEIZURE RECEIPT
No. CENRO-QZN-SR-2022-03-008

The following apprehended items with Apprehension Receipt are administrative seizure pursuant to Section 3 of DAO 97-32

A. FOREST PRODUCTS

Species	No. of Pieces	Dimension/Finish Products	Volume (Bd/Ft)	Estimated Value
Nato	21		165.50	Php 3,000.00
Total	21		165.50	Php 3,000.00

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

NAME	ADDRESS	NATURE OF PARTICIPATION
Mr. Samuel Tejana Sacnanas	Brgy. Iraan, Rizal, Palawan	Owner

B. CONVEYANCE

Name of Registration/Owner: **SAMUEL TEJANA SACNANAS**
Address: Brgy. Punta-baja, Rizal, Palawan
Type of Vehicle: Motorcycle
Model: RUSI 150
Color: Block
Engine/Motor Serial No. : RW162FMJJAO23809
Chassis Serial No. : RWCLPK202GEO23809
Plate No.: N/A

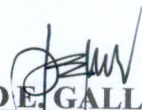
C. EQUIPMENT/TOOL AND OTHER IMPLEMENTS (Briefly describe the physical appearance and condition of each item and estimate fair market value). N/A

The items was apprehended by PNP-Rizal personnel at Bgy. Punta-baja, Rizal, Palawan on February 27, 2022 for illegal transport of forest product without legal documents which is violation of section 77 of PD 705 as amended.

The subject forest products are under the custody of ECOMS II. **Michael V. Joven** of DENR-CENRO Quezon, Rizal Station, Bgy. Punta-baja, Rizal, Palawan. Further, these apprehended items are now deposited at DENR-CENRO Quezon, Rizal Station, Rizal, Palawan.

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

Therefore issue this Seizure Receipt No. **CENRO-QZN-SR-2022-03-008** this **March 14, 2022** at DENR-CENRO Quezon, Rizal Station, Rizal, Palawan.


DAVIDE E. GALLEMA, JR.
Seizure Officer



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
National Highway, Bgy. Alfonso XIII, Quezon, Palawan
Contact No.: 0917-160-4920
Email: cenroquezon@denr.gov.ph

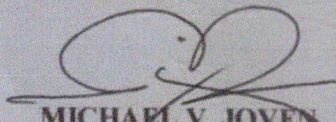
March 15, 2022

CERTIFICATION

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that the apprehended One (1) unit Motorcycle (*Topdown*) without plate number driven by **Mr. Samuel Tejana Sacnanas**, loaded with Twenty One (21) pieces of different sizes of Nato lumbers with a total volume of 165.50 board feet which was apprehended at , Bgy. Punta Baja, Rizal, Palawan, last February 27, 2022, has been turn-over at DENR-CENRO Quezon, compound for safekeeping and proper disposition in accordance with DAO 97-32.

The forest products and conveyance were under the custody of the undersigned ECOMS II Michael V. Joven of DENR-CENRO, Quezon, Rizal Station, Rizal, Palawan.


MICHAEL V. JOVEN
ECOMS II/In-Charge, Rizal Station

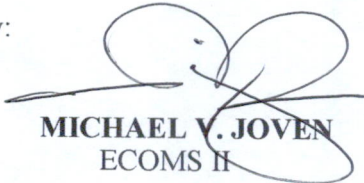


Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
**COMMUNITY ENVIRONMENT AND NATURAL RESOURCES
OFFICE**
National Highway, Bgy. Alfonso XIII, Quezon, Palawan
Contact No.: 0917-160-4920
Email: cenroquezon@denr.gov.ph



Geo-tagged photos of apprehended 21 pcs. Nato lumber at, Brgy. Punta Baja, Rizal, Palawan
on February 27, 2022 by the PNP MPS Rizal, Palawan.

Prepared by:


MICHAEL V. JOVEN
ECOMS II

National Highway, Brgy. Alfonso XIII, Quezon, Palawan
Email Add: cenroquezonpal@gmail.com

Pictures taken during Administrative Hearing on March 23, 2022 at DENR-CENRO Quezon, Rizal Station, Rizal Palawan re: apprehension of one unit top down loaded with lumbers apprehended by PNP-Rizal without legal document.



Republic of the Philippines
Department of Justice
OFFICE OF THE PROVINCIAL PROSECUTOR
Province Of Palawan
City of Puerto Princesa

PROVINCIAL PROSECUTION OFFICE
PALAWAN
RECEIVED
MAR 16 2022

TIME: _____
BY: *[Signature]*
NPS# *22C-0198*

PEOPLE OF THE PHILIPPINES
Plaintiff

Samuel Tejana Sacnanas
(Released)
Accused

X _____ X

FOR
"VIOLATION OF PRESIDENTIAL DECREE 705"

COMPLAINT

The undersigned investigator of Rizal Municipal Police Station hereby accused the suspect **Samuel Tejana Sacnanas** a resident of Brgy. Punta Baja, Rizal, Palawan for Violation of PD No. 705 (Revised Forestry Code of the Philippines), committed as follows:

That on 27th day of February 2022, more or less 11:50 PM while conducting illegal activities monitoring along the vicinity of Barangay Punta Baja, Rizal, personnel of this MPS apprehended the suspects in their possession, control and custody fresh cut lumbers without any legal documents on board a motorcycle with side car (Top down), one (1) RUSI 150, color red with defaced chassis number and one (1) RUSI 150, color black with chassis number RWCLPK202GE023809 and engine number RW162FMJJAO23809 without plate number. Seized/Confiscated fresh cut lumbers are to wit: 21 pcs. Of different sizes of Nato Lumbers with a total volume of 165.50 Bd. Ft. and assessed market value sum of 4,137.50 Philippine Currency.

CONTRARY TO LAW.
March 8, 2022 Rizal, Palawan

[Signature]
PCPLAERON M RICO
Investigator, Rizal MPS

WITNESSES:

1. PCMS Joben S Batallang
2. Pat. Mark Joseph A Achacoso

EXHIBITS:

1. Affidavit of above-named witnesses
2. Spot Report
3. Confiscation Receipt
4. Certifications from CENRO-Quezon
5. Statement of Damages on Apprehended top down loaded with Nato Lumber
6. Report from CENRO
7. Tally sheet
8. Photographs
9. Others

SUBSCRIBED AND SWORN to before me this 8th day of March 2022 at Brgy. Punta Baja, Rizal, Palawan.

[Signature]
PAMJ JEROME F ROJO
Person administering oath by virtue of
sec. 50 of RA 6975 as amended by RA 8551