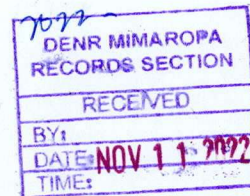




Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
Bgy. Sta. Monica, Puerto Princesa City, Palawan
Telfax No. (048) 434 - 8791
Email Add: penropalawan@denr.gov.ph



November 04, 2022

MEMORANDUM

FOR : The Regional Executive Director
1515 DENR By the Bay Building, Roxas Boulevard,
Barangay 668, Ermita, Manila

THRU : The OIC, ARD for Technical Services

FROM : The Provincial Environment and Natural Resources Officer

SUBJECT : **ADMIN CASE NO. PPAL-CBPT-AC-2022H-007: ADMINISTRATIVE HEARING REPORT ON THE APPREHENDED ONE (1) UNIT MOTORCYCLE BARAKO II WITHOUT PLATE NUMBER (CHASSIS NUMBER BC 175H-B85306) WITH SIDECAR OR TOPDOWN) LOADED WITH TWENTY-FIVE (25) PIECES LUMBERS OF AGAS SPECIES WITH A TOTAL VOLUME OF 252 BOARD FEET AT SITIO SURING II, BARANGAY PANGOBILIAN, BROOKE'S POINT, PALAWAN (E-FMS NO.: 2022-175306-F65)**

Respectfully forwarded is the memorandum of CENRO Brooke's Point, Palawan dated October 20, 2022 relative the above subject.

Per memorandum, the apprehension was made on May 30, 2022 at around 4:00 A.M. while the personnel of PNP Brooke's Point Municipal Police Station, Palawan PPO PIU and PDEU conducting a joint operation in response to the received information by PNP Brooke's Point MPS concerning the alleged violation of Section 77 of PD 705 at So. Suring II, Barangay Pangobilian, Brooke's Point, Palawan.

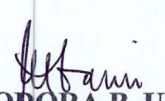
The team intercepted/apprehended the one (1) unit motorcycle Barako II without plate number (Chassis No. 175H-B85306) with sidecar or topdown loaded with twenty-five (25) pieces lumbers of Agas species with a total volume of 252 board feet. The estimated fair market value of vehicle is Php75,000.00 while the Agas lumber is Php12,600.00.

The said apprehended items were recovered in the possession and control of Mr. Kris Apenio Masong (Mr. Cres Bebas Arpenio), a driver and a resident of Barangay Imulnod, Brooke's Point, Palawan. All the apprehended items were brought to PNP Brooke's Point Municipal Police Station Compound under the custody of PCpl Brynner S. Sobebe, Investigator for safekeeping purposes.

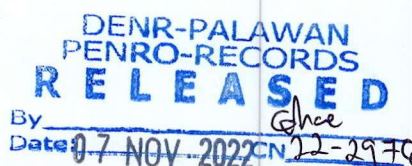
Notices of hearings were sent to all concerned parties and the administrative hearing was conducted on August 02, 2022 at the Office of CENRO Brooke's Point, M. Rodriguez St. Poblacion District I, Brooke's Point, Palawan in relation to Item No. 1 & 2, Section 7 of DAO 1997-32.

We concur with CENRO recommendation for the issuance of confiscation order of the apprehended forest product and conveyance.

For the PENRO:


RHODORA B. UBANI
Supervising ECOMS/Chief, CDS
Officer-In-Charge

Copy Furnished
CENRO Brooke's Point, Palawan
File/2022-008ACG/MES Doc. Ref. No. 2022-9867





October 20, 2022

MEMORANDUM

FOR : The Regional Executive Director
DENR MIMAROPA Region
1515 DENR By the Bay Building, Roxas Boulevard,
Barangay 668, Ermita, Manila

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

FROM : The Community Environment and
Natural Resources Officer/Hearing Officer

SUBJECT : **ADMIN CASE NO. PPAL-CBPT-AC-2022H-007: ADMINISTRATIVE HEARING REPORT ON THE APPREHENDED ONE (1) UNIT MOTORCYCLE BARAKO II WITHOUT PLATE NUMBER (CHASSIS NUMBER BC 175H-B85306) WITH SIDECAR (TOPDOWN) LOADED WITH TWENTY-FIVE PIECES LUMBERS OF AGAS SPECIES WITH A TOTAL VOLUME OF 252 BOARD FEET AT SITIO SURING II, BARANGAY PANGOBILIAN, BROOKE'S POINT, PALAWAN (E-FMS No: 2022-175306-F65)**

DENR PENRO
PALAWAN RECORDS
RECEIVED

BY:

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10-25-2022 22:48:07

Submitted herewith is the minutes of the Administrative Confiscation Proceedings together with the pertinent documents anent the above-cited subject treated under DAO 97-32. The hearing was conducted on August 2, 2022 at CENRO Brooke's Point, Palawan.

I. FACTS OF THE CASE

The apprehension was made by personnel of PNP Brooke's Point Municipal Police Station, Pal PPO PIU and PDEU at about 4:00 in the morning of May 30, 2022 during the conduct of a joint operation in response to the information received by PNP Brooke's Point MPS concerning the alleged violation of Section 77 (formerly Section 68) of PD 705 at Sitio Suring II, Barangay Pangobilian, Brooke's Point, Palawan.

The one (1) unit motorcycle Barako II without plate number (Chassis No. BC 175H-B85306) with sidecar (topdown) loaded with twenty-five (25) pieces lumbers of Agas species having a total volume of 252 board feet had been intercepted/apprehended without pertinent documents from the DENR. Said apprehended items were recovered in the possession and control of Mr. Kris Apenio Masong (Mr. Cres Bebas Arpenio) – driver, a resident of Barangay Imulnod, Brooke's Point, Palawan. The apprehended items were now deposited at PNP Brooke's Point Municipal Police Station compound under the custody of PCpl Brynner S. Sobebe, Investigator for safekeeping purposes.

II. STATEMENTS OF PARTIES INVOLVED DURING THE HEARING PROCESS

The Apprehending Officers were unable to attend the scheduled Administrative Hearing; hence, for information of the apprehended person (Mr. Kris Apenio Masong), the Hearing Officer read the affidavit submitted by Patrolman Clifford John Q. Lapore of PNP Brooke's Point Municipal Police Station in which he testified that in response to the information relayed to their station by an informant thru phone call at more or less 4 o' clock in the morning (4:00 AM) concerning the alleged illegal transport of wood materials (kahoy), their OIC, Police Lieutenant Norzealito R. Avanceña immediately coordinated with the personnel from PIU Palawan PPO headed by PCMS Ruzel Briones and personnel of PDEU Palawan PPO currently assigned at Brooke's Point, Palawan to verify/confirm the said information. At around 4:20 AM, PSSg Rodney Sagala of PDEU notified them that they had intercepted an individual onboard one (1) unit topdown loaded with newly cut/sawn lumbers at So. Suring, Barangay Pangobilian, Brooke's Point, Palawan. Accordingly, Patrolman Lapore together with PSSg Elmo Caabay and PCpl Brynner S. Sobebe (investigator) were then dispatched in the area. On-site, the team met PCMS Briones and PCpl Marcel Felix both from PIU and PSSg Sagala as well as the driver of the one (1) unit topdown loaded with lumbers later identified as Mr. Kris Apenio Masong - a resident of Barangay Imulnod, Brooke's Point, Palawan.

During on-site investigation, Mr. Masong failed to present any documents/permit required for the possession and transport of the lumbers. Consequently, PCpl Sobebe arrested him for violation of Section 68 of PD 705 and recited and explained the Miranda Doctrine and Anti-Torture Law. Meanwhile, the one (1) unit topdown including the lumbers were apprehended. For safety purposes, the apprehending officers decided to conduct the inventory of apprehended lumbers at PNP station. Upon inventory, Patrolman Lapore provided certification of apprehended/confiscated evidences from Mr. Masong to their investigator. Patrolman Lapore added that they were unable to gather video of the arrest of the perpetrator and other documentation of the operation; since currently there is no PNP issued Body Worn Camera (BWC) to Brooke's Point MPS. Likewise, considering that the operation is abrupt/sudden they were unable to Request for Ex Parte from the Court.

On the other hand, based on the inventory conducted by the personnel of CENRO Brooke's Point, the apprehended items included one (1) unit motorcycle Barako II black in color with red with sidecar (topdown) without plate number and Agas lumbers with different sizes/dimensions having a total volume of 252 board feet.

Note: The respondents affirmed to voluntary give their statements without the presence of a lawyer or legal counsel.

In the same hearing, the apprehended person stated that his name is Cres Bebas Arpenio and not Kris Apenio Masong. He is 42 years old born on October 9, 1979 and works as laborer in a daily basis (nag-aarawan sa mga tao). Mr. Arpenio narrated that on May 30, 2022 at more or less 4:00 in the morning, he was apprehended/intercepted while transporting 25 pieces of Agas lumbers without pertinent documents/permit. Mr. Arpenio claimed that he was already desperate for lack of/no source of food for his family so he decided to transport the said lumbers before daybreak (madaling-araw). Accordingly, the undersigned probed if he knows that it is illegal to transport lumbers as he tried doing so before daybreak to which Mr. Arpenio answered "yes". However, Mr. Arpenio also claimed that he is unaware that permit/s is required for the transport of lumbers. Mr. Arpenio further claimed that the lumbers were to be delivered in exchange of rice grains (palay) to some Ilocano in So. Suring whose name he is unaware of. He added that

said lumbers which he exchanged with chicken and originally intended for the construction/repair of their house were sourced out and sawn from the mountain by some outsiders (dayo). Mr. Arpenio said that he owns the apprehended conveyance and submitted the corresponding documents/papers of the motorcycle on August 4, 2022. Mr. Arpenio also asked/appealed that hopefully the motorcycle can be released as they have nothing to use to load vegetables and added that the same is still being paid in an installment basis.

Also in the same hearing, Mrs. Reina T. Arpenio, Mr. Cres Bebas Arpenio's wife mentioned that Mr. Arpenio's sister called her up to inform her about the apprehension thus she went to the Police Station wherein they were told to just wait for what will be done to Mr. Arpenio. Mrs. Arpenio added that she talked with the police to request if the motorcycle can be released. She also mentioned that they are already planning to turn-over the same to someone else (ipasalo) as they no longer know where to get help and they likewise have no money to buy food. Mrs. Arpenio stated that the apprehended motorcycle is registered under her name. She also admitted that she knew that her husband will transport the lumbers without pertinent documents/permit and claimed that she did not oppose/stop him from doing so as they no longer have a choice because their family has already nothing to eat/no source of food. She also claimed that she does not know that in case of apprehension due to transport of lumbers without pertinent documents/permit the conveyance involved will also be apprehended/confiscated. Further, Mrs. Arpenio also appealed/requested if the conveyance can be released as they utilized the same for their source of livelihood/income, service and loading/transporting of vegetables.

Mr. Bagong Bebas, Mr. Arpenio's uncle also attended the hearing to prove/support that Mr. Arpenio transported the lumbers to exchange for rice grains (palay).

III. FINDINGS/EVALUATION

The possession and transport of forest products - 25 pieces of lumbers of Agas species onboard one (1) unit motorcycle Barako II without plate number (Chassis No. BC 175H-B85306) with sidecar (topdown) are not covered by appropriate DENR documents/permits; hence, a patent violation of Section 77 of PD 705 as further amended.

In view of the facts presented, it was found out that there were sufficient and convincing evidences to support the finding of probable cause to charge **MR. CRES BEBAS ARPENIO** of violation of Section 77 of PD 705 as further amended by E.O. 277 and R.A. 7161.

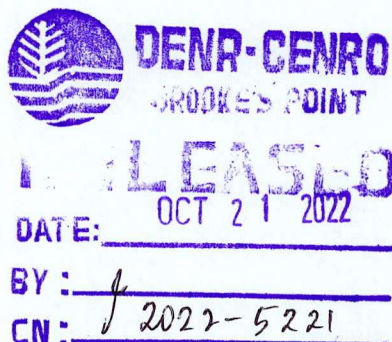
IV. RECOMMENDATION

In view of the above findings and evaluation, it is recommended that the forest products and conveyance – twenty-five (25) pieces of lumbers of Agas species with a total volume of 252 board feet and one (1) unit motorcycle Barako II without plate number (Chassis No. BC 175H-B85306) with sidecar (topdown) be confiscated in favor of the government in addition to the appropriate charges filed by PNP Brooke's Point Municipal Police Station against Mr. Cres Bebas Arpenio for violation of Section 77 (formerly Section 68) of PD 705 as further amended by E.O. 277 and R.A. 7161.

V. DOCUMENTARY ATTACHMENTS

1. Transcript of Administrative Hearing
2. Documents re: ownership of apprehended conveyance
3. Attendance during the Administrative Hearing
4. Notices of Hearing
5. CENRO Spot Report
6. Seizure Receipt/Order
7. Pertinent documents submitted by PNP Brooke's Point MPS dated July 4, 2022
8. CENRO Letter dated June 13, 2022 addressed to PMAJ Raffy C. Esperida, Chief of Police, PNP Brooke's Point MPS requesting for copies of pertinent documents re: the apprehension to proceed with the Administrative Adjudication Proceedings
9. CENRO Inspection Report dated June 7, 2022 re: Scaling of Apprehended lumbers and its attachments
10. Request Letter dated May 30, 2022 of PCpl Brynner S. Sobebe – Investigator, PNP Brooke's Point MPS for scaling and inventory of confiscated lumbers and Recapitulation

For her information and further evaluation/instruction.



CONRADO M. CORPUZ



TRANSCRIPT OF ADMINISTRATIVE HEARING

(Katitikan ng Pagdinig Administratibo)

Katitikan ng ginawang paglilitis sa pagkakahuli/pagkakasamsam/pagkakakumpiska ng isang (1) yunit ng Motorsiklo (Kawasaki Barako II without plate number, Chassis number BC 175H-B85306) na may Topdown at may sakay na dalawampung limang (25) pirasong tabla ng Agas sa Sitio Suring II, Barangay Pangobilian, Brooke's Point, Palawan noong ika-30 ng Mayo 2022.

Mga Dumalo

1. Cres Bebas Arpenio
2. Reina T. Arpenio
3. Bagong Bebas
4. Conrado M. Corpuz
5. April Anne T. Graciano

Katungkulan/Tanggapan/Tirahan

Barangay Imulnod, Brooke's Point, Palawan
Barangay Imulnod, Brooke's Point, Palawan
Barangay Imulnod, Brooke's Point, Palawan
Hearing Officer, CENRO, DENR-CENRO Brooke's Point
Forest Ranger, DENR-CENRO Brooke's Point

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: Magandang umaga, pinatawag namin ang pagdinig nang dahil sa nakumpiskang isang (1) yunit ng Motorsiklo Kawasaki Barako II na walang plate number, Chassis number BC 175H-B85306) na may Topdown at may sakay na dalawampung limang (25) pirasong tabla ng Agas sa isinagawang pinagsamang operasyon ng Brooke's Point Municipal Police Station noong ika-30 ng Mayo 2022 sa Sitio Suring II, Barangay Pangobilian, Brooke's Point, Palawan. Ayun po dito sa report na isinumite ng PNP, kayo Ginoong Kris Bebas Apenio Masong ng Sitio Suring II, Barangay Pangobilian, Brooke's Point, Palawan ang nahulihan ng mga nabanggit na mga produkto sakay ng nabanggit na sasakyan. Bago natin ipagpatuloy yung ating pagdinig ngayong umaga, gusto ko lang ipaalala sayo ang iyong karapatan bilang Pilipino, na ikaw ay may karapatan na kumuha ng iyong abogado na maaari mong dalhin ngayon o sa mga susunod na hearing, kaya kung sasabihin mo na kailangan mo ng abogado, ipagpapaliban natin ang pag-uusap ngayon at bibigyan kita ng pagkakataon na humanap ng sarili mong abogado, kaya ang tanong ko Mr. Kris Apenio Masong, kailangan mo ba ng abogado ngayong pagdinig?

Cres Bebas Arpenio: Hindi na po siguro sir.

Hearing Officer: Sasagutin mo ng kusa ang aking magiging katanungan?

Cres Bebas Arpenio: Opo.

Hearing Officer: Bagamat wala ang mga apprehending officers ngayon, pero nakapagsumite naman sila ng kanilang statement/malayang salaysay na babasahin ko sayo para malaman mo kung anong nilalaman nito. (*Binasa ang Malayang Salaysay ni Patrolman Clifford John Lapore*). Yun po yung statement ni Patrolman Napuri. Naintindihan po ba ninyo?

Cres Bebas Arpenio: Opo sir.

Hearing Officer: Base dito sa isang report, nagsagawa rin ang tauhan ng DENR CENRO Brooke's Point para imbentaryuhin ang mga nabanggit ng mga Police base sa report ng aming mga personnel ang mga nabanggit na kahoy ay Agas na may iba't ibang sukat at may kabuuang board feet na 252 yung nakuha sayo at isang yunit ng motorcycle Barako II black in color with red na may sidecar (topdown) na walang plate number. Ikaw naman ang tatanungin ko Mr. Masong, for record pakibanggit ang iyong buong pangalan, edad, trabaho, saan nakatira at iba pang bagay na maaaring pagkakilanlan sa iyong pagkatao.

Cres Bebas Arpenio: Cres Arpenio Bebas.

Hearing Officer: Sino yung Masong?

Cres Bebas Arpenio: Hindi po ako yun.

Hearing Officer: Ano yung totoong pangalan mo?

Cres Bebas Arpenio: Cres Arpenio Bebas.

Hearing Officer: Hindi itong Masong?

Cres Bebas Arpenio: Hindi po yan sir.

Hearing Officer: Anong trabaho mo?

Cres Bebas Arpenio: Nag-aarawan lang sa mga tao.

Hearing Officer: Birthday?

Cres Bebas Arpenio: October 9, 1979.

Hearing Officer: Ilang taon ka na ngayon?

Cres Bebas Arpenio: 42 po sir.

Hearing Officer: Una kong tanong sayo, nasaan ka noong Mayo 30, 2022, humigit kumulang alas kwatro ng madaling araw?

Cres Bebas Arpenio: Yan na po yung pagkahuli sa akin po sir.

Hearing Officer: Bakit ka hinuli?

Cres Bebas Arpenio: May dala po akong kahoy sir.

Hearing Officer: Ilang pirasong kahoy ang dala mo?

Cres Bebas Arpenio: Twenty-five (25) piraso po sir.

Hearing Officer: Anong klaseng kahoy ito?

Cres Bebas Arpenio: Agas po sir.

Hearing Officer: Saan mo kinuha yung mga nabanggit na kahoy?

Cres Bebas Arpenio: Doon po sa bundok?

Hearing Officer: Bakit madaling araw ka nagbiyahe?

Cres Bebas Arpenio: Dahil po sir gipit na rin po kami, wala po kami mapagkunan ng pagkain kaya sabi ko ibibiyahe ko ng madaling araw, kaso nahuli pa rin sir gipit lang po talaga kami sir.

Hearing Officer: Ibig sabihin alam mo na bawal yung pagkarga ng kahoy, dahil ibinyahe mo ng madaling araw?

Cres Bebas Arpenio: Opo sir.

Hearing Officer: Sino ang nagtistis ng mga nabanggit na kahoy?

Cres Bebas Arpenio: May nagpagawa ng school doon sir tapos nagdayo sila doon dala nila yung maliit na chainsaw pinalitan ko lang ng manok, pambahay ko sana yun pero gipit na rin po kami sir wala na rin kami pagkunan ng pagkain, pinalit nalang namin ng palay diyan sa Suring po sir para may pangkain lang kami.

Hearing Officer: Kanino mo dadalhin yung kahoy?

Cres Bebas Arpenio: Diyan po sa Suring.

Hearing Officer: Sino ang bibili?

Cres Bebas Arpenio: Sa mga Ilocano po.

Hearing Officer: Kilala mo kung sino yung mga dadalhan mo?

Cres Bebas Arpenio: Hindi ko po kilala sir.

Hearing Officer: Sino yung nagtistis?

Cres Bebas Arpenio: Hindi ko po kilala, dayo lang rin kasi yun sila sir.

Hearing Officer: Hindi mo kilala?

Cres Bebas Arpenio: Hindi po.

Hearing Officer: Yung pagkakarga o pagbibiyahe ng kahoy, alam mo na nangangailangan ito ng permit?

Cres Bebas Arpenio: Hindi po sir.

Hearing Officer: Gaano na katagal na itong mga kahoy naka-stock sayo?

Cres Bebas Arpenio: Bago lang yan sir.

Hearing Officer: Yung sasakyan na kinargahan mo, kanino ito?

Cres Bebas Arpenio: Akin po sir.

Hearing Officer: Meron kang katibayan na may papakita sa akin na pagmamay-ari mo ito?

Cres Bebas Arpenio: Wala po sir.

Hearing Officer: Waka kayong anumang dokumento na hawak patungkol sa motor?

Cres Bebas Arpenio: Naiwan po sa bahay.

Hearing Officer: Hihintayin po namin na isumite niyo sa amin yung katibayan na yun kung hindi, idi-declare namin ito na hindi niyo pag-aari, bibigyan kita ng limang araw pagkatapos ng hearing isumite niyo dito sa amin.

Cres Bebas Arpenio: Opo sir.

Hearing Officer: Doon sa pagbiyahe mo, meron ka pa bang ibang kasama?

Cres Bebas Arpenio: Wala po sir ako lang.

Hearing Officer: Sino ang mga kumumpiska sayo? Anong otoridad yun?

Cres Bebas Arpenio: Police po sir.

Hearing Officer: Pagkatapos kang masita doon sa Suring II at napuntahan ka ng PNP, ano ang sumunod na pangyayari?

Cres Bebas Arpenio: Dinala po ako sa Police Station.

Hearing Officer: Anong ginawa doon at anong nangyari doon?

Cres Bebas Arpenio: Inimbestigahan po ako sir.

Hearing Officer: Gaano ka katagal doon sa himpilan ng pulisya?

Cres Bebas Arpenio: Isang araw po sir.

Hearing Officer: Uulitin ko, yung pagbiyahe mo ng kahoy ay walang permit?

Cres Bebas Arpenio: Opo sir

Hearing Officer: Yung sasakyan noong sinita ay wala ka rin dalang kaukulang papeles?

Cres Bebas Arpenio: Opo sir, naiwan ko sa bahay.

Hearing Officer: Yun lang yung gusto kong tanungin sayo, kung mayroon ka pa rin gustong sabihin o idagdag sa iyong mga naunang sinalaysay na sayo ang pagkakataon.

Cres Bebas Arpenio: Yung motor ko sana sir mailabas sana po, wala na kaming makakargahan ng mga gulay sir at yung motor na yan sir hulugan pa yan sir.

Hearing Officer: Wala ka ng sasabihin?

Cres Bebas Arpenio: Wala na po.

Hearing Officer: Kayo po, magbibigyan kayo ng statement patungkol dito?

Reina T. Arpenio: Opo sir.

Hearing Officer: For record, pakibanggit ang iyong buong pangalan, edad, trabaho, saan nakatira at iba pang bagay na maaaring pagkakilanlan sa iyong pagkatao.

Reina T. Arpenio: Ako po si Reina Arpenio, nakatira sa Barangay Imulnod, Brooke's Point, Palawan. Ang trabaho ko po arawan po sir, kung may magpaarawan kung wala, wala din po sir.

Hearing Officer: Bakit ka nandito ngayong umaga?

Reina T. Arpenio: Asawa po ako ni Cres Arpenio.

Hearing Officer: Ang tanong ko sayo, anong nalalaman mo dito sa pagkumpiska o pagkahuli ng iyong asawa noong May 30, 2022?

Reina T. Arpenio: Tinawagan po nila ako na nahuli nga po siya, tapos bumaba po ako at sumunod po ako sa kanya, wala na rin po kaming makain.

Hearing Officer: Tinawagan ka?

Reina T. Arpenio: Opo.

Hearing Officer: Sinong tumawag sayo?

Reina T. Arpenio: Yung ate niya po.

Hearing Officer: Saan ka pumunta?

Reina T. Arpenio: Diyan nap o sa Police Station.

Hearing Officer: Ano naman ang ginawa niyo doon?

Reina T. Arpenio: Wala na rin po, hintayin lang daw namin kung anong gawain sa kanya.

Hearing Officer: Pagkatapos niyo doon sa istasyon ng pulisya, ano pa yung mga sumunod na nangyari?

Reina T. Arpenio: Wala na rin po sir.

Hearing Officer: Nagbigay ka ba ng statement doon sa police?

Reina T. Arpenio: Kinausap ko po yung police na kung pwede yung motor ilabas, ipapasalo na nga po sana namin kasi wala na po makuhanan ng tulong, wala na rin kaming pambili namin ng pagkain.

Hearing Officer: Yung pagkakarga ba niya ng kahoy alam mo?

Reina T. Arpenio: Opo.

Hearing Officer: Yung pagkarga niya ng kahoy sinabihan ka ba ng mister mo?

Reina T. Arpenio: Opo.

Hearing Officer: Anong sabi niya sayo?

Reina T. Arpenio: Sabi niya po "wala na rin tayo makain nito, sige nalang kaiyak yung mga bata, kung pwede ipalit nalang natin ng palay, kung mayroon lang magpalit ipalit lang natin ng pagkain".

Hearing Officer: Alam mo ba yung ibibiyahe niyang kahoy walang kaukulang permit?

Reina T. Arpenio: Opo.

Hearing Officer: Bakit hindi mo sinabihan o pinigilan yung mister mo walang permit?

Reina T. Arpenio: Wala na rin po kami magawa kasi wala na po kaming makuhang pagakin.

Hearing Officer: Hindi mo ba alam na ang pagbibiyahe ng kahoy na walang kaukulang permit kasama yung gagamiting tricycle ay kasama na ikukumpiska?

Reina T. Arpenio: Opo.

Hearing Officer: Wala namang problema sayo halimbawa nakumpiska o Nahuli, dahil sa sinasabi mong pangbigas-bigas?

Reina T. Arpenio: Wala na rin po ako magawa nahuli na rin sir.

Hearing Officer: Hindi mo na siya pinigilan noong ibiyahe niya?

Reina T. Arpenio: Hindi na po.

Hearing Officer: Kanino ito nakapangalan yung tricycle?

Reina T. Arpenio: Akin po.

Hearing Officer: Wala na akong maitatanong kung mayroon ka pa rin gustong sabihin na sayo ang pagkakataon?

Reina T. Arpenio: Kung pwede sana sir yung motor mailabas po sana namin, wala na rin kami panghanap buhay, pang service at panghakot ng gulay, yun lang din po sir.

Hearing Officer: Kayo po may sasabihin po kayo?

Bagong Bebas: Pwede po?

Hearing Officer: Pakibanggit po ang inyong buong pangalan, edad, trabaho, saan nakatira at iba pang bagay na maaaring pagkakilanlan sa iyong pagkatao.

Bagong Bebas: Ako po si Bagong Bebas, nakatira sa Barangay Amas, Brooke's Point, Palawan.

Hearing Officer: Birthday po.

Bagong Bebas: Hindi ko na po matandaan.

Hearing Officer: Ilang taon ka na ngayon?

Bagong Bebas: 55 po.

Hearing Officer: Bakit po kayo nandito?

Bagong Bebas: Yun na nga po sir kasi nalaman ko yung pamankin ko na nagkaganyan kung pwede makinig lang.

Hearing Officer: Ano niyo po si Cres?

Bagong Bebas: Pamangkin ko. Yun nga po sir nabalitaan ko yung tungkol doon sa kalagayan namin kaming mahihirap sir, nabalitaan ko katulad ng sabi niya imbes na pambahay nalang, ipalalit pa ng palay para mabuhay lang, kaya naisip niya ibenta yung palay kasi yung mga bata doon sawa na magkain ng bangkoka.

Hearing Officer: Wala na po kayong idadagdag doon, nagpapatunay lang kayo na talaga siya nagbiyahe ng kahoy para ipalalit ng palay? Bukod doon wala na?

Bagong Bebas: Wala na po.

Hearing Officer: Wala na akong maitatanong kung mayroon ka pa rin gustong sabihin?

Bagong Bebas: Wala na po.

Hearing Officer: Salamat po sa pagdalo niyo, doon ko na tinatapos ang ating pagdinig ngayong umaga, maraming salamat sa inyong pagdalo.

The Hearing ended at around 10:35 AM (August 2, 2022)

I hereby certify that the above statements are true and correct to the best of my knowledge and belief.

Attested by:

CONRADO M. CORPUZ
CENRO
(Hearing Officer)


APRIL ANNE T. GRACIANO
Acting Recorder

NOTE: DOCUMENTS RE: OWNERSHIP OF MOTORCYCLE

OFFICE OF THE GENRO
BROOKLYN, N.Y.

RECEIVED
AUG 04 2022



DU EK SAM, INC.

National Highway, Pangobilian 5305, Brooke's Point, Palawan
VAT Reg. TIN: 000-254-247-00068

N^o0036765

07/19/2022

Collection Receipt

Received from Imunod, Brooke's Point, Palawan with TIN _____
and address at _____ engaged in the
business style of Two Thousand Nine Hundred Only the sum of
2,900.00 mc-full w/rebate balance:21,468.00 pesos
(P _____) in partial/full payment for _____

Invoices Nos.	Amount	BANK	BRANCH	CHECK NO.	CHECK DATE	AMOUNT
P _____	_____					
_____	_____					
_____	_____					2,900.00
_____	_____				CASH	2,900.00
_____	_____				TOTAL	

Cashier

200 books (50x3) 35,001-45,000 BIR Authority to Print No.
OCN: 123AU20220000000571 Date Issued: 02/28/22 Valid Until: 02/27/27
Lacey Leaf Permit No.: 91-2019-123-010
BJV Printing Press / Victor P. Tamara
M. Tamaral, Tagb. City, Bohol TIN: 126-971-595-00000 VAT Reg. J.O.#:20085



Printer's Accreditation No. 084MP20190000000004
Date Issued: February 01, 2019
THIS DOCUMENT IS NOT VALID FOR CLAIMING INPUT TAXES
THIS COLLECTION RECEIPT SHALL BE VALID FOR FIVE (5) YEARS FROM THE DATE OF ATP

(Collector/Authorized Representative)



DU EK SAM, INC.

Narrazid St., Poblacion Brooke's Point,
Palawan, PHILIPPINES 5300
VAT REG. TIN: 000-254-247-068
Tel. No. (048) 723-1306

Arpenlo, Reina Daubas

DELIVERY RECEIPT

Delivered to : Inulnod, Brooke's Point, Palawan
TIN : _____
Address : _____

Date : _____
Business Style : _____
Terms : _____

QUANTITY	UNIT	ARTICLES
Model: BC175H-B360 RDT		84,000.00
Engine #: BC175A-B898479		84,000.00
Chassis: BC175H-B85306		Discount: 1,000.00
Color: Red		
		83,000.00
		8,892.86
		74,107.14
		74,107.14
		8,892.86
		83,000.00

Received the above goods and services in good order & condition.

200Pds. 50x3/0001/10,000 RR:0205RD122
BIR Authority to Print No. 8AU00007, 7950E
Date Issued: 12-09-2016 : Valid until 12-08-2021
Looseleaf Permit No. 065-84-L-CCD
WELSON'S PRINTING
Subangdaku, Mandaue City
TIN: 220-900-975-000 NV

Office Sales
Sales Agent

Abadines Gwendolyn S.
Customer Signature
Printer's Accreditation No. 080MP20140000000045
Date Issued: 04-23-2014

With complete Tools and Accessories

"THIS DOCUMENT IS NOT VALID FOR CLAIM OF INPUT TAXES"

THIS DELIVERY RECEIPT SHALL BE VALID UNTIL DECEMBER 08, 2021

Nº 0821



DU EK SAM, INC.

DES BROOKES MC Branch

PROMISSORY NOTE

Date: MONDAY, DECEMBER 30, 2019

Place: PALAWAN

FOR VALUE RECEIVED, I/WE JOINTLY AND SEVERALLY PROMISE TO PAY DU EK SAM, INC. ORDER THE SUM OF PESOS: ONE HUNDRED THIRTY ONE THOUSAND FIVE HUNDRED TWENTY EIGHT (P 131,528), PHILIPPINE CURRENCY, IN ACCORDANCE WITH THE FOLLOWING SCHEDULE OF PAYMENT.

DOWNPAYMENT IN THE AMOUNT OF PESOS: TWENTY THOUSAND PESOS ONLY (P 20,000) UPON SIGNING HEREOF AND THE BALANCE IN THIRTY SIX (6) EQUAL SUCCESSIVE MONTHLY INSTALLMENT OF PESOS: [REDACTED] THOUSAND NINETEEN EIGHT PESOS ONLY (P 3,098) THE FIRST INSTALLMENT TO BE PAID ON FEBRUARY 3, 2019 AND THE SUCCEEDING MONTHLY INSTALLMENTS ON THE 3rd DAY OF EACH AND EVERY SUCCEEDING MONTH THEREAFTER UNTIL THE AMOUNT IS FULLY PAID, WITH INTEREST ON EACH UNPAID INSTALLMENT OR TOTAL OVERDUE AMOUNT AT 5% PER MONTH COMPOUNDED EVERY MONTH COMPUTED FROM THEIR DUE DATES.

I/We agree that if any monthly installment is not paid when it falls due, without need of demand the whole of the principal sum then remaining unpaid, with all interests accrued shall immediately become due and payable at the option of the holder of this note.

If any amount due on this Note is not paid at its maturity or due dates and this note is placed in the hands of an attorney or agency for collection. I/We jointly and severally agree to pay, in addition to the principal amount and interests and penalties due, a sum equivalent to 10% thereof as attorney's fees, in case no legal action is filed; otherwise, the sum will be equivalent to 25% of the total amount due which shall not in any case be less than P1,000.00, plus the costs of suit and in addition a further sum of 33-113% of said amount which in like manner shall not be less than P1,000.00 as and for liquidated damages. I/We agree that any action to enforce payment of this note may be brought by the holder in the proper court of P.P. City in any City or Municipality where the holder has a branch office at the sole option of the holder.

Acceptance by the holder of any installment payment or any part thereof after due date shall not be considered as extending the time for the payment of any installments, or as a modification of any of the terms hereof.

In case of judicial execution of this obligation or any part thereof, the debtor waives all his rights under the provisions of Rule 39, Sec. 12 of the Rules of Court.

Notice of demand, presentment, dishonor, and protest are hereby waived.

AR PENJO, REINA D.

Maker/Debtor

GRACE

MALLO N

Co-Maker

IMULNOD. BROOKES POINT, PAL.

Address

DABANCON, PANGBILIAN

Address

Witness:


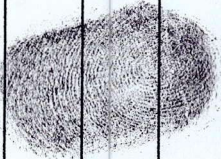
DINA M. ATI IP
BRANCH MANAGER



ADMINISTRATIVE HEARING RE: APPREHENSION OF ONE (1) UNIT MOTORCYCLE BARAKO II WITHOUT PLATE NUMBER (CHASSIS NUMBER BC 175H-B85306) WITH TOP-DOWN LOADED WITH TWENTY-FIVE (25) PIECES AGAS LUMBERS SPECIES (252 BOARD FEET) AT SITIO SURING II, BARANGAY PANGOBILIAN, BROOKE'S POINT, PALAWAN

DENR CENRO Brooke's Point Compound

August 2, 2022 10:00 AM

	NAME (Pangalan)	Office/Address (Tirahan)	SEX (Kasarian) M/F	AGE (Edad)	CONTACT #	SIGNATURE (Pirma)
1	CRES BEBAS ARPENIO	BGY. IMULNOD, BROOKE'S POINT	M	42		
2	AYSE DAYSE IBANEZ	BGY. IMULNOD, BROOKE'S POINT	F	24		A. dalise
3	REINA T. ARPENIO	" "	F	37		R. A.
4	Eduardo S. Ibanez	" "	M	46		FE
5	Bagong Debas	" "	M	35		
	CONMAN M. CORPUS	Bank - CONMAN	M	60		d
7						
8						
9						
10						



Republic of the Philippines
Department of Environment and Natural Resources
Region IV- MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Brooke's Point, Palawan

Ika-25 ng Hulyo 2022

PABATID NG PAGDINIG

G. KRIS APENIO MASONG

So. Suring II, Barangay Pangobilian,
Brooke's Point, Palawan

Ginoo:

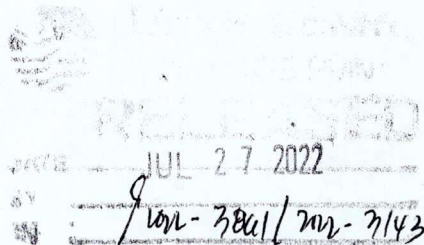
Ito po ay may kaugnayan sa pagkakakumpiska ng isang (1) yunit ng Motorsiklo (Kawasaki Barako II without plate number, Chassis number BC 175H-B85306) na may Topdown at may sakay na dalawamput limang (25) pirasong tabla ng Agas sa isinagawang pinagsamang operasyon ng Brooke's Point Municipal Police Station, Pal PPO PIU at ng PDEU noong ika-30 ng Mayo 2022 sa Sitio Suring II, Barangay Pangobilian, Brooke's Point, Palawan.

Alinsunod sa itinatadhana ng *Section 7 ng DENR Administrative Order No. 97-32 Rules for Administrative Adjudication of Illegal Forest Products and the machinery, equipment, tools and conveyances used in connection therewith*, kayo po ay aming iniimbitahan na dumalo sa gagawing pagdinig na gaganapin sa opisina ng DENR CENRO Brooke's Point sa **ika-02 ng Agosto 2022** sa ganap na **ika-10:00** ng umaga upang magbigay salaysay, magpaliwanag at maglahad ng kadahilanan kung bakit ang nasabing nahuling motorsiklo at kahoy ay hindi dapat kumpiskahin at gawing permanenteng pag-aari ng gobyerno. Kayo rin po ay pinapayuhan na magdala ng ano mang dokumento na inyong taglay para sa nasabing usapin. Ang hindi po ninyo pagdalo sa nasabing pagdinig ay mangangahulugan na inyo pong ipinapaubaya ang inyong karapatan na madinig ang inyong panig at ang mga ebidensya na nasa aming pangangalaga ay gagawin naming basehan upang kayo ay masampahan ng kaukulang kaso sa paglabag sa Section 77 ng PD 705 na sinusugan ng E.O 277.

Kami po ay lubos na umaasa na nabigyan kayo ng wasto at maayos na impormasyon/paanyaya.

Maraming salamat po.

Lubos na gumagalang,



CONRADO M. CORPUZ
CENRO



Republic of the Philippines
Department of Environment and Natural Resources
Region IV- MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Brooke's Point, Palawan

July 25, 2022

NOTICE OF HEARING

P/MAJ RAFFY C. ESPERIDA

Acting Chief of Police

Brooke's Point Municipal Police Station

Barangay Pangobilian, Brooke's Point, Palawan

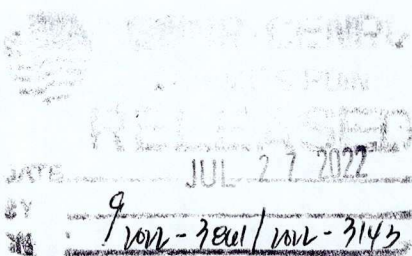
Sir:

This pertains to the apprehended of one (1) unit motorcycle Barako II without plate number (Chassis number BC 175H-B85306) with Top-down loaded with twenty-five (25) pieces Agas lumbers species (252 board feet) by the joint operation of Brooke's Point Municipal Police Station, Pal PPO PIU and PDEU last May 30, 2022 at Sitio Suring II, Barangay Pangobilian, Brooke's Point, Palawan.

Pursuant to Section 7 of DENR Administrative Order No. 97-32 Rules for Administrative Adjudication of illegal forest products and the machinery, equipment, tools and conveyances used in connection therewith, you are hereby requested to attend the administrative confiscation proceedings to be held at DENR CENRO Brooke's Point, Palawan on August 2, 2022 at ten o'clock in the morning (10:00 AM).

We trust that you are properly informed.

Thank you.



Very truly yours,

CONRADO M. CORPUZ
CENRO



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Brooke's Point, Palawan

July 25, 2022

MEMORANDUM

FOR : The Regional Executive Director
DENR MIMAROPA Region
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 : SPOT REPORT ON THE APPREHENSION OF ONE (1) UNIT
MOTORCYCLE BARAKO II WITH SIDECAR (TOPDOWN)
WITHOUT PLATE NUMBER AND TWENTY-FIVE (25)
PIECES OF AGAS LUMBER SPECIES AT SITIO SURING II,
BARANGAY PANGOBILIAN, BROOKE'S POINT,
PALAWAN

Respectfully submitting the spot report for the apprehension stated above with the following information/facts to wit:

WHAT : Apprehension of one (1) unit motorcycle Barako II (Chassis number BC 175H-B85306) with sidecar (Topdown) and twenty-five (25) pieces of Agas lumbers species with a total volume of 252 board feet

WHERE : Sitio Suring II, Barangay Pangobilian, Brooke's Point, Palawan

WHEN : May 30, 2022 at around 4:29 in the morning

WHO : Apprehended suspect Kris Apenio Masong, resident of
Barangay Imulnod, Brooke's Point,
Palawan

Apprehending PNP – Brooke's Point Municipal Police
Officers Station

M.Rodriguez St. Poblacion District I, Brooke's Point Palawan 5305
Mobile Phone: Globe: 0917-502-8961
Email: cenrobrookespoint@denr.gov.ph

WHY : Violation of Sec.77 of P.D. 705 as further amended otherwise known as Forestry Reform Code of the Philippines.

HOW : The members of Brooke's Point Municipal Police Station conducted law enforcement operations in response to the information received from the concern citizen that resulted to the apprehension of one (1) unit motorcycle Barako II (Black color with red) with sidecar attached (Topdown) with chassis number BC 175H-B85306 without plate number and twenty-five (25) pieces Agas lumber species with a total 252 board feet. The apprehended items were deposited at Brooke's Point Municipal Police Station under the custody of PCI Brynner S. Sobebe for temporary safekeeping.

E-FMS No.: 2022-175306-F65

Attached herewith is the supporting documents submitted by the apprehending team received by this office on July 4, 2022 for ready reference.

It is further informed that the result of administrative proceedings pursuant to DAO 97-32 will be submitted soonest.

For her information and record.

CONRADO M. CORPUZ

JUL 25 2022

2022-3861 / 2022-3143

Doc. Ref. No.: 2022-3861

Doc. Ref. No.: 2022-3143

Republic of the Philippines
Department of Environment and Natural Resources
CENRO BROOKE’S POINT
M. Rodriguez St. Poblacion District I, Brooke’s Point, Palawan

SEIZURE ORDER

CENRO Control No.: PPAL-CBPT-SO-2022G-0007
E-FMS No: 2022-175306-F65

Pursuant to the provision of P.D. 705 as amended by E.O. No. 277 and DENR Administrative Order No. 97-32 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 Grouping	Species	Pieces	Volume/Unit of Measurement	Estimated fair market Value	Impounding Area	Custodian
Lumber	Lumber	Sitio Suring II, Barangay Pangobili an, Brooke’s Point, Palawan		Agas	Twenty five (25)	252 bd. ft.	₱12,600.00	PNP Brooke’s Point Municipal Police Station Compound	PCpl Brynner S. Sobebe - Investigator

Minor Forest Products				
Kind	Unit of Measurement	No. of Units	Estimated Fair Market Value	Custodian
N/A				

Conveyance Involved					
Type	Make/ Model/ Year	Plate No.	Color/Markings	CR No.	OR No.
Motorcycle with sidecar (Topdown)	Barako II 175 4-stroke	Without Plate No.	Black with red		

Conveyance Involved (Additional Details)				
Engine No.	Chassis No.	Accessories	Estimated Fair Market Value	Custodian*
	BC 175H-B85306		Motorcycle = ₱65,000.00 Sidecar/topdown = ₱10,000.00	PCpl Brynner S. Sobebe – Investigator, PNP Brooke’s Point Municipal Police Station

*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
N/A						

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

Implements Involved				
Type	Quantity	Details	Custodian	Estimated Fair Market Value
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
Kris Apenio Masong	Bgy. Imulnod, Brooke’s Point, Palawan	Married	40	Driver/Owner of Lumbers	

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		
July 4, 2022, /1:30 PM	Palawan	Brooke’s Point	Poblacion, District I		CENRO Conrado M. Corpuz	PD 705 as amended (DAO 97-32)

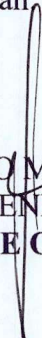
Examination Conducted by Seizure Officer:

Persons Examined	Date	Time	Place
Inspecting Officer			
FR Leandro F. Lapangan, Jr.	July 4, 2022	1:30 PM	DENR CENRO Brooke’s Point/ M. Rodriguez St., Poblacion District I, Brooke’s Point, Palawan

After thorough evaluation of the Supporting Documents submitted by the PNP Brooke’s Point Municipal Police Station dated July 4, 2022 including the Inspection Report of FR Leandro F. Lapangan, Jr. of Patrol Base II – Lada Station of CENRO Brooke’s Point, Palawan dated June 7, 2022 received June 10, 2022 re: Scaling of the Apprehended Lumbers of Agas Species and its enclosures and after examining personally the inspecting officer, it was determined that there is prima facie evidence that existing environmental laws and regulations have been violated and that the offenders are 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 4th day of July 2022 at DENR CENRO Brooke’s Point, Palawan.



CONRADO M. CORPUZ
CENRO
SEIZURE OFFICER



SEIZURE RECEIPT
No. PPAL-CBPT-SR-2022G-0007

The following apprehended items with Apprehension Receipt No. CENRO BP-2022-07-0007 are administrative seizure pursuant to Section 3 of DAO 97-32.

A. FOREST PRODUCTS

Species	No. of Pieces	Dimension	Volume (bd. ft./m ³)	Estimated Value
Agas Lumber	3	1 x 8 x 10	20	₱12,600.00
	4	1 x 8 x 9	24	
	16	2 x 6 x 12	192	
	1	2 x 7 x 10	6.67	
	1	4 x 4 x 7	9.33	
TOTAL	25		252 bd. ft	₱12,600.00

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

NAME	ADDRESS	NATURE OF PARTICIPATION
1. Kris Apenio Masong	Bgy. Imulnod, Brooke’s Point, Palawan	Driver/Owner of Lumber

B. CONVEYANCE

Name of Registration/Owner:	Kris Apenio Masong
Address:	Bgy. Imulnod, Brooke’s Point, Palawan
Type of Vehicle:	Motorcycle with sidecar (topdown) color black with red without plate number
Model:	Barako II 175 4-stroke
Engine/Motor Serial No.:	N/A
Chassis Serial No.:	BC 175H-B85306
Certificate of Registration No.:	N/A
Estimated Fair Market Value:	Motorcycle = ₱65,000.00 Sidecar/topdown = ₱10,000.00



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

Note: No equipment/tool and other implements were apprehended.

The items were apprehended by personnel of PNP Brooke's Point Municipal Police Station, Pal PPO PIU and PDEU at about 4:00 in the morning of May 30, 2022 during the conduct of a joint operation in response to the information received by PNP Brooke's Point MPS concerning the alleged violation of Section 77 (formerly Section 68) of PD 705 at Sitio Suring II, Barangay Pangobilian, Brooke's Point, Palawan.

The same items are under the custody of PCpl Brynner S. Sobebe - Investigator, PNP Brooke's Point Municipal Police Station. Further, these apprehended items are now deposited at Brooke's Point Municipal Police Station Compound for safekeeping.

That the undersigned hereby acknowledge that the above listed item(s) are now in ADMINISTRATIVE SEIZURE and that I, as authorized Seizing Officer, on my behalf, PCpl Brynner S. Sobebe – Investigator, PNP Brooke's Point Municipal Police Station, 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. PPAL-CBPT-SR-2022G-0007 this 4th day of July 2022 at DENR CENRO Brooke's Point, Palawan.

CONRADO M. CORPUZ
CENRO
Seizure Officer



Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
PALAWAN POLICE PROVINCIAL OFFICE
BROOKE'S POINT MUNICIPAL POLICE STATION
Brgy. Pangobilian, Brooke's Point, Palawan



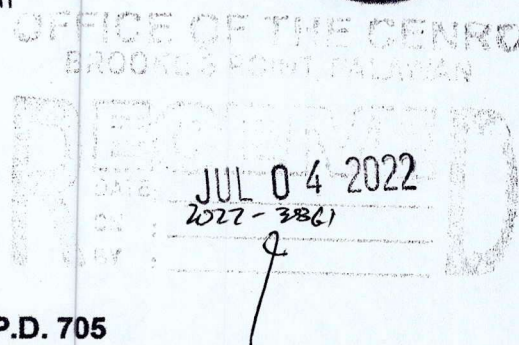
MEMORANDUM

FOR : Provincial Director
(Attn: C, PIDMU)

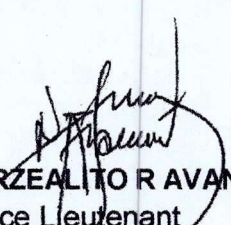
FROM : OIC/Deputy COP

SUBJECT : **Spot Report re Violation of Section 68 of P.D. 705**

DATE : May 30, 2022



1. What: Violation of Section 68 of P.D. 705
2. Where: Sitio Suring II, Barangay Pangobilian, Brooke's Point, Palawan.
3. When: May 30, 2022, 2022 at about 4:29 AM return to the station at about 5:18 AM.
4. Who: **Kris Apenio Masong**, male, 40 years old, married, farmer and a residents of Barangay Imulnod, Brooke's Point, Palawan.
5. How/Why: At about 4:00 AM on May 30, 2022 information was received from a confidential informant on an alleged violation of Sec.68 of P.D. 705 at Sitio Suring II Barangay Pangobilian, Brooke's Point, Palawan. Immediately a joint operation was conducted by this station together with the personnel of Pal PPO PIU and PDEU. Upon approaching the Barangay Road near the compound of the Olbinado family, they saw a top-down, loaded with fresh-cut lumbers. Upon seeing the operating team the driver tried to escape but the operating team able to held the suspect and asked for the pertinent document but failed to present the same. Suspect identified as Kris Apenio Masong, male, 40 years old, married, farmer and resident of Brgy. Imulnod, Brooke's Point, Palawan. The operating team returned to the station at about 5:18 AM of this date together with the confiscated evidence to wit; One (top-down) Barako II 175 4-stroke, color black with red with chassis number BC 175H-B85396, no plate no attached, and 25 pcs assorted fresh-cut sawn lumbers (alleged Aga's tree". IOC requested assistance from DENR for proper measurement of the confiscated lumbers. A case for the violation of Sec. 68 of the P.D. 705 was prepared against the suspect. IOC PCpl Sobebe, CP no. 09675175308.
7. Progress Report to follow


NORZEALITO R AVANCEÑA
Police Lieutenant

MAY 30, 2022

CERTIFICATION

THIS IS TO CERTIFY THAT THE FOLLOWING ITEMS LISTED HEREUNDER WERE SEIZED/CONFISCATED DURING THE OPERATION CONDUCTED AGAINST ILLEGAL LOGGING ON MAY 30, 2022 AT ABOUT 4:29¹⁵ AM AT SITIO SURING II, BARANGAY PANGOBILIAN, BROOKE'S POINT, PALAWAN TO WIT;

1. TWENTY-FIVE (25) PIECES OF FRESH-CUT SAWN LUMBERS.
2. ONE (1) TOP-DOWN BARAKO II 175 1-STROKE, COLOR BLACK WITH RED, WITH CHASSIS NUMBER BC 175H-B85396, NO PLATE NUMBER ATTACHED.

SAID CONFISCATED ITEMS WERE ALLEGEDLY OWNED BY KRIS APENIO MASON OF BARANGAY IMULNOD, BROOKE'S POINT.

FAT CLIFORD JOHN Q. LAPDRE
SEIZING OFFICER

PHOTOS OF THE EVIDENCE AND THE SUSPECT



PHOTOGRAPH BY: PCPL Brynner Sobebe

[illegible]

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Republic of the Philippines
Department of Justice
National Prosecution Service
OFFICE OF THE PROVINCIAL PROSECUTOR-PALAWAN
Puerto Princesa City, Palawan

PROVINCIAL PROSECUTION OFFICE
PALAWAN
RECEIVED
JUN 22 2022

To be accomplished by the Officer

TIME: _____
BY: _____

DATE RECEIVED	DOCKET NUMBER
Time Received _____	IV-08-INV
Receiving Staff _____ (stamped and initialed)	ASSIGNED TO _____
	DATE ASSIGNED _____

To be accomplished by the complainant/counsel/law enforcer (use back portion or additional forms, if necessary)

COMPLAINANT INFORMATION (Impormasyon ng Nagreklamo)

*Last Name (Apelyido): SOBEBE		*Middle Name (Gitnangpangalan): SARUSAD	
*First Name (Unangpangalan): BRYNNER		*Alias (Alyas):	
*Date of Birth (Kapanganakan): OCTOBER 15, 1986	*Age (Edad): 35 Y/O	Corporation or Company being represented: PHILIPPINE NATIONAL POLICE	
*Sex (Kasarian): <input checked="" type="checkbox"/> Male/Lalaki <input type="checkbox"/> Female/Babae		*Citizenship (Pagkamamamayan): If foreigner indicate Passport or ACR No.: _____	
*Civil Status: <input checked="" type="checkbox"/> married <input type="checkbox"/> single <input type="checkbox"/> others (Pls. Specify): _____		Occupation (Trabaho): <input type="checkbox"/> private <input checked="" type="checkbox"/> government <input type="checkbox"/> others (Pls. Specify): _____	
*Present Address (Kasalukuyang Tirahan): BATARAZA, PALAWAN		Profession (Propesyon): POLICE OFFICER	
*Telephone/Mobile Number (Telepono): 09575175208		*Permanent Address (Permanenteng Tirahan): BATARAZA, PALAWAN	
*E-mail Address:			
Other Information: <input type="checkbox"/> Person with Disability/May Kapansanan Religion/Relihiyon: Roman Catholic <input type="checkbox"/> Senior Citizen/Nakakatandang Mamamayan Others (Pls. Specify): _____ <input type="checkbox"/> Ethnic Affiliation/Tribo (Pls. Specify): _____			
*Name of Legal Counsel/s (Abogado):		*Email Address:	

RESPONDENT INFORMATION (Impormasyon ng Nireklamo)

*Name (last name, first name, middle name):	*Address:	*Contact No:	*Email Address:
Kriz Apenio Masong	Brgy. Imulnod, Brooke's Point, Pala		

FOR CENRO BROOKES POINT

*Offense (Krimen): VIOLATION OF Sec. 68 of P.D. 711	*Counts (Bilang Ng Kaso): 1
*Date and Time (Petsa at oras ng pangyayari): May 30, 2022 at about 4:29 AM	*Place (Lugar ng pinangyarihan): Sitio Suring II, Brgy. Pangobilian Brooke's Point, Palawan

WITNESSES(Saksi)

*Name (last name, first name, middle name):	*Address:	*Contact No:	*Email Address:
Patrolman Clifford John Q Lapore	Brooke's Point MPS		

NAME(Pangalan ng Evidensiya)	DESCRIPTION(Desripsyon)
Documents and Evidences Submitted: Malayang Sinumpaang Salaysay ni Patrolman Clifford John Q. Lapore, Spot R Certification of the Seizing Officer, Request Letter to CENRO Brooke's Point, Palawan, Temporary Custody Receipt of Apprehended Forest Product(s) or i of Evidence, Certification from CENRO, Brooke's Point, Photograph of Blotter Record, Photographs...	<u>TIMBER, BLOTTER, SUSPECT, MOTORCYCLE.</u>

1. Has a similar complaint been filed before any other office?

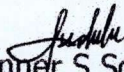
☐ Yes
 ☒ No
2. Is this complaint in the nature of a counter-charge?
 If yes, indicate details.

☐ Yes
 ☒ No
3. Is this complaint related to another case filed before this Office?
 If yes, indicate details.

☐ Yes
 ☒ No

CERTIFICATION*

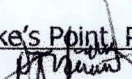
I CERTIFY, under oath, that all information in this sheet are true and correct to the best of my knowledge and belief, that I have not commenced any action or file any claim involving the same issues in any court, tribunal, or quasi-judicial agency, and if I should thereafter learn that a similar action has been filed and/or pending, I shall report that fact to this Honorable Office within five (5) days from knowledge thereof.



PCpl Brynner S Sobebe
 (Signature over printed name)

☒Complainant
 ☐Counsel
 ☐Law Enforcer

SUBSCRIBED AND SWORN TO before me this 14th day of June 2022 in Brooke's Point, Palawan.



PLT NORZEALITO R AVANCEÑA
 (Prosecutor Administering Oath)

*1,2,3 & Certification need not be accomplished for Inquest cases

MALAYANG SINUMPAA MALAYANG SALAYSAY NI PA CLIFORD JOHN Q LAPORE NA IBINIGAY SA PAGSISIYASAT NI PCPL BRYNNER S SOBEBE NGAYONG IKA-30 NG MAYO 2022 SA GANAP NA IKA-5:30 NG UMAGA DITO SA HIMPILAN NG PULISYA NG BROOKE'S POINT MPS.

PASUBALI: Ang nagsalaysay ay sinabihan, pinaliwanagan at naintindihan niya ang kanilang mga karapatan alinsunod sa itinadhana ng umiiral na bagong Saligang Batas.

TANONG 1: Ano ang iyong pangalan, edad at iba pang bagay na maaaring mapagkakilanlan ng iyong tunay na pagkatao?

SAGOT 1: Ako po si Patrolman Clifford John Lapore, nasa hustong gulang, kawani ng Brooke's Point MPS na nakabase sa Brooke's Point, Palawan.

TANONG 2: Ano naman ang dahilan at kayo ay nagbibigay ng iyong malaya at kusang loob na salaysay?

SAGOT 2: Dahil gusto ko po magbigay ng malayang salaysay laban kay Kris Apenio Masong, nasa hustong gulang, at nakatira sa Barangay Imulnod, Brooke's Point, Palawan dahil sa pagbibiyahe/pagdadala ng mga iligal na pinutol na kahoy (timber) may iksaktong bilang na dalawampu't limang (25) pirasong bagong tis-tis na kahoy na may ibat-ibang sukat ng walang kaukulang permiso or permit galing sa DENR Brooke's Point na ito ay kaniyang sinakay sa isang top down.

TANONG 3: Kailan at saan nangyari ang naturang insidente?

SAGOT 3: Noong Mayo 30, 2022 oras humigit kumulang 4:29 ng madaling araw doon sa Sitio Suring II, Brgy. Pangobilian, Brooke's Point, Palawan.

TANONG 4: Sa ikalilinaw ng pagsisiyasat na ito, maaari mo bang isalaysay o sabihin ang buong pangyayari kung natatandaan mo pa?

SAGOT 4: Ganito po iyon, noong Mayo 30, 2022 oras humigit kumulang alas kwatro (4:00AM) ng madaling araw ay nakatanggap ng tawag ang aming opisina mula sa isang impormante kung saan ayon sa kanya ay may nagbibiyahe ng kahoy na pinaghihinalaan niya na walang kaukulang papel at permiso sa awtoridad. Kaya agad na tinawagan ng aming OIC ang mga tauhan ng PIU Palawan PPO sa pangunguna ni PCMS Ruzel Briones at ilang tauhan naman ng PDEU Palawan PPO na ayon sa kanya ay kasalukuyang naririto sila sa Brooke's Point naka talaga at kanyang itong inutusan upang compirmahin ang nasabing impormasyon.

TANONG 5: Pagkatapos ano ang sumunod na pangyayari?

SAGOT 5: Na, noong Mayo 30, 2022 oras humigit kumulang 4:20 ng madaling araw ay nakatanggap ang aming opisina ng tawag mula kay PSSg Rodney Sagala na may naharang/napara sila na isang lalaki sakay ng isang top down lulan ang mga bagong putol o bagong tis-tis na kahoy doon sa Sitio Suring Brgy. Pangobilian, Brooke's Point, Palawan. Agad naman kami ipinatawag ng aming Officer In-Charge (IOC) na si **Police Lieutenant Norzealito R Avanceña** at inatasan na isa ako sa sasama sa magrerespnde sa nasabing tawag ni PSSG Sagala.

TANONG 6: Pagkatapos ano ang sumunod na pangyayari?

SAGOT 6: Na, agad kaming tumungo sa nasabing lugar kasama ko sina PSSg Elmo Caabay at si PCpl Brynner S Sobebe na aming imbestigador at pagdating namin doon ay nakita namin sina PCMS Ruzel Briones, at PCpl Marcel Felix ng PIU at PSSG Rodney Sagala ng PDEU. Doon ay nakita namin ang isang lalaki na nakasakay pa sa kanyang topdown lulan ang mga bagong tistis na kahoy. Tinanong ng aming imbestigador ang nasabing lalaki kung may permit o permiso siya sa pagdadala ng mga kahoy ngunit wala itong maipakita. Nagpakilala naman ang lalaki na siya si Kris Apenio Masong naninirahan sa Barangay Imulnod, Brooke's Point, Palawan at doon ay isinailalim ko na ito sa pag-aresto dahil sa paglabag sa Sec. 68 ng PD 705 at ipinaliwanag ko ang kanyang mga karapatan sa ilalim ng umiiral na bagong saligang batas ng Pilipinas (Miranda Doctrine) at anti torture law.

TANONG 7: Pagkatapos ano ang sumunod na pangyayari?

SAGOT 7: Na, tuluyan nang kinumpiska ang mga nasabing kahoy na walang kaukulang papel/dokumento at ang isang topdown na kanyang pinagsakyan nito. Dahil maaring kami ay mapahamak at ma kompromiso ang aming kaligtasan sa nasabing lugar lalo na ay madilim pa kaya agad kaming nag desisyon na sa aming opisina na lamang gawin ang pag-iimbentaryo ng mga nasabat na bagong tis-tis na kahoy na may ibat-ibang sukat.

TANONG 8: Pagtapos ano ang sumunod na pangyayari?

SAGOT 8: Na, pagdating namin sa aming istasyon ay agad akong nagsagawa ng pag-iimbentaryo ng mga nakumpiska namin ebidensiya kay Kris Apenio Masong at pagkatapos ko itong ma-imbentaryo ay aking binigay ang isang sertifikasyon ng mga nahuli at kinumpiska namin na mga ibedensya sa aming imbestigator.

TANONG 9: Pagkatapos ano ang sumunod na pangyayari?

SAGOT 9: Dahil sa kasalukuyan ay wala pang inisyu ang PNP sa aming Istasyon na Body Worn Camera (BWC) at wala na rin kaming oras upang mag sulat sa korte ng Request for Ex Parte dahil biglaan ang operasyon kaya hindi na namin kinunan ng bidyo ang pag-aresto sa suspek at iba pang pagdokumento sa nasabing operasyon.


TANONG 10: Pansamantala, wala na akong nais pang itanong sa inyo, mayroon pa ba kayong nais idagdag o ibawas sa salaysay ninyong eto?

SAGOT 10: Wala na po at kung meron man ay sa hukuman nalang po namin ito sasabihin.


TANONG 11: Pipirmahan mo ba ang salaysay na ito na ikaw ay hindi pinilit, tinakot, sinuhulan o pinangakuan ng anumang bagay bagkus ay kusa sa iyong kalooban?

SAGOT 11: Opo.

WAKAS NG SALAYSAY


Pat Clifford John Q Lapore
May Salaysay

SUBSCRIBED AND SWORN to before me this 30TH day of May 2022 at Brooke's Point, Palawan. Further certifies that I personally examined herein affiant and I am satisfied that he freely and voluntarily executed his affidavit and fully understood the contents therein.


NORZEALITO AVANCEÑA
Police Lieutenant
Administering Officer



June 13, 2022

PMAJ RAFFY C. ESPERIDA

Chief of Police

PNP Brooke's Point

Municipal Police Station

Sir:

Environmental greetings!

This pertains to the letter dated May 30, 2022 of Police Corporal Brynner S. Sobebe requesting for personnel of this Office to conduct scaling, inventory and identification of the lumbers apprehended at Sitio Suring II, Barangay Pangobilian, Brooke's Point, Palawan during the joint operation of PNP Brooke's Point Municipal Police Station and personnel of Pal PPO PIU and PDEU.

In line with this, it is informed that on June 2, 2022 this Office conducted inspection of the apprehended items at PNP Brooke's Point Municipal Police Station located at Barangay Pangobilian, Brooke's Point, Palawan. Accordingly, forwarded herewith is the copy of the Inspection/Scaling Report for your record and reference.

Further, please be advised to furnish this Office original copy of the Spot Report/Police Blotter, Apprehension Receipt, Temporary Custody Receipt, Affidavit and other necessary documents as basis of this Office for the preparation of the requested Recapitulation and for us to proceed with the Administrative Adjudication Proceedings. Likewise, kindly furnish us copy of the Criminal Complaint to be filed by your Office against the identified perpetrator for record purposes.

We trust that you have been properly informed.

Thank you very much.

Sincerely yours,

JUN 13 2022

3143

CONRADO M. CORPUZ
CENRO

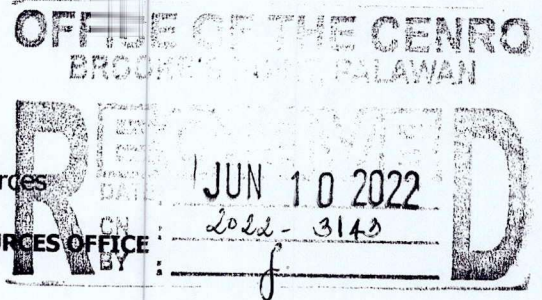
M. Rodriguez St. Poblacion District I, Brooke's Point Palawan 5305

Mobile Phone: Globe: 0917-502-8961

Email: cenrobrookespoint@denr.gov.ph



Republic of the Philippines
Department of Environment and Natural Resources
Region IV- MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Brooke's Point, Palawan



June 7, 2022

MEMORANDUM

FOR : The Community Environment and
Natural Resources Officer

FROM : FR Leandro F. Lapangan Jr.

SUBJECT : INSPECTION REPORT RE: SCALING/MEASURE THE SIZE OF
CONFISCATED/APPREHENDED LUMBER SPECIES OF AGAS WITHIN
THE PNP-STATION LOCATED AT BRGY. PANGOBILIAN, BROOKE'S
POINT, PALAWAN.

Hereunder are the information and details of the inspection conducted by the undersigned personnel.

1. Inspection/Scaling

- a. Date : June 2, 2022
- b. Time : 10:00 AM
- c. Place : Brgy. Pangobilian, Brooke's Point, Palawan.

2. Reference

Document reference No: 2022-3143 regarding the request letter of Police Corporal Investigator PCI Brynner S. Sobebe dated May 30, 2022 received by this office dated May 30, 2022 to conduct scaling/measure, inventory and identification of the lumber apprehended/ confiscated during the join operation of PNP-station together the personnel of Pal PPO PIU PDEU of Brooke's Point on May 30, 2022 at Sitio Suring II, Barangay Pangobilian, Brooke's Point Palawan.

3. Description of the items apprehended

- a. Lumber - Agas with the total 252 bdft with estimated market value = P12,600 (*please see attached the tally sheet of the sawn lumber species of Agas*)

M.Rodriguez St. Poblacion District I, Brooke's Point Palawan 5305
Mobile Phone: Globe: 0945-257-1402; Smart: 0912-429-0856
Email/Gmail: cenro_brkspt@yahoo.com; cenrobrkspt@gmail.com

- b. Conveyance - One (1) unit motorcycle Barako II black in color with red With a sidecar attached (top down) chassis No. BC 175H-B85306 without Plate Number the
 - Estimated market value ₱ 65,000.00 (Motorcycle)
 - Estimated market value =₱ 10,000.00 (top down)
 - c.
4. Safekeeping of apprehended items
- a. Custodian : Apprehending Officers of PCI Brynner S. Sobebe PNP-station
 - b. Place / location : Barangay Pangobilian, Palawan.
5. Attachments
- a. Tally/inventory sheet
 - b. Geotagged/ Pictures
6. Recommendation:
- a. The apprehending team recommends that a legal action be applied for the perpetrator corresponding to the offense committed.
 - b. The items apprehended should be subjected for administrative confiscation proceedings for forfeiture and disposition.

For his Information and further instruction


LEANDRO F. IAPANGAN JR.
Forest Ranger

M. Rodriguez St. Poblacion District I, Brooke's Point Palawan 5305
Mobile Phone: Globe: 0945-257-1402; Smart: 0912-429-0856
Email/Gmail: cenro_brkspt@yahoo.com; cenrobrkspt@gmail.com



The above geo-tagged photos is taken during the actual inspection/ verification and scaling of the sawn lumber species of Agas conducted dated June 2, 2022 at PNP- station located at Brgy. Pangoblian, Brooke's Point, Palawan

Prepared By:

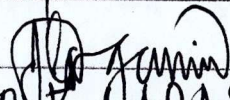
LEANDRO F. LAPANGAN JR.

M.Rodriguez St. Poblacion District I, Brooke's Point Palawan 5305
 Mobile Phone: Globe: 0945-257-1402; Smart: 0912-429-0856
 Email/Gmail: cenro_brkspt@yahoo.com; cenrobrkspt@gmail.com

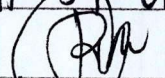
Tally sheet of apprehended Agas lumber as per
request of Police Corporal Brynner S. Sobebe at
PNP - Brooke's Point station.

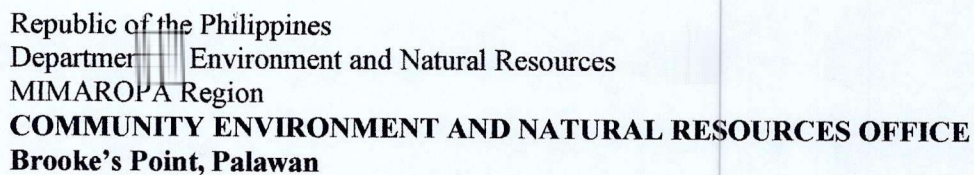
No. of pieces	Species	Dimension	Bd. ft.
3	Agas	1x8x10	20
4	Agas	1x8x9	24
16	Agas	2x6x12	192
1	Agas	2x7x10	6.67
1	Agas	4x4x7	9.33
<u>25</u>			<u>252</u>

Inspected / Scaled by:


LEANDRO P. DAPANGAN JR.
Forest Ranger

Attested by:


REYNALDO V. PALSO
Forest Technician I



I, the undersigned PCPL BERNARDO GONZALEZ of DNP - Brooke's Point (Government Office) situated in Sitio Barangay of Pangobillian Municipality of Brooke's Point Province of Palawan do hereby acknowledge to have received from Leandro F. Lapangan Jr., forest Officer of DENR, the following described items apprehended in Sitio Suring II, Barangay of Pangobillian, Municipality of Brooke's Point, Province of Palawan.

[illegible]

Kind/Make/ Plate Number	Certificate of Registration	Engine and Chassis No.	Remarks (accessories, appearance, etc)	Owner Address
one (1) MC Barakoll 175 color black w/ red w/out plate no.		BO175H- B95306		

PCPL BRYNMAWR *Jordan*
Custodian
INVESTIGATION
Designation

PAT CLIFFORD JOHN Q LAPORTE BROCKE'S POINT MPS
Signature Over Printed Name Office

Position

LEONALDO A. TUPAS CETIRO-Brookes Point Forest Ranger
Signature Over Printed Name Office Position

Position

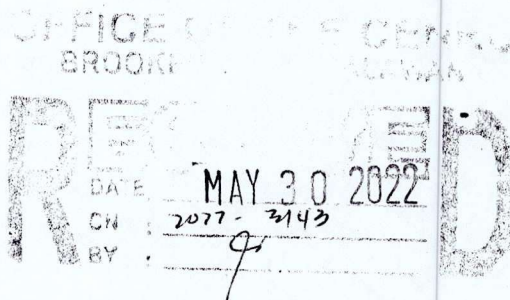


Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
PALAWAN POLICE PROVINCIAL OFFICE
BROOKE'S POINT MUNICIPAL POLICE STATION
Brgy. Pangobilian, Brooke's Point, Palawan



May 30, 2022,

The Chief CENRO
Brooke's Point, Palawan




Sir,

This pertains to the joint operation conducted by the personnel of Brooke's Point Municipal Police Station together with Pal PPO PIU and PDEU for violation of section 68 of P.D. 705 on May 30, 2022, at Sitio Suring II, Barangay. Pangobilian, Brooke's Point, Palawan which resulted in the confiscation of fresh sawn lumbers, one (1) unit motorcycle Barako II 175 4-stroke Kawasaki, black in color with red, chassis no. BC 175H-B85306, with a sidecar attached (topdown), without plate number attached.

In view hereof, may we request your personnel's availability to measure the seized/ confiscated lumbers and recapitulation of the said confiscated for appropriate filing of the case against the suspect.

Your positive response to this request is highly appreciated.

Thank you.


Brynner S Sobebe
Police Corporal
Investigator