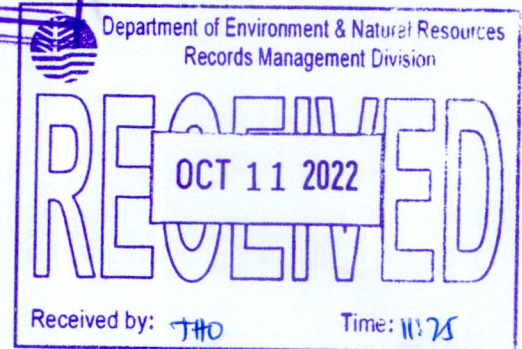


October 11, 2022

MA. ANTONIA YULO-LOYZAGA
DENR SECRETARY
VISAYAS AVENUE, DILIMAN, QUEZON CITY,
METRO MANILA

THRU: LORMELYN E. CLUDIO
REGIONAL EXECUTIVE DIRECTOR
DENR MIMAROPA REGION
1515 L&S Building, Roxas Boulevard,
Ermita, Manila, Metro Manila



Madame:

Greetings!

I am writing again as attorney-in-fact of Marissa Cruz-Morales, in connection with our letter complaint dated October 6, 2022 against Rio Tuba Nickel Mining Corporation (RTNMC).

We would like to inform you that we already wrote a letter to the Anti-Red Tape Authority through Mr. Ernesto Perez, Officer-in-Charge, Office of the Director General, due to the inaction of the local officers of DENR in Palawan to our letters seeking their assistance to intervene or stop the developments of RTNMC, which includes mine tailing ponds, golf course and ice plant, within seven properties of Nieves Cruz in Rio Tuba, Bataraza, Palawan, covering an area of more or less 60 hectares.

We have sent several letters to DENR since 2019, unfortunately, the same were not acted upon, hence, we were constrained to seek the assistance of the Anti-Red Tape Authority to facilitate the expeditious processing of our complaint.

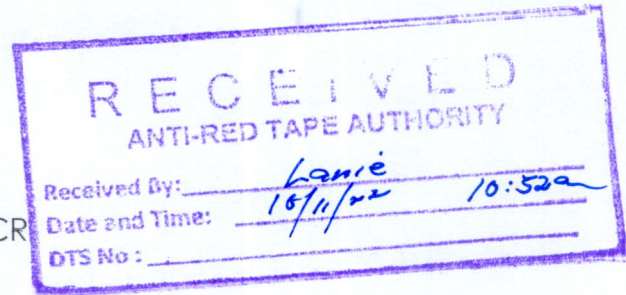
We would appreciate any assistance you can extend to address our concern and that you can give this matter preferable attention. You may update us of the actions taken thereon through my email address: agorgenara66@mail.com.

Very respectfully yours,

Florencia Palanca
FLORENCITA PALANCA
Attorney-in-fact of
Marissa Cruz Morales

October 10, 2022

ERNESTO PEREZ
Officer in charge (OIC)
ANTI RED TAPE AUTHORITY (ARTA)
OFFICE OF THE DIRECTOR GENERAL
4TH and 5th NFA Building,
NFA Compound, Visayas Avenue
Diliman, Quezon City, Metro Manila, NCR



Dear Sir Perez,

I am writing as attorney-in-fact of Marissa Cruz-Morales, to file a complaint against the local officers of DENR in Palawan due to their lack of action regarding our complaint against Rio Tuba Nickel Mining Corporation (RTNMC).

My principal is the sole heir of Nieves Cruz who is the claimant/owner of the adjoining parcels of land adjacent to the mining area of RTNMC in Rio Tuba, Bataraza, Palawan. We sought the intervention of DENR to conduct a formal investigation against RTNMC because sometime in 2019 we discovered that the latter has encroached, intruded and occupied the following properties of Nieves Cruz which we believed are outside their permit area, to wit:

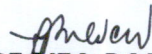
1. Lot No, 4734, CAD-795-D identical to Lot No. 1624, PLS-13, with an area of 99, 733 square meters, covered by Tax Declaration No. 18-05-013-3620, Property Identification No. 066-05-013-07-003;
2. Lot No, 4735, CAD-795-D identical to Lot No. 1625, PLS-13, with an area of 99, 733 square meters, covered by Tax Declaration No. 18-05-013-3621, Property Identification No. 066-05-013-07-008;
3. Lot No, 4736, CAD-795-D identical to Lot No. 1626, PLS-13, with an area of 99, 733 square meters, covered by Tax Declaration No. 18-05-013-3622, Property Identification No. 066-05-013-07-007;
4. Lot No, 4737, CAD-795-D identical to Lot No. 1627, PLS-13, with an area of 99, 736 square meters, covered by Tax Declaration No. 18-05-013-3623, Property Identification No. 066-05-013-07-009;
5. Lot No, 4739, CAD-795-D identical to Lot No. 1629, PLS-13, with an area of 99, 736 square meters, covered by Tax Declaration No. 18-05-013-3618, Property Identification No. 066-05-013-11-004;
6. Lot No, 4740, CAD-795-D identical to Lot No. 1630, PLS-13, with an area of 99, 736 square meters, covered by Tax Declaration No. 18-05-013-3619, Property Identification No. 066-05-013-11-005;
7. Lot No, 4748, CAD-795-D identical to Lot No. 1628, PLS-13, with an area of 99, 736 square meters, covered by Tax Declaration No. 18-05-013-3617, Property Identification No. 066-05-013-11-001;

We believe that the mining concession granted to RTNMC clearly delineate the metes and bounds of its concession area and going beyond that area is a clear violation of the conditions of their concession as well as its ECC and SEP clearance. Thus, we sent several letters to DENR to seek their intervention, especially for the cancellation of any tenurial permit or ECC issued to RTNMC on any project that falls into the land of Ms. Nieves Cruz. Unfortunately, the same were not acted upon, hence, we were constrained to seek assistance from your good Office to compel DENR to act on our letter-complaint.

In view thereof, we pray that DENR be ordered to expeditiously act on our complaint and arranged a dialogue or conference with RTNMC to settle this issue.

Thank you very much! We would highly appreciate your prompt action on this matter. You may update us of the actions taken thereon through my email address: agorgenara66@mail.com.

Respectfully,


FLORECITA PALANCA
Attorney-in-fact of
Marissa Cruz Morales