



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

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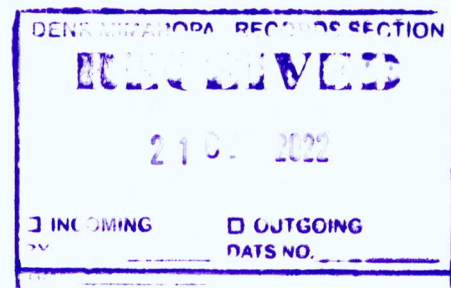
October 18, 2022

MEMORANDUM

FOR : The Regional Executive Director
MIMAROPA Region

FROM : The In-Charge, Office of the PENRO
Oriental Mindoro

SUBJECT : **SUBMISSION OF RESULT OF THE ADMINISTRATIVE
ADJUDICATION HEARING OF FORTY-EIGHT (48) PIECES
GMELENA LUMBERS AND ONE (1) UNIT STIHL CHAINSAW
APPREHENDED IN BRGY. BATONG DALIG, SOCORRO,
ORIENTAL MINDORO**



Forwarded is a Memorandum from CENRO Socorro with enclosed pertinent documents relative to the above subject, such as:

1. Summary of Administrative Proceedings;
2. Minutes of the Administrative Hearing;
3. Attendance Sheets;
4. Notices of Administrative Hearing;
5. Spot Report;
6. Tally Sheet;
7. Geo-tagged Photos;
8. Apprehension Receipt;
9. Seizure Order;
10. Seizure Receipt;
11. Pertinent documents from PNP Socorro relative to the aforesaid case; and,
12. Other pertinent documents.

Please be informed that a complaint was filed by the PNP Socorro with Docket No. IV-07a-INQ-22H-00184 against the identified offender for violation of Section 77 of P.D. 705 as amended. Likewise, apprehended items were under the custody of CENRO Socorro for safekeeping.

Further, this Office concurs with the recommendation of CENRO Socorro that the apprehended items be confiscated in favor of the government to be disposed of in accordance with existing forestry laws, rules and regulations.

For further instructions.

ALMA E. GIBE

PENRO Tracking No.: 2210000424
PN: TSD/MES/Rick

Ilang-ilang St., Sitio II, Suqui, Calapan City, Oriental Mindoro
DENR Contact Nos. (043) 288-3017, tel. fax. 288-3006



DENRPENR02210000069



October 14, 2022

MEMORANDUM

FOR : The Regional Executive Director
1515 & S Bldg. Roxas Boulevard, Ermita, Manila

THRU : The PENR Officer
Calapan City, Oriental Mindoro

FROM : The CENR Officer

SUBJECT : **SUBMISSION OF RESULT OF THE ADMINISTRATIVE ADJUDICATION HEARING OF FORTY-EIGHT (48) PIECES OF GMELINA LUMBERS AND ONE (1) UNIT OF STIHL CHAINSAW APPREHENDED AT BARANGAY BATONG DALIG, SOCORRO, ORIENTAL MINDORO**

DENR-MIMAROPA REGION	
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE	
ORIENTAL MINDORO	
PENR TRACKING NO.	
RECEIVED BY:	<i>[Signature]</i>
DATE:	OCT 18 2022
TIME:	

Respectfully submitting the following documents necessary in the evaluation of the abovementioned instant case.

Summary of Administrative proceedings

Attachments:

- Annex 1 - Notices of hearing
- Attendance sheet
- Annex 2 - Minutes of Administrative Adjudication Proceeding for the Apprehending Officer
- Sinumpaang Salaysay ng pagrereklamo
- Pinagsamang sinumpaang salaysay
- Annex 3 - Apprehension receipt
- Annex 4 - Seizure Order
- Seizure receipt
- Spot report
- Geo-tagged photos
- Scale/Tally sheet
- Annex 5 - Information filed by Associate Provincial Prosecutor, Enrique D. San Miguel, Jr.
- Letter to the undersigned
- Acknowledgement receipt
- Letter to PMaj, Arman G. Rubio
- Chain of Custody
- Certification signed by PMaj, Arman G. Rubio
- Order of Release issued by Presiding Judge, Harry D. Jaminola
- Turned-over of custody
- Spot report on Violation of PD 705 of PMaj, Arman G. Rubio

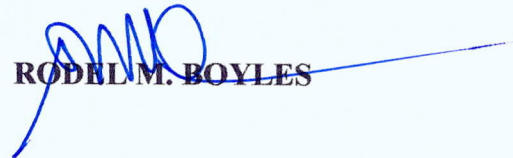


Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources Office

- Letter address to the Provincial Prosecution Office
- Resolution issued by Associate Provincial Prosecutor, Enrique D. San Miguel, Jr.
- Investigation data form with NPS Docket No. IV-07a-INQ-22H-00184
- Investigation data form with NPS Docket No. IV-07a-INQ-22H-00185
- PNP Arrest and Booking Sheet
- Booking mug shots
- Letter to Brgy. Captain, Hipolito V. Manibo
- Annex 6 - Administrative Adjudication Proceedings for Mr. Landicho
- Transfer Certificate of Title
- Annex 7 - Administrative Adjudication Proceedings for Mr. Gonzales, pagpapatunay attested by Brgy. Captain, Hipolito V. Manibo and Certificate of Registration in the name of Pablito H. Gonzales
- Administrative Adjudication Proceedings for Mr. Leuterio and Mr. Enriquez.

Citing the results of the conducted Administrative Adjudication hearing, this office respectfully recommends to confiscate the **Forty-eight (48) pieces of Gmelina lumbers having an equivalent volume of Two Hundred Twenty Eight (228) Board feet and One (1) unit Chainsaw** in favor of the Government of the Philippines and such be disposed of in accordance with the existing laws and procedures.

For final evaluation of the case and further instruction, if any.


RODEL M. BOYLES



**SUBJECT : SUMMARY OF HEARING
WITH RECOMMENDATION
ON FORTY-EIGHT (48) PIECES
OF Gmelina LUMBERS AND
ONE (1) UNIT OF STIHL
CHAINSAW APPREHENDED
AT BARANGAY BATONG
DALIG, SOCORRO, ORIENTAL
MINDORO**

AAP No.: 2022-__

X-----X

ANTECEDENT FACTS

In compliance with the provisions of DENR Administrative Order No. 97-32 [DAO 97-32], an **Administrative Adjudication Proceeding** was commenced relative to the above-cited subject and the corresponding **Summary Confiscation Hearings** were scheduled by the undersigned hearing officer on **22 September 2022** and **27 September 2022** at DENR-CENRO Socorro, Barangay Pasi II, Socorro, Oriental Mindoro.¹

The apprehending officer in this proceeding is **PCPL Christian C. Asi** of Socorro Municipal Police Station (Socorro MPS) while the respondents are **Pablito H. Gonzales, Dennis DL. Leuterio, Enrique M. Enriques, and Honorio A. Landicho**, all residents of Socorro, Oriental Mindoro. The narration below and corresponding recommendation of the hearing officer are based on the material and relevant pieces of evidence gathered from them.

Version of the Apprehending Officer

On 25 August 2022 at around 2:00 o'clock in the afternoon, apprehending officer received an information from duly trusted member of Barangay Intelligence Network (BIN) of Barangay Batong Dalig, Socorro that there is an on-going illegal cutting of trees in Sitio Silangan.

At around 3:10 in the afternoon, apprehending officer arrived in the area and saw respondents in *flagrante delicto* cutting trees using a chainsaw. The respondents failed to provide for the required permits hence, they were arrested.²

Based on the Apprehension Receipt, the forest products and equipment involved are as follows:³

XXX

¹ Copies of the Abiso ng Pagdinig addressed to the concerned individuals and the Attendance Sheets are hereto collectively attached as **Annex "1"**.

² Copy of the Apprehending Officer's Sinumpaang Salaysay ng Pagrereklamo is hereto attached as **Annex "2"**.

³ Copy of the said Apprehension Receipt is hereto attached as **Annex "3"**.



MAJOR FOREST PRODUCTS									
Kind	Item	Source/ Origin of Forest Products	Species Grouping	Species	Pieces	Volume/ Unit of Measurement	Estimated Value	Impounding Area	Custodian
Lumber		Brgy. Batong Dalig, Socorro		Gmelino	48	228 bdft	P10,260.00	DENR CENRO Socorro	

XXX

EQUIPMENT INVOLVED			
Type	Quantity	Details	Custodian
Chainsaw (Stihl)	1	186732608	CENRO Socorro

XXX

To officially take custody of the aforementioned, a Seizure Order was issued by the undersigned hearing officer / seizure officer on 29 August 2022 and Seizure Receipt No. 2022-15 was issued on 20 August 2022 with specifications, to wit:⁴

XXX

A. FOREST PRODUCTS

SPECIES	DIMENSION			PIECES	VOLUME (BOARD FEET)	ESTIMATED VALUE
	THICK (INCH)	WIDTH (INCH)	LENGTH (FEET)			
GMELINA	4	4	10	2	26.67	14,250.00
GMELINA	2	4	12	10	80	1,466.50
GMELINA	2	3	12	3	18	5,000.00
GMELINA	2	2	10	25	83.33	833.50
GMELINA	2	2	12	2	8	400.00
GMELINA	2	2	6	6	12	600.00
TOTAL				48	228	PHP 25,666.50

XXX

C. EQUIPMENT / TOOL AND OTHER IMPLEMENTS

QUANTITY	UNIT	ARTICLES AND DESCRIPTION	ESTIMATED VALUE
ONE (1)	Chainsaw Stihl	Serial No. 186732608	Php 50,000.00

XXX

⁴ Copy of the said Seizure Order and Seizure Receipt are hereto collectively attached as **Annex "4"**.



Based on the investigation records submitted by the apprehending officers, there is a *pending criminal case* against respondents Gonzales, Leuterio, and Enriquez for violation of Presidential Decree (PD) No. 705, as amended, otherwise known as “Revised Forestry Code of the Philippines docketed as **Criminal Case No. CR22-12061**.⁵ However, no criminal case was filed against respondent Landicho.

Version of the Respondents

Respondent Landicho is the registered owner of the parcel of land where the Gmelina lumbers were gathered or harvested as evidenced by the **Transfer Certificate of Title (TCT) No. T-11795**. He ordered the cutting of trees on the assumption that it is enough to ask for the Sangguniang Barangay’s permission for such activity to be legal.⁶

Respondent Gonzales is the registered owner of the chainsaw used in cutting and felling the lumbers as supported by **Certificate of Registration No. DENR-CENRO-SOCORRO-2020-172 (New)** bearing the following information and descriptions:⁷

Use of Chainsaw	For pruning/felling and/or breakdown into suitable sizes of coconut and planted/naturally grown trees covered with permits		
Brand	STIHL	Model	MS 070
Date of Acquisition	October 10, 2020	Serial Number	186732608
Horsepower	6.5 hp		
Maximum Length of Guidebar	36 inches		
Others			
Issued on	October 16, 2020 at CENRO-Socorro, Oriental Mindoro		
Expiry Date	October 16, 2022		

Respondent Gonzales, together with respondents Leuterio and Enriquez, were tasked by respondent Landicho to cut the Gmelina trees which will be used in the construction of his house in Barangay Batong Dalig.

When asked whether or not the cutting operation has permit, they all answered in the affirmative and submitted a document titled as “Pagpapatunay” signed by respondent owner and punong barangay with the following statement:⁸

xxx

Pinatutunayan ko po na noong August 23, 2022 ay kami nina G. Dennis Leuterio na taga Batong Dalig, G. Pablito Gonzales na taga Mabuhay I at G. Enrique Enriquez na taga Happy Valley ay nagkasundo na sila ang maglalagari ng tanim kung puno ng Gmelina sa aking lupa na kung saan ay nasasakop ng Mabuhay I at ang mga nilagaring kahoy na ito ay gagawin kung sangkap para sa gagawaing bahay dito sa Barangay Bating Dalig.

xxx

⁵ Copies of the investigation records/documents submitted by apprehending officer is hereto collectively attached as **Annex “5”**.

⁶ Copies of respondent Landicho’s Sinumpaang Salaysay and the Certificate of Title are hereto collectively attached as **Annex “6”**.

⁷ Emphasis supplied. Copies of respondents Gonzales, Leuterio, and Enriquez’s Sinumpaang Salaysay, Pagpapatunay, and Certificate of Registration No. DENR-CENRO-SOCORRO-2020-172 (New) are hereto collectively attached as **Annex “7”**.

⁸ Ibid.



ISSUES

- (a) Whether or not the forty-eight (48) pieces of Gmelina lumbers shall be confiscated in favour of the government; and
- (b) Whether or not the registered chainsaw shall be confiscated in favour of the government.

RECOMMENDATION

WHEREFORE, undersigned hearing officer respectfully recommends the following:

- (a) **48 pieces of Gmelina lumbers without the corresponding cutting permit from DENR shall be confiscated in favour of the government and be disposed of in accordance with existing laws and procedures.**

Section 77 in relation to Section 77-A of PD 705, as amended, otherwise known as “Revised Forestry Code of the Philippines,” provides that:

Any person who shall cut, gather, collect, removed 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 Articles 309 and 310 of the Revised Penal Code.

xxx

In all cases of violations of this Code or other forest laws, rules and regulations, **the Department Head or his duly authorized representative**, may order the confiscation of any forest products illegally cut, gathered, removed, or possessed or abandoned, and all conveyances used either by land, water or air in the commission of the offense and to dispose of the same in accordance with pertinent laws, regulations or policies on the matter. (Emphasis supplied)⁹

Based on the records, no tree cutting permit was issued to respondent Landicho, owner of the property where the Gmelina lumber were gathered or harvested. Section 77 of PD 705 is clear that cutting, gathering, collecting, or removing timber *even from private land*, without any authority, is illegal and subject to administrative confiscation.

DENR or CENRO Socorro in this case, is the only authority who can issue tree cutting permit/s within its jurisdiction. **The belief of the respondent that it is enough to get clearance or permit from the barangay concerned is not a valid defense.** Nonetheless, this circumstance together with the fact that respondent Landicho has neither administrative nor criminal record with CENRO Socorro, can be considered for the non-filing of criminal charges against him.

⁹ Emphasis supplied.



- (b) **Registered chainsaw shall be confiscated in favour of the government and be disposed of in accordance with existing laws and procedures.**

The chainsaw involved in this proceeding is legally registered to respondent Gonzales. However it was used unlawfully in cutting Gmelina trees without the corresponding tree cutting permit issued by the DENR. Therefore, subject to administrative confiscation pursuant to Section 12.4 in relation to Section 15 Paragraph 5 of DENR Administrative Order (DAO) No. 2003-24 which provide:

Actual Unlawful Use of Chainsaw – Any person who is found to be in possession of a chainsaw and uses the same to cut trees and timber in forest land or elsewhere except as authorized by the Department shall be penalized with imprisonment of six (6) years and one (1) day to eight (8) years or a fine of not less than Thirty Thousand Pesos (P30,000.00) but not more than Fifty Thousand Pesos (P50,000.00) or both at the discretion of the court **without prejudice to being prosecuted for a separate offense that may have been simultaneously committed. The chainsaw unlawfully used shall likewise be confiscated in favor of the government.**¹⁰

xxx

Chainsaws used in cutting, gathering, collecting, removing and/or processing timber or forest products without legal documents shall be subject to judicial and/or administrative confiscation under Section 68 and 68-A of P.D. 705, as amended, and as implemented by DAO 97-32 and other subsequent forestry regulations that may be promulgated.¹¹

xxx

There is a pending criminal case for violation of PD 705, as amended against respondents Gonzales, Leuterio, and Enriquez **but no separate case for violation of Republic Act (RA) No. 9175 otherwise known as, "Chainsaw Act of 2002," in relation to DAO 2003-24 was filed.**

Respondents' perception of the validity of the punong barangay's permission is not a valid defense. But this circumstance, together with the fact that respondents have neither administrative nor criminal record with CENRO Socorro, can be considered for the non-filing of criminal charges for violation of RA. 9175.

Respectfully submitted this 10th day of **October 2022.**


RODELL M. BOYLES
Hearing Officer

¹⁰ Emphasis supplied.

¹¹ Emphasis supplied.



PARA KAY

GINOONG HONORIO LANDICHO

Brgy. Batong Dalig, Socorro, Oriental
Mindoro

PAKSA

Paanyaya para sa Pagdinig tungkol sa nahuling
48 pirasong tabla alinsunod sa Department
Administrative Order (DAO) 97-32

X-----X

ABISO NG PAGDINIG

Ito ay may kinalaman sa ulat tungkol sa nahuli ng mga kawani ng Philippine National Police (PNP) Socorro na 48 pirasong tabla na may kabuuang dami na 228 bdft at isang (1) Chainsaw noong ika-25 ng Agosto taong kasalukuyan sa Brgy. Batong Dalig, Socorro, Oriental Mindoro.

Alinsunod sa DAO 97-32, ikaw ay inaanyayahan sa isang pagdinig sa ika-28 ng Setyembre, taong kasalukuyan, 3:00 o'clock ng hapon sa tanggapan ng CENR Office, CENRO-Socorro, Brgy. Pasi II, Socorro, Oriental Mindoro. Mangyaring magdala ng mga papeles na nagpapatunay na legal ang mga nahuling kahoy.

Inaasahan namin ang iyong pagdalo.

Socorro, Oriental Mindoro. September 23, 2022.

for *Rodolfo A. Natividad*
RODEL M. BOYLES
W/CENR Officer

[Signature]
ARON V. AMATO
SEPT. 27, 2022
4:35 P.M.



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

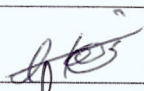
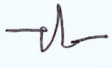
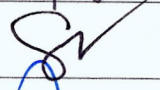
ATTENDANCE

ADMINISTRATIVE ADJUDICATION HEARING

Date: September 28, 2022

Time: 3:00 PM

CENRO-Socorro, Brgy. Pasi II, Socorro, Oriental Mindoro

No.	NAME	OFFICE/ADDRESS	SIGNATURE
1	HONORIO LANDICHO	BATONG DAL	
2	Leonida A. Mindanao	CENRO-Socorro	
3	Sheryllyn A. Cayeta		
4	Rodel M. Bayles		
5			
6			
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8			
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File



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

TO : **PMAJ ARMAN G RUBIO**
Chief of Police
Socorro Municipal Police Station

SUBJECT : Administrative Adjudication Proceeding
on the apprehended 48 Pieces Gmelina
lumpers and one (1) unit Chainsaw
pursuant to Department Administrative
Order (DAO) 97-32

X-----X

NOTICE OF HEARING

Pursuant to the existing provisions of DAO 97-32, an Administrative Adjudication Procedure/Hearing relating to the apprehended 48 pieces Gmelina lumps having equivalent volume of 228 board feet shall be conducted on September 22, 2022, 3:00 o'clock in the afternoon to be held at CENR Office, CENRO-Socorro, Brgy. Pasi II, Socorro, Oriental Mindoro.

In relation to this, the presence of the **PCpl Christian Asi** primarily involved in the apprehension of the above mentioned case is hereby requested.

May we also ask for a photocopy of the case filed for documentary and other legal purposes it may serve.

Socorro, Oriental Mindoro. 19th day of September, 2022.


RODEL M. BOYLES
CENR Officer

RECEIVED BY: *h2lntf*
NAME: *PTSG Kenneth Lasterio II*
DATE: *09/20/2022*



PARA KAY : **GINOONG PABLITO H. GONZALES**
Brgy. Mabuhay I, Socorro, Oriental Mindoro

PAKSA : Paanyaya para sa Pagdinig tungkol sa nahuling
48 pirasong tabla alinsunod sa Department
Administrative Order (DAO) 97-32

X-----X

ABISO NG PAGDINIG

Ito ay may kinalaman sa ulat tungkol sa nahuli ng mga kawani ng Philippine National Police (PNP) Socorro na 48 pirasong tabla na may kabuuang dami na 228 bdf at isang (1) Chainsaw noong ika-25 ng Agosto taong kasalukuyan sa Brgy. Batong Dalig, Socorro, Oriental Mindoro.

Alinsunod sa DAO 97-32, ikaw ay inaanyayahan sa isang pagdinig sa ika-22 ng Setyembre, taong kasalukuyan, 3:00 o'clock ng hapon sa tanggapan ng CENR Office, CENRO-Socorro, Brgy. Pasi II, Socorro, Oriental Mindoro. Mangyaring magdala ng mga papeles na nagpapatunay na legal ang mga nahuling kahoy.

Inaasahan namin ang iyong pagdalo.

Socorro, Oriental Mindoro. September 19, 2022.

RODEL M. BOYLES
CENR Officer

Gonzales, SHENNA
09-2022



PARA KAY

GINOONG ENRIQUE M. ENRIQUEZ

Brgy. Happy Valley, Socorro, Oriental Mindoro

PAKSA

: Paanyaya para sa Pagdinig tungkol sa nahuling
48 pirasong tabla alinsunod sa Department
Administrative Order (DAO) 97-32

X-----X

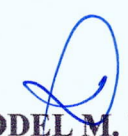
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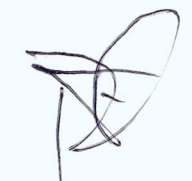
Ito ay may kinalaman sa ulat tungkol sa nahuli ng mga kawani ng Philippine National Police (PNP) Socorro na 48 pirasong tabla na may kabuuang dami na 228 bdft at isang (1) Chainsaw noong ika-25 ng Agosto taong kasalukuyan sa Brgy. Batong Dalig, Socorro, Oriental Mindoro.

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Inaasahan namin ang iyong pagdalo.

Socorro, Oriental Mindoro. September 19, 2022.


RODEL M. BOYLES
CENR Officer


ROLANDO Enriquez

9-20-22



PARA KAY : **GINOONG DENNIS LEUTERIO**
Brgy. Batong Dalig, Socorro, Oriental Mindoro

PAKSA : Paanyaya para sa Pagdinig tungkol sa nahuling
48 pirasong tabla alinsunod sa Department
Administrative Order (DAO) 97-32

X-----X

ABISO NG PAGDINIG

Ito ay may kinalaman sa ulat tungkol sa nahuli ng mga kawani ng Philippine National Police (PNP) Socorro na 48 pirasong tabla na may kabuuang dami na 228 bdf at isang (1) Chainsaw noong ika-25 ng Agosto taong kasalukuyan sa Brgy. Batong Dalig, Socorro, Oriental Mindoro.

Alinsunod sa DAO 97-32, ikaw ay inaanyayahan sa isang pagdinig sa ika-22 ng Setyembre, taong kasalukuyan, 3:00 o'clock ng hapon sa tanggapan ng CENR Office, CENRO-Socorro, Brgy. Pasi II, Socorro, Oriental Mindoro. Mangyaring magdala ng mga papeles na nagpapatunay na legal ang mga nahuling kahoy.

Inaasahan namin ang iyong pagdalo.

Socorro, Oriental Mindoro. September 19, 2022.


RODEL M. BOYLES
CENR Officer

Adichuan
Amelia de Chavez

09/20/22



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

ATTENDANCE

ADMINISTRATIVE ADJUDICATION HEARING

Date: September 22, 2022

Time: 3:00 PM

CENRO-Socorro, Brgy. Pasi II, Socorro, Oriental Mindoro

No.	NAME	OFFICE/ADDRESS	SIGNATURE
1	Pablito Gongales	Mabuhay 1	P. Gongales
2	DENNIS D. LEUTERIO	BATONG DALIG SOC.	DENNIS LEUTERIO
3	ENRIQUE ENRIQUEZ HAPPA VALLEY SOC		ENRIQUEZ
4	PCpl Christian Asi	Socorro MPS	Chi
5	Leonida Mindalos	CENRO-Socorro	LM
6	Sherlyn A. Laya	-ds	SL
7	Rodel M. Boyles	-ds	RB
8			
9			
10			

ADMINISTRATIVE ADJUDICATION PROCEEDINGS RE: APPREHENDED
ne (1) unit of Chainsaw and 48 pcs/228 of Gmelina
Barangay Batong Dalig, Socorro, Oriental Mindoro.

Annex 23

CENR OFFICE
Brgy. Pasi II, Socorro
Oriental Mindoro
September 22, 2022
3:00 pm

ATTENDANCE:

RODEL M. BOYLES	- Hearing Officer
Atty. SHERLYN A. LAYESA	- Legal researcher
LEONIDA MINDAROS	- Encoder
PCPL CHRISTIAN ASI	- Apprehending Officer
MR. PABLITO H. GONZALES	- Respondent
MR. DENNIS DL LEUTERIO	- Respondent
MR. ENRIQUE M. ENRIQUES	- Respondent

PAALALA: Ikaw ay pinaalalahan ko ng inyong karapatan ayon sa ating saligang batas na ikaw ay pwedeng manahimik o hindi sagutin ang mga katanungan na itatanung sa iyo. Ikaw ay may karapatan na kumuha ng inyong sariling Abogado sapagkat lahat ng sasabihin nyo ay maaring magamit laban sa inyo.

Tanong: Ano ang inyong tunay na pangalan at iba pang pagkakakilanlan?

Sagot: Ako po PCPL Christian Asi, Ang Sagot na gustong na makataga sa buong Municipal Police Station.

Tanong: Ano ang dahilan bakit kayo narito sa tanggapan ng DENR-CENRO-Socorro?

Sagot: Dahil po sa pataway ng hearing

Tanong: Dinidinig natin ngayon ang tungkol sa nahuling isang (1) Chainsaw at 48 pirasong Gmelina lumber na may kabuuang sukat na 228 board feet na nahuli sa Brgy. Batong Dalig, Socorro, Oriental Mindoro. Kayo po ay handang magbigay ng salaysay?

Sagot: Opo

Tanong: Kayo po ay bibigyan namin ng karapatan na magbigay ng inyong salaysay sa pamamagitan ng tanong sagot o kayay magbibigay na lng kayo ng inyong Written Sworn Statement. Ano po ang inyong pipiliin?

Sagot: magbibigay na lng ng my Written Sworn Statement.

Tanong: Sa sinumpaang Salaysay ng Pagreklamo na ito ay nakasulat sa ibaba ang pangalan na PCPL CHRISTIAN ASI na pinatunayan ni Chief of Police, PMAJ Arman G Rubio na may lagda sa itaas nito, ito po ba ay inyong mga tunay na lagda?

Sagot: Opo

Tanong: Wala na ba kayong gustong idagdag o gustong bawasin sa salaysay niyo na ito?

Sagot: Wala na po

Tanong: Kayo ba ay handang lumagda sa dokumentong ito bilang patunay na ang lahat ng nakasaad sa pinagsama samang sinumpaang salaysay na inyong isinumete ay pawang katotohanan lamang na hindi kayo pinilit o tinakot o pinangakuan ng ano mang pabuya?

Sagot: Opo


PCPL CHRISTIAN ASI
Nagsasalaysay

I do hereby certify that the foregoing is true and correct to my best of my knowledge and belief. Signed this September 22, 2022 at CENRO Socorro, Brgy. Pasi II, Socorro, Oriental Mindoro.


RODEL M. BOYLES
CENR Officer

SINUMPAANG SALAYSAY NG PAGREREKLAMO

AKO, **PCPL CHRISTIAN ASI** MAY SAPAT NA GULANG, MIYEMBRO NG PHILIPPINE NATIONAL POLICE AT KASALUKUYANG NAKATALAGA SA SOCORRO MUNICIPAL POLICE STATION SA BAYAN NG SOCORRO, SILANGANG MINDORO MATAPOS MANUMPA AYON SA ITINATADHANA NG SALIGANG BATAS NG PILIPINAS AY MALAYA AT KUSANG LOOB NA NAGSASALAYSAY NG MGA KATOTOHANAN NA GAYA NG MGA SUMUSUNOD:

Na, noong ika-25 ng Agosto 2022 sa oras na humigit kumulang sa ika- 2:00 ng hapon habang kami ay nasa aktuwal na pagtupad sa aming mga tungkulin at kasalukuyang naka duty sa aming himpilan ay nakatanggap ako ng impormasyon mula sa aming pinagkakatiwalaang miyembro ng Barangay Intelligence Network (BIN) sa Barangay Batong Dalig, Socorro, Silangang Mindoro na mayroong pinuputol na puno ng kahoy sa Sitio Singulan sa nasabing barangay.

Na dahil sa nalamang impormasyon ay ipinagbigay alam ko ito sa aming Hepe na si PMAJ ARMAN G RUBIO at kaagad ako kasama pa ang iba pa naming intel operatives sa pangunguna ni PSSg Mark Anthony B Priela bilang aming Intel Team Leader ay pumunta sa nasabing lugar upang alamin kung may katotohanan nga ang nasabing impormasyon.

Na, sa ganap na humigit kumulang ika- 3:10 ng hapon ay narating na namin ang magubat na bahagi ng Sitio Singulan sa Barangay Batong Dalig, Socorro, Silangang Mindoro. Sa nasabing lugar ay naaktuhan namin ang mga kalalakihan na nagpuputol ng punong kahoy at ang isa sa kanila ay gamit ang isang chainsaw habang nilalagari nito ang isang punong kahoy. Nakita ko din ang ilang pirasong gayat-gayat na kahoy na may iba't ibang sukat na noon ay hindi ko pa alam kung anong uri ng kahoy ang inipon sa lugar.

Na, dahil sa nasabing pangyayari ay kaagad nagbukas ng camera si PCpl John Vincent Mirambil upang makunan ang pangyayari. Kaagad na kaming lumapit at nagpakilala bilang mga pulis ng himpilan ng socorro at doon ay kaagad namin silang tinanong kung may permit sila sa pagpuputol ng nasabing puno, ngunit sa puntong iyon ay wala silang naipakita sa amin na anumang dokumento. Kaagad naman kaming tumawag sa aming himpilan upang ipaalam ang pangyayari at sa tagpong iyon habang kinukuhanan ng video ay kaagad ko (PCpl Asi) silang binasahan ng kanilang mga karapatan na na-aayon sa Miranda Doctrine ganun din ang karapatan nila laban sa anumang klase ng pananakit o pagpapahirap maging ito man ay pisikal o mental (RA 9745- Anti Torture Act of 2009), sinabihan ko din sila ng kanilang karapatan habang sila ay arestado, nakaditene, nasa kustodiya at pag-iimbestiga ng pulisya (RA 7438- Rights of Person Arrested, Detained or Under Custodial Investigation). Pati ang karapatan nilang magpa-suri sa doktor na sarili nilang pili at pagkalipas ng ilang minuto ay dumating na din ang iba pa naming mga kasama mula sa aming himpilan at mula doon ay dinala namin ang mga nasabing suspek sa Himpilan ng Pulisya sa Bayan ng Socorro kasama ang mga nakumpiskang naming mga nilagaring puno at ginamit nilang chainsaw. Gayundin ay kinunan ako ng picture ni PSSg Mark Anthony Priela kasama ang mga nasabing piraso ng kahoy at ang ginawa naming pagsisiyasat upang maayos na mai-dokumento ang pangyayari.

Na sa pagsasagawa namin ng ibayong pagtatanong ay nakilala namin ang tatlong lalaki bilang sina **Pablito Hernaez Gonzales** may sapat na taong gulang at nakatira sa Sitio Tabag, Brgy Mabuhay 1, Socorro, Oriental Mindoro. **Dennis De Leon Leuterio**, may sapat na taong gulang at nakatira sa Sitio Singulan, Brgy Batong Dalig, Socorro, Oriental Mindoro at **Enrique Mueco Enriquez** may sapat na taong gulang at nakatira sa Sitio UFC, Brgy Happy Valley, Socorro, Oriental Mindoro.

Na, sa ginawa naming pag-iimbentaryo ay napag- alaman namin na Apat na pu't walo (48) ang kabuuang bilang ng mga nasabing piraso ng iba't ibang sukat ng kahoy na aming nakumpiska. Ito ay minarkahan ng aming imbestigador na si PCpl Jeremiah R Pecayo na may letrang "PG" na siyang unang letra sa pangalan ni (**Pablito Gonzales**) gamit ang paint brush at kulay "pula" na pintura. Ang pagmamarka ay mula PG1 hanggang PG48 na ipininta mismo sa mga nakumpiskang gayat na kahoy

Matapos noon ay kaagad kaming nakipag- ugnayan sa CENRO sa Barangay Pasi 2, Socorro upang ipagbigay alam sa kanila na mayroon kaming nakumpiskang Apat na pu't walo (48) piraso ng iba't ibang sukat ng kahoy at isang chainsaw.

Na, ang Apat na pu't walo (48) piraso ng iba't ibang sukat ng kahoy ay iprinisinta namin kay Ginang Leonida M Mindaros (Forest Ranger) at Ginoong Kevin Corpuz (Forest Ranger) at silang sumukat at umalam kung anong uri o klase ng kahoy ang aming nakumpiska, kung ilang board feet ito at kung magkano ang kabuuang halaga ng mga naturang kahoy. Ayon kina Ginang Leonida M Mindaros (Forest Ranger) at Ginoong Kevin Corpuz (Forest Ranger) "**GMELINA**" ang specie o uri ng mga kahoy na aming nakumpiska at mayroon itong kabuuang sukat na 228 boardfeet na may halagang humigit kumulang P 10,260.00. **(Pls see Acknowledgement Receipt, Scale Sheet and Apprehension Receipt attached herewith).**

Na, noong ika-29 ng Agosto 2022 ay dinala namin sa Tanggapan ng CENRO sa Barangay Pasi 2, Socorro, Silangang Mindoro ang Apat na pu't walo (48) piraso ng iba't ibang sukat ng kahoy at isang chainsaw na kulay orange na may serial number 186732608 upang i-turn-over ito sa kanilang kustodiya at pag-iingat.

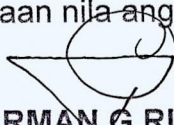
Na, kaya kami ay nagbigay ng ganitong salaysay ay upang patunayan sa lahat na kami ang kumumpiska ng Apat na pu't walo (48) piraso piraso ng iba't ibang sukat ng kahoy sa Sitio Singulan, Barangay Batong Dalig, Socorro, Silangang Mindoro at hinihiling namin sa Panlalawigang Taga- Usig na sampahan ng kaukulang habla itong sina **Pablito Hernaez Gonzales, Dennis De Leon Leuterio at Enrique Mueco Enriquez** sa Kagalang- galang na Hukuman dahil sa kanyang direktang paglabag sa **P.D. 705 (Revised Forestry Code) at RA 9175 (Chainsaw Act of 2002)**

Na, ako ay hindi tinakot, pinilit o pinangakuan ng salapi o mahahalagang bagay upang magbigay ng ganitong salaysay, na ito ay Malaya at kusang loob naming ginawa.

Sa katunayan ng lahat ng ito ay inilagay namin ang aming mga pangalan at lagda sa ibaba nito ngayong ika-29 ng Agosto 2022 dito sa Himpilan ng Pulisya ng Socorro, Silangang Mindoro.


PCPL CHRISTIAN C ASI
(Nagsalaysay)

PINANUMPAAN AT NILAGDAAN sa harap ko ngayong ika-29 ng Agosto 2022 dito sa Socorro, Silangang Mindoro. At pinatutunayan ko na dumulog sa aking harapan ang mga may salaysay at ako ay naniniwala na ito ay kusang loob nilang ginawa at nauunawaan nila ang kahulugan nito.


ARMAN G RUBIO
Police Major
Acting Chief of Police

PINAGSAMANG SINUMPAANG SALAYSAY

KAMI, PCPL JOHN VINCENT M MIRAMBIL at PCPL JEREMIAH R PECAYO, MGA KAWANI NG PAMBANSANG PULISYA NG PILIPINAS AT KASALUKUYANG NAKATALAGA SA SOCORRO MUNICIPAL POLICE STATION, SOCORRO SILANGANG MINDORO MATAPOS MABATID ANG AMING MGA KARAPATAN NG ALINSUNOD SA ITINATADHANA NG SALIGANG BATAS AY MALAYA AT KUSANG LOOB NA NAGSASABI NG MGA SUMUSUNOD GAYA NG;

1. Na, humigit-kumulang ika 2:10 ng hapon ng ika-25 ng Agosto 2022 sa pangunguna ni PSSg Mark Anthony B Priela bilang Team Leader ng Intel Operative ng Socorro, at sa ilalim ng pangangasiwa ni PMAJ ARMAN G RUBIO kasama ang ibang mga intel operatives ay nagtungo kami sa Sitio Singulan, Brgy. Batong Dalig, Socorro, Oriental Mindoro matapos kaming makatanggap ng impormasyon tungkol sa pagpuputol ng puno at bago kami pumunta sa nasabing lugar ay ineready ko muna (PCpl Mirambil) ang video ng dala kong camera na cellular phone upang mabilis kong ma-irecord ang operasyon gamit ang aking sariling cellphone na REDMI.

2. Na, sa ganap na humigit kumulang ika- 3:10 ng hapon ay narating na namin ang magubat na bahagi ng Sitio Singulan sa Barangay Batong Dalig, Socorro, Silangang Mindoro. Sa nasabing lugar ay naaktuhan namin ang mga kalalakihan na nagpuputol ng punong kahoy at ang isa sa kanila ay gamit ang isang chainsaw habang nilalagari nito ang isang punong kahoy. Sa puntong iyon kaagad kong binuksan ang camera ng aking cellphone upang makunan ang mga pangyayari. Pagkatapos ng ilang minuto si PCp Asi bilang arresting officer ay kinunan ko ng video habang binabasahan nito ng mga karapatan ang mga suspek. At pansamantalang ko munang pinatay ang video habang hinihintay ang pagdating ng iba pang tropa galing saming istasyon. Makalipas ang ilang minuto ay nakita ko na dumating ang isang patrol sakay ang aming mga tropa at muli kong binuksan ang aking camera upang maayos na madokymentaryo ang pagkuha at pagdala ng mga ebedensya kasama ang mga suspek papunta sa aming himpilan.

3. Na, kaya ako nagbigay ng salaysay na ito ay upang patunayan na ako (PCpl Mirambil) ang kumuha ng video ng anti-illegal logging operation. At ng makabalik na kami sa aming Himpilan ay doon ko lamang pinatay o tinapos ang pagkuha ng video.

5. Matapos ihanda ang mga dokumento sa ganap na ika 4:20 ng hapon ika-25 ng Agosto 2022 ay aking itinurn-over o ibinigay ang aking cellphone na naglalaman ng recording ng operasyon sa aming itinalagang imbestigador na si PCpl Jeremiah R Pecayo at bilang patunay ng nasabing turn-over ay pumirma si PCpl Pecayo sa aming Chain of Custody Form. Ang pagsasalin ng recording video ay isinagawa sa harap nila Pablito H. Gonzales, Dennis D. Leuterio at Enrique M. Enriquez (arestado). Mula doon ay sinimulan ko (PCpl Pecayo) na idownload at ilipat ang hawak ni PCpl Mirambil na recording ng video sa isang CD na may markang PG-A. Ang nasabing CD ay inilagay ko sa isang sealed package at itinago ko ito.

6. Na, aming pinatutunayan na ang ginawang operasyon ay naaayon sa mga itinakda ng Rules on the Use of Body-Worn Cameras.

AT SA KATUNAYAN NG LAHAT NG ITO, kami ay lumagda ng aming buong panagalan sa ibaba nito ngayong ika-29 ng Agosto 2022 dito sa bayan ng Socorro, Oriental Mindoro.

PCPL JOHN VINCENT M MIRAMBIL
Videographer

PCPL JEREMIAH R PECAYO
Investigator

SUBSCRIBE AND SWORN to before me this 29th day of August 2022 at Socorro Oriental Mindoro, Philippines and **I HEREBY CERTIFY** that I have personally examined the affiants and I am fully convinced and satisfied that they voluntarily executed and understood their statement.


ARMAN G RUBIO
Police Major
Acting Chief of Police



APPREHENSION RECEIPT

CENRO Control No.:
E-FMS No:

This APPREHENSION RECEIPT is issued to –

Name	Address	Civil Status	Date of Birth/Age	Participation	Status of the Person
Pablito H. Gonzales	So. Talang, Brgy. Mabuhay 1, Socorro		45	Owner of chainsaw	Arrested
Dennis De Leon	So. Singitan, Brgy. Dalig, Soc.		48	helper	As
Enrique Muelo	So. UFC, Happy Valley, Soc.		54	helper	As

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 for the following Forest Products, Conveyances, Machinery/Equipment, Tool and Implements that have been apprehended, to wit:

1. Forest Products:

MAJOR FOREST PRODUCTS									
Kind	Item:	Source/ Origin of Forest Products	Species Grouping	Species	Pieces	Volume/ Unit of Measurement	Estimated Value	Impounding Area	Custodian
Lumber		Brgy. Dalig, Socorro		Gene hira	48	208 b1 ft	P 10,260.00	UENPO	Socorro

Minor Forest Products				
Kind	Unit of Measurement	No. of Units	Estimated 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

Done this 29th day of August, year 2022 at
PNP Socorro, Brgy. Zone 4, Socorro, Oriental Mindoro.



Conveyance Involved (Additional Details)

Engine No.	Chassis No.	Accessories	Custodian
n/a	n/a	n/a	n/a

If Animal

Kind	Quantity	Gender	Age (Adult/Young)	Color	Custodian
n/a	n/a	n/a	n/a	n/a	n/a

Equipment Involved

Type	Quantity	Details	Custodian
Chainsaw (ST141)	1	18 67 32 608	CEMO Socorro

Implements Involved

Type	Quantity	Details	Custodian
n/a	n/a	n/a	n/a

2. The subject Forest Products and other items have undergone the following Apprehension proceedings.

APPREHENSION

Date and Time of Apprehension	Place of Apprehension				Apprehending Officer	Legal Basis for Apprehension
	Province	City/Municipality	Barangay	Sitio		
August 25, 2022 3:10 PM	Or. Min.	Socorro	Batang Dalig	Singutan	PNP Socorro	Violation of PD 705 as amended Violation of RA 9175

Apprehension was done under the following circumstances:

- Cutting without permit
- unlawful use of chainsaw
-

The subject forest products, conveyances, machinery/equipment, tool and implements and others apprehended should be kept and protected from defacement in any manner, destruction or loss and should not be altered or removed until otherwise ordered by the Secretary of the Department of Environment and Natural Resources or his duly authorized representative.



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

APPREHENDING OFFICER
(Signature over Printed Name)

1. Name: <u>CHRISTIAN XCI</u>	2. Name: _____
Position: <u>PCpl</u>	Position: _____
Address: <u>SOCORRO MPS</u>	Address: _____
3. Name: _____	4. Name: _____
Position: _____	Position: _____
Address: _____	Address: _____

ATTESTED:

1. Name: <u>Leonida A. Mindoro</u>	2. Name: <u>KEVIN T. TORPIL</u>
Position: <u>Forester II</u>	Position: <u>FORESTER I</u>
Address: <u>CENRO Socorro</u>	Address: <u>DENR CENRO SOCORRO</u>
3. Name: _____	4. Name: _____
Position: _____	Position: _____
Address: _____	Address: _____

Copy Received by:

PCpl Robert Fabalbert
Signature over Printed Name

August 29, 2022
Date/Time

Remarks:

Republic of the Philippines
Department of Environment and Natural Resources
CENRO SOCORRO
Brgy. Pasi II, Socorro, Oriental, Mindoro

SEIZURE ORDER

CENRO Control No.:
E-FMS No:

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

FACTS

1. Forest Products:

MAJOR FOREST PRODUCTS									
Kind	Item:	Source/ Origin of Forest Products	Species Grouping	Species	Pieces	Volume/ Unit of Measurem ent	Estimated Value	Impoundin g Area	Custodian
Lumber		Brgy. Batong Daling		Gmelina	48	228 bdft	P 10,260.00	DENR-CENRO- Socorro	
		Socorro							
		Or. Min.							

Minor Forest Products				
Kind	Unit of Measurement	No. of Units	Estimated 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.	Chassis No.	Accessories	Custodian*
N/A	N/A	N/A	N/A

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

Equipment Involved			
Type	Quantity	Details	Custodian
Chainsaw (stihl)	1	186732608	CENRO SOCORRO

Implements Involved			
Type	Quantity	Details	Custodian
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
Pablito H. Gonzales	Brgy. Mabuhay I, Socorro	Married	45	Owner of Chainsaw	arrested
Dennis Leuterio	Brgy. Batong Dalig, Socorro	Married	48	helper	Arrested
Enrique Enriques	Brgy. Happy Valley, Socorro	Married	54	helper	Arrested

2. The subject Forest Products and other items have undergone the following Seizure proceedings.

SEIZURE						
Date and Time of Seizure	Place of Seizure				Seizing Officer	Legal Basis for Seizure
	Province	City/Municipality	Barangay	Sitio		
January 29, 2022 11:00 AM	Oriental Mindoro	Socorro	Socorro MPS	n/a	CENR Officer	Violation of Section 77 of PD 705 as amended

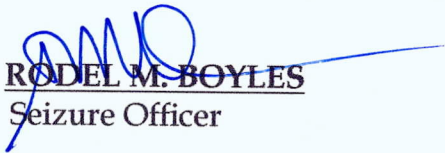
Examination Conducted by Seizure Officer:

Persons Examined	Date	Time	Place
N/A	N/A	N/A	N/A

After thorough evaluation of the Apprehension Report dated August 29, 2022 and all relevant documents submitted, and after examining personally the apprehending officers and witnesses of the apprehension about the violation committed, it was determined that there is prima facie evidence that existing laws and DENR regulations have been violated and that the offender is probably guilty thereof.

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

So ordered this 29th day of August, 2022 at Brgy. Pasi II, Socorro, Oriental Mindoro.


RODEL M. BOYLES
Seizure Officer

Copy furnished:



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

SEIZURE RECEIPT

NO. 2022-15

The following apprehended items with Apprehension No. _____ are administrative seizure pursuant to Section of DAO 97-32

A. FOREST PRODUCTS

SPECIES	DIMENSION			PIECES	VOLUME (BOARD FEET)	ESTIMATED VALUE (Php.)
	THICK (INCH)	WIDTH (INCH)	LENGTH (FEET)			
GMELINA	4	4	10	2	26.67	14,250.00
GMELINA	2	4	12	10	80	1,466.50
GMELINA	2	3	12	3	18	5,000.00
GMELINA	2	2	10	25	83.33	833.50
GMELINA	2	2	12	2	8	400.00
GMELINA	2	2	6	6	12	600.00
TOTAL				48	228	Php. 25,666.50

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

NAME	ADDRESS	NATURE OF PARTICIPATION
Pablito H. Gonzales	Brgy. Mabuhay 1, Socorro, Or. Min.	Owner Of Chainsaw
Dennis De Leon Leuterio	Brgy. Batong Dalig, Socorro, Or. Min.	Helper
Enrique Mueco Enriquez	Brgy. Happy Valley, Socorro, Or. Min.	Helper

B. CONVEYANCE

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



C. EQUIPMENT/ TOOL AND OTHER INPLEMENTS

QUANTITY	UNIT	ARTICLES AND DESCRIPTION	ESTIMATED VALUE
One (1)	Chainsaw Stihl	Serial No. 186732608	Php. 50,000.00

The items apprehended one (1) unit chainsaw with serial no. 186732608 and forty eight (48) pieces of Gmelina lumber with an aggregate volume of 228 board feet on August 25, 2022 at Brgy. Batong Dalig, Socorro, Oriental Mindoro are now under the custody of DENR CENRO Socorro. Further, these apprehended items were deposited at DENR CENRO Socorro Compound, Barangay Pasi II, Socorro, Oriental Mindoro.

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 of conduct of administrative confiscation proceedings for their disposition.

Therefore issue this Seizure Receipt No. 2022-15 this August 30, 2022 at DENR- CENRO Socorro, Oriental Mindoro.


RODELM M. BOYLES
Seizure Officer

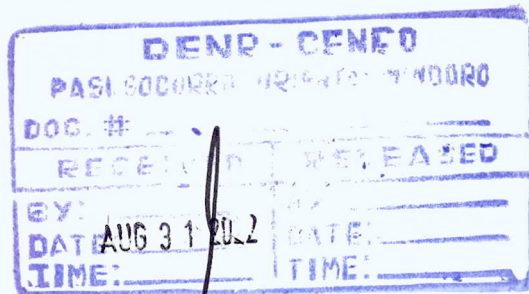


Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources Office

August 30, 2022

MEMORANDUM

FOR : The CENR Officer
THRU : The DMO IV
The Chief, MES
FROM : The Undersigned Personnel
SUBJECT :



SPOT REPORT OF APPREHENDED ONE (1) UNIT CHAINSAW WITH SERIAL NO. 186732608 AND FORTY EIGHT (48) PIECES OF GMELINA LUMBER WITH AN AGGREGATE VOLUME OF 228 BOARD FEET AT BRGY. BATONG DALIG, SOCORRO, ORIENTAL MINDORO

BASIC INFORMATION GATHERED:

1. Time of Apprehension: Date of Apprehension: Place of Apprehension:	- 3:10 PM - August 25, 2022 - So. Singulan, Brgy. Batong Dalig, Socorro, Oriental Mindoro.
2. Full Name of Alleged Offender/ Claimant/Owner	- Pablito H. Gonzale, Dennis De Leon Leuterio and Enrique Mueco Enriquez
3. Name of Person/s Accompanying Or providing on-site assistance to the apprehending officers.	- none
4. Circumstances that lead to the apprehension.	- Socorro MPS received an information from their BIN regarding the ongoing cutting of trees at aforementioned place.
5. Name of Local Government Officials present and/or witnessing the apprehension.	- none
6. Preliminary description of items being apprehended.	- One (1) unit chainsaw with serial no. 186732608 and forty eight (48) pieces of Gmelina lumber with an aggregate volume of 228 board feet marked as PG1 – PG48 .



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

7. Origin	- Brgy. Batong Dalig, Socorro, Oriental Mindoro.
8. Consignor and Consignee.	- none
9. Other data or information, comment and recommendation : The said apprehended chainsaw and forest products were deposited in CENRO Socorro compound at Brgy. Pasi II, Socorro, Oriental Mindoro. Attached herewith is the apprehension receipt and other documents.	


LEONIDA A. MINDAROS
Forester II


KEVIN L. CORPUZ
Forester I

SUBSCRIBE AND SWORN TO before me this 30th day of August, 2022 at Socorro, Oriental Mindoro, Philippines.

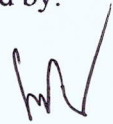

ROBEL M. BOYLES
CENR Officer



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

SCALE/TALLY SHEET OF APPREHNDED LUMBER AT BRGY. SAN ANDRES, NAUJAN, ORIENTAL MINDORO					
SPECIES	DIMENSION			PIECES	VOLUME (BOARD FEET)
	THICK (INCH)	WIDTH (INCH)	LENGTH (FEET)		
GMELINA	4	4	10	2	26.67
GMELINA	2	4	12	10	80
GMELINA	2	3	12	3	18
GMELINA	2	2	10	25	83.33
GMELINA	2	2	12	2	8
GMELINA	2	2	6	6	12
TOTAL				48	228

Prepared and scaled by:


LEONIDA A. MINDAROS
Forester II


KEVIN L. CORPUZ
Forester I

SUBSCRIBE AND SWORN TO before me this 30th day of August, 2022 at Socorro,
Oriental Mindoro, Philippines.


RODEL M. BOYLES
CENR Officer



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



These is to certify that these are the true geo-tagged pictures of apprehended one unit (1) chainsaw with serial no. 186732608 and forty eight (48) pieces of Gmelina lumber with an aggregate volume of 228 board feet at Brgy. Batong Dalig, Socorro, Oriental Mindoro


LEONIDA A. MINDAROS
Forester II


KEVIN L. CORPUZ
Forester I

SUBSCRIBE AND SWORN TO before me this 30th day of August, 2022 at Socorro, Oriental Mindoro, Philippines.


RODEL M. BOYLES
CENR Officer

Republic of the Philippines
REGIONAL TRIAL COURT
FOURTH JUDICIAL REGION
BRANCH _____
Pinamalayan, Oriental Mindoro
-oOo-



PEOPLE OF THE PHILIPPINES,
Plaintiff,

CRIMINAL CASE NO. CR22-12061

-versus-

-for-

PABLITO HERNAEZ GONZALES,
DENNIS DE LEON LEUTERIO and
ENRIQUE MUECO ENRIQUEZ
(All Arrested),

VIOLATION OF PD 705

Accused.

X-----X

INFORMATION

The undersigned, Inquest Prosecutor under oath accuses **PABLITO HERNAEZ GONZALES**, 45 years old, male and resident of Sitio Tabag, Brgy. Mabuhay 1, Socorro, Oriental Mindoro, **DENNIS DE LEON LEUTERIO**, 48 years old, male and resident of Sitio Singulan, Brgy. Batong Dalig, Socorro, Oriental Mindoro and **ENRIQUE MUECO ENRIQUEZ**, 54 years old, male and resident of Sitio UFC, Brgy. Happy Valley, Socorro, Oriental Mindoro of the crime of VIOLATION OF PD 705, committed as follows, to wit:

That on or about the 25th day of August, 2022 at around 3:10 o'clock in the afternoon, at Sitio Singulan, Barangay Happy Valley, Municipality of Socorro, Province of Oriental Mindoro, Philippines and within the jurisdiction of this Honorable Court, the above-named accused, PABLITO HERNAEZ GONZALES, DENNIS DE LEON LEUTERIO and ENRIQUE MUECO ENRIQUEZ (All Arrested), in active conspiracy with each other, with intent to gain and without any license, authority or legal documents as required under the existing forest laws and regulations, with the use of a STIHL Chainsaw, Model MS 070 and bearing SN 186732608 owned and belonging to accused PABLITO HERNAEZ GONZALES, did then and there, willfully, unlawfully, feloniously and knowingly cut, gather and collect FORTY EIGHT (48) pieces of "GMELINA" lumber with corresponding volume of TWO HUNDRED TWENTY EIGHT (228) BOARD FEET with an estimated value of TEN THOUSAND TWO HUNDRED SIXTY (Php10,260.00) PESOS, Philippine Currency, without any permit from lawful authority, to the damage and prejudice of the Republic in the aforementioned amount.

CONTARY TO LAW:

Pinamalayan, Oriental Mindoro, 30 August 2022

WITH PRIOR WRITTEN AUTHORITY FROM THE
PROVINCIAL PROSECUTOR
UNDER OPP MEMO 21-1 DATED APRIL 05, 2021

Enrique D. San Miguel Jr.
ENRIQUE D. SAN MIGUEL JR.
Associate Provincial Prosecutor
MCLE VII-0006596/04-14-25

Inquest Prosecutor

WITNESSES:

1. PCPL Christian Asi (Complainant) of Socorro MPS – Socorro, Oriental Mindoro
 2. PCPL John Vincent M Mirambil (Videographer), -do-
 3. PCPL Jeremiah R Pecayo (Investigator), -do-
 4. Leonida M Mindaros, Forester II, DENR-CENRO, Pasi II, Socorro, Oriental Mindoro
 5. Kevin I Corpuz, Forester II, -do-
 6. Rodel M Boyles, CENRO Officer, -do-
- and OTHERS RESERVED. . .

EXHIBITS:

- A. SS of PCPL Christian Asi
 - B. Joint SS of PCPL John Vincent M Mirambil and PCPL Jeremiah R Pecayo
 - C. Copy of Apprehension Report
 - D. Copy of Scale Sheet
 - E. Copy of Turn-over Receipt
 - F. Copy of Request for Scaling and Certification
 - G. Copy of Acknowledgment Receipt
 - H. Copy of Certification from CENRO
 - I. Copy of Pictures of 228 board feet of GMELINA lumbers cut in different dimensions
 - J. Copy of ARD Chain of Custody Form with CD marked as PG-A
 - K. Copy of Pictures related to the incident
 - L. Copy of Blotter Certification
 - M. Pictures of Chainsaw
 - N. One (1) unit of STIHL Chainsaw Model – MS 070 and SN 186732608
 - O. Forty eight (48) pieces of Gmelina lumber (228 board feet)
- Note: Exhibits N and O are under the custody of DENR-CENRO, Pasi II, Socorro, Oriental Mindoro
and OTHERS RESERVED . . .

CERTIFICATION

I HEREBY CERTIFY that this Information is filed pursuant to Section 7, Rule 112 of the 1985 Rules on Criminal Procedure, as amended; both accused not having opted to avail of their rights to a preliminary investigation and not having executed a waiver pursuant to Art. 125 of the Revised Penal Code.

I further CERTIFY that the foregoing Information is being filed with prior written authority of the Provincial Prosecutor under OPP MEMO 21-1 dated April 5, 2021.

E. P. L. n. 7.
ENRIQUE D. SAN MIGUEL JR.
Associate Provincial Prosecutor

SUBSCRIBED AND SWORN to before me this 30th day of August 2022 at Pinamalayan, Oriental Mindoro.

BAIL RECOMMENDED:
PHP 30,000 each
EDS/hcr

M. Arellano
ATTY. MAY KRISTINE D. ARELLANO-CAVABYAN
PUBLIC ATTORNEY I
PURSUANT TO RA 9406



Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
ORIENTAL MINDORO POLICE PROVINCIAL OFFICE
SOCORRO MUNICIPAL POLICE STATION
Socorro, Oriental Mindoro



August 29, 2022

MR. RODEL BOYLES

Officer In-Charge

Community Environment and Natural Resources Office

Pasi II, Socorro, Oriental Mindoro

Sir;

This pertains to alleged violation of PD 705 transpired on August 25, 2022 at about 3:10 PM at Sitio Singulan, Brgy. Batong Dalig, Socorro, Oriental Mindoro. The operating elements of this station led by PSSg Mark Anthony B Priela, Intel PNCO under supervision of PMAJ ARMAN G RUBIO, ACOP together with the personnel of 2nd Platoon 1st (PMFC) Provincial Mobile Force Company and 404th B MC RMFB proceeded at the said place to validate the information which resulted to the confiscation of alleged species of Gemilina cut in different dimensions, 13 pcs (2x3x10), 2 pcs (4x4x10) and 33 pcs (2x2x10) with an estimated volume of two hundred one board feet (201 bd/ft) and with an estimated street value of nine thousand pesos (Php 9,000.00) and one (1) chainsaw (Brand: STIHL) color orange registered to the name Pablito H Gonzales with serial number 186732608 with possession permit from DENR CENRO SOCORRO valid until October 16, 2022. The arrested persons were identified as **Pablito Hernaez Gonzales** (arrested), male, 45 years old and a resident of Sitio Tabag, Brgy Mabuhay 1, Socorro, Oriental Mindoro. **Dennis De Leon Leuterio** (arrested), male, 48 years old and a resident of Sitio Singulan, Brgy Batong Dalig, Socorro, Oriental Mindoro and **Enrique Mueco Enriquez** (arrested), male 54 years old and a resident of Sitio UFC, Brgy Happy Valley, Socorro, Oriental Mindoro. Further, confiscated lumbers and chainsaw were brought to this station for further investigation and documentation. The said confiscated lumbers will be turned over to CENRO at Brgy. Pasi 2, Socorro Oriental Mindoro while a case for violation of PD 705 is being prepared by this station against the suspect.

In this connection may we requests to your office to conduct scaling on the confiscated sawn lumbers and furnish us a copy of certification for No Permit to Cut, to transport, area of operation with date of approval and other legal documents pertaining to this case.

We are hoping for your kind and favorable consideration!
Thank you!!


ARMAN G RUBIO
Police Major
Acting Chief of Police



ACKNOWLEDGEMENT RECEIPT

TO WHOM IT MAY CONCERN:

This is to acknowledge the confiscated 48 PIECES OF GUELINA LUMBER WITH A VOLUME OF 228 BOARD FEET AND ONE (1) UNIT CHAINSAW WITH SERIAL NO. 186732608.

Said LUMBERS AND CHAINSAW was/were confiscated by the composite team of SOCORRO MUNICIPAL POLICE STATION at BARANGAY DATONG DALIG, SOCORRO, ORIENTAL MINDORO on AUGUST 25, 2022.

This acknowledgement of evidence is made this 29th day of August, 2022.

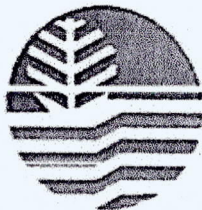
Received by:

Leonida A. Mando

First II
CENRO Socorro

Received from: Rpl ~~Taberna~~ Robert

Date : Aug - 29 - 22



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

29 August 2022

ARMAN G. RUBIO
Police Major
Acting Chief of Police
Socorro Municipal Police Station

Sir,

Good day!

This pertains to your Letter Request dated 29 August 2022 relative to the arrest of **Pablito Hernaez Gonzales**, **Dennis De Leon Leuterio**, and **Enrique Mueco Enriquez** for the alleged possession of Gmelina cut in different dimensions and one (1) STIHL chainsaw with serial number 186732608.

Per record of our office:

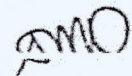
1. No Tree Cutting Permit, Certificate of Tree Plantation Ownership, nor Transport Permit was issued to suspects **Pablito Hernaez Gonzales**, **Dennis De Leon Leuterio**, and **Enrique Mueco Enriquez**; and
2. Certificate of Registration No. DENR-CENRO-Socorro-2020-172 (New) was validly issued to Pablito H. Gonzales, with description, to wit:

Brand: STIHL	Model: MS 070
Serial Number: 186732608	horsepower: 0.5 hp
Maximum Length of Guidebar: 36 inches	Validity: 16 October 2020 to 16 October 2022
<u>Use of Chainsaw: For pruning/felling and/or breakdown into sizes of coconut and planted/naturally grown trees covered with permits¹</u>	

For further clarification, kindly inform our office the source of the Gmelina lumbers, i.e., whether it is from a private or public land and if from private land, the registered owner thereof.

For your information and reference.

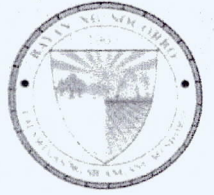
Sincerely,


RODEL M. BOYLES
CENR Officer

¹ Emphasis supplied.



Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
ORIENTAL MINDORO POLICE PROVINCIAL OFFICE
SOCORRO MUNICIPAL POLICE STATION
Socorro, Oriental Mindoro



CHAIN OF CUSTODY FORM OVER RECORDING

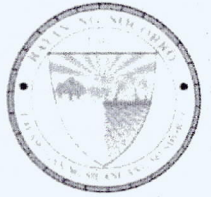
Reference: Violation of P.D. 705 dated August 25, 2022 at 3:10 PM at Sitio Singulan,
Barangay Batong Dalig, Socorro, Oriental Mindoro.

Device Used: One Alternative Camera (Cellphone)

EVENTS	PERSONS INVOLVED		DATE/TIME
Actual Arrest	Recorded by: PCpl John Vincent M Mirambil		August 25, 2022/3:25PM
Turn-Over of one Alternative Camera to Duty Investigator	From: PCpl John Vincent M Mirambil	To: PCpl Jeremiah R Pecayo	August 25, 2022/4:20PM
Downloading from Alternative Recording Device to Desktop Computer	By: PCpl Jeremiah R Pecayo	Witnessed by: Pablito Gonzales Pablito H. Gonzales Dennis L. Lantion Enrique M. Enriquez ENRIQUE	August 25, 2022/4:35PM
Redaction	NOT	APPLICABLE	
Transfer to CD marked as PG-A	By: PCpl Jeremiah R Pecayo	Witnessed by: Pablito Gonzales Pablito H. Gonzales Dennis L. Lantion Enrique M. Enriquez ENRIQUE	August 25, 2022/5:20PM
Turn-over of CD with markings PG-A	From: PCpl Jeremiah R Pecayo	To:	
Submission of one CD to Court	From: PCpl Jeremiah R Pecayo	Received by: IRISH MAE P. SIM Administrative Assistant V	8-31-2022 9:25 AM



Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
ORIENTAL MINDORO POLICE PROVINCIAL OFFICE
SOCORRO MUNICIPAL POLICE STATION
Socorro, Oriental Mindoro



CHAIN OF CUSTODY FORM OVER RECORDING

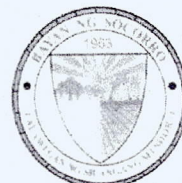
Reference: Violation of P.D. 705 dated August 25, 2022 at 3:10 PM at Sitio Singulan,
Barangay Batong Dalig, Socorro, Oriental Mindoro.

Device Used: One Alternative Camera (Cellphone)

EVENTS	PERSONS INVOLVED		DATE/TIME
Actual Arrest	Recorded by: PCpl John Vincent M. Mirambil		August 25, 2022/3:25PM
Turn-Over of one Alternative Camera to Duty Investigator	From: PCpl John Vincent M. Mirambil	To: PCpl Jeremiah R Pecayo	August 25, 2022/4:20PM
Downloading from Alternative Recording Device to Desktop Computer	By: PCpl Jeremiah R Pecayo	Witnessed by: Pablito H. Gonzales, Dennis D. Leuterio and Enrique M. Enriquez	August 25, 2022/4:35PM
Redaction	NOT	APPLICABLE	
Transfer to CD marked as PG-A	By: PCpl Jeremiah R Pecayo	Witnessed by: Pablito H. Gonzales, Dennis D. Leuterio and Enrique M. Enriquez	August 25, 2022/5:20PM
Turn-over of CD with markings PG-A	From: PCpl Jeremiah R Pecayo	To:	
Submission of one CD to Court	From:	Received by:	



Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
ORIENTAL MINDORO POLICE PROVINCIAL OFFICE
SOCORRO MUNICIPAL POLICE STATION
Socorro, Oriental Mindoro



C E R T I F I C A T I O N

THIS IS TO CERTIFY that the following entry is an excerpt from Police Blotter of this station:

PAGE NUMBER : 755
ENTRY NUMBER : 2022-08-906
TIME ENTERED : 2:00 PM
DATE ENTERED : August 25, 2022

On this time and date, information received from our BIN regarding the ongoing cutting of trees at Sitio Singulan, Brgy. Batong Dalig, Socorro, Oriental Mindoro.

PAGE NUMBER : 755
ENTRY NUMBER : 2022-08-906
TIME ENTERED : 5:00 PM
DATE ENTERED : August 25, 2022

(Alleged Violation of PD 705) In connection with blotter entry no. 2022-08-906 Immediately, Socorro MPS personnel led by PSSg Mark Anthony B Priela, Intel PNCO under supervision of PMAJ ARMAN G RUBIO, ACOP together with the personnel of 2nd Platoon 1st (PMFC) Provincial Mobile Force Company and 404th B MC RMFB proceeded at the said place to validate the information which resulted to the confiscation of alleged species of Gemilina cut in different dimensions, 13 pcs (2x3x10), 2 pcs (4x4x10) and 33 pcs (2x2x10) with an estimated volume of two hundred one board feet (201 bd/ft) and with an estimated street value of nine thousand pesos (Php 9,000.00) and one (1) chainsaw (Brand: STIHL) color orange registered to the name Pablito H Gonzales with serial number 186732608 with possession permit from DENR CENRO SOCORRO valid until October 16, 2022 Further, confiscated lumbers and chainsaw were brought to this station for further investigation and documentation. The said confiscated lumbers will be turned over to CENRO at Brgy. Pasi 2, Socorro Oriental Mindoro while a case for violation of PD 705 is being prepared by this station against the suspect. Investigator-On-Case: PCpl Robert Jayson M Fababier with contact number 09561364944 and PCpl Jeremiah R Pecayo with contact number 09485453442.

PAGE NUMBER : 755
ENTRY NUMBER : 2022-08-906
TIME ENTERED : 5:00 PM
DATE ENTERED : August 25, 2022

In connection with blotter entry no. 2022-08-906, The suspects were identified as Pablito Hernaez Gonzales (arrested), male, 45 years old and a resident of Sitio Tabag, Brgy Mabuhay 1, Socorro, Oriental Mindoro. Dennis De Leon Leuterio (arrested), male, 48 years old and a resident of Sitio Singulan, Brgy Batong Dalig, Socorro, Oriental Mindoro and Enrique Mueco Enriquez (arrested), male 54 years old and a resident of Sitio UFC, Brgy Happy Valley, Socorro, Oriental Mindoro.
(Blotter Entry made by PCpl Jeremiah R Pecayo)

This **CERTIFICATION** will form part as documentary evidence for filing of appropriate charge against the suspects.

Given this 26th day of August 2022 at Socorro MPS, Socorro, Oriental Mindoro.

Prepared by:

Robert Jayson M Fababier
Police Corporal
Investigator

CERTIFIED CORRECT:

ARMAN G RUBIO
Police Major
Acting Chief of Police

Republic of the Philippines
REGIONAL TRIAL COURT
FOURTH JUDICIAL REGION
BRANCH 41
Pinamalayan, Oriental Mindoro

PEOPLE OF THE PHILIPPINES,
Plaintiff.

-versus-

CRIM. CASE NO. CR22-120561
For: Violation of PD 705

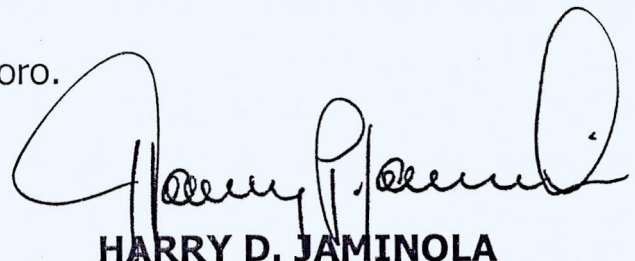
PABLITO HERNAEZ GONZALES,
DENNIS DE LEON LEUTERIO
And ENRIQUE MUECO ENRIQUEZ,
Accused.

X-----X

ORDER OF RELEASE

Accused **PABLITO HERNAEZ GONZALES, DENNIS DE LEON LEUTERIO** and **ENRIQUE MUECO ENRIQUEZ** having posted the bail in the amount of **THIRTY THOUSAND** (Php.30,000.00) **PESOS** under **Official Receipt No. 0522305, 0522306 and 0522307** for their provisional liberty, they are hereby ordered to be released from confinement of the law unless they are held for some other lawful cause/s which would justify their continued detention.

SO ORDERED.
Pinamalayan, Oriental Mindoro.
August 30, 2022.



HARRY D. JAMINOLA
Presiding Judge

HDJ/mgdr



Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
ORIENTAL MINDORO POLICE PROVINCIAL OFFICE
SOCORRO MUNICIPAL POLICE STATION
Socorro, Oriental Mindoro



August 29, 2022

MR.RODEL BOYLES

Officer In-Charge
Community Environment and Natural Resources Office
Pasi II, Socorro, Oriental Mindoro

Dear Sir Boyles;

This pertains to alleged violation of PD 705 transpired on August 25, 2022 at about 3:10 PM at Sitio Singulan, Brgy. Batong Dalig, Socorro, Oriental Mindoro. The operating elements of this station led by PSSg Mark Anthony B Priela, Intel PNCO under supervision of PMAJ ARMAN G RUBIO, ACOP together with the personnel of 2nd Platoon 1st (PMFC) Provincial Mobile Force Company and 404th B MC RMFB proceeded at the said place to validate the information which resulted to the confiscation of alleged species of Gemilina cut in different dimensions, 13 pcs (2x3x10), 2 pcs (4x4x10) and 33 pcs (2x2x10) with an estimated volume of two hundred one board feet (201 bd/ft) and with an estimated street value of nine thousand pesos (Php 9,000.00) and one (1) chainsaw (Brand: STIHL) color orange registered to the name Pablito H Gonzales with serial number 186732608 with possession permit from DENR CENRO SOCORRO valid until October 16, 2022. Further, confiscated lumbers and chainsaw were brought to this station for further investigation and documentation. The said confiscated lumbers will be turned over to CENRO at Brgy. Pasi 2, Socorro Oriental Mindoro while a case for violation of PD 705 is being prepared by this station against the suspect.

PURPOSE: For Proper Disposition/Custodial Safekeeping:

thirteen 13 pcs (2x3x10),

two 2 pcs (4x4x10),

thirty three 33 pcs (2x2x10) and (all with markings PG1-PG48 colored red)

Wendy A. Minerva
Name and Signature of Receiving
Office/Receipt
Frontier II
Designation
WMPD - Socorro
Office

Turned-Over By:

PCpl Robert Jayson M Fababeir
Signature Over Printed Name

Investigator
Designation

Socorro MPS
Office



Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
ORIENTAL MINDORO POLICE PROVINCIAL OFFICE
SOCORRO MUNICIPAL POLICE STATION
Socorro, Oriental Mindoro



MEMORANDUM

FOR : **THE ACTING PROVINCIAL DIRECTOR**
(Attn: PIDMU, PIU and POMU)

FROM : Acting Chief of Police

SUBJECT : Spot Report on Violation of PD 705

DATE : August 25, 2022

1. **What** : Spot Report on Violation of P.D. 705
2. **Where** : Sitio Singulan, Brgy. Batong Dalig, Socorro, Oriental Mindoro
3. **When** : August 25, 2022 at about 3:10 PM
4. **Who** : Suspect/s: Pablito Hernaez Gonzales (arrested), male, 45 years old and a resident of Sitio Tabag, Brgy Mabuhay 1, Socorro, Oriental Mindoro. Dennis Deleon Luterio (arrested), male, 48 years old and a resident of Sitio Singulan, Brgy Batong Dalig, Socorro, Oriental Mindoro and Enrique Mueco Enriquez (arrested), male 54 years old and a resident of Sitio UFC, Brgy Happy Valley, Socorro, Oriental Mindoro.

5. **How:**

At about 2:00 in the afternoon of August 25, 2022, information received from our BIN regarding the ongoing cutting of trees at Sitio Singulan, Brgy. Batong Dalig, Socorro, Oriental Mindoro.

Immediately, Socorro MPS personnel led by PSSg Mark Anthony B Priela, Intel PNCO under supervision of PMAJ ARMAN G RUBIO, ACOP together with the personnel of 2nd Platoon 1st (PMFC) Provincial Mobile Force Company and 404th B MC RMFB proceeded at the said place to validate the information which resulted to the confiscation of alleged species of Gemilina cut in different dimensions, 13 pcs (2x3x10), 2 pcs (4x4x10) and 33 pcs (2x2x10) with an estimated volume of two hundred one board feet (201 bd/ft) and with an estimated street value of nine thousand pesos (Php 9,000.00) and one (1) chainsaw (Brand: STIHL) color orange registered to the name Pablito H Gonzales with serial number 186732608 with possession permit from DENR CENRO SOCORRO valid until October 16, 2022

Further, confiscated lumbers and chainsaw were brought to this station for further investigation and documentation. The said confiscated lumbers will be turned over to CENRO at Brgy. Pasi 2, Socorro Oriental Mindoro while a case for violation

of PD 705 is being prepared by this station against the suspect. Investigator-On-Case: PCpl Robert Jayson M Fababier with contact number 09561364944 and PCpl Jeremiah R Pecayo with contact number 09485453442.

6. For information and progress report to follow.



ARMAN G RUBIO
Police Major



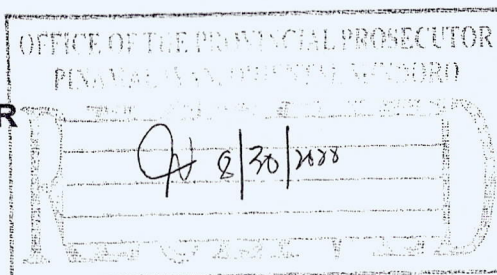
Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
ORIENTAL MINDORO POLICE PROVINCIAL OFFICE
SOCORRO MUNICIPAL POLICE STATION
Socorro, Oriental Mindoro



SMPSE

HON. PROVINCIAL PROSECUTOR

Provincial Prosecution Office
Pinamalayan, Oriental Mindoro



August 30, 2022

Sir/Ma'am:

Respectfully referred to your good office the herein records of investigation relative to a case of **Violation of PD 705 (Illegal Logging)** committed as follows:

VICTIMS/ COMPLAINANT: SOCORRO MPS represented by PCpl Christian Asi.

RESPONDENT/S: Pablito Hernaez Gonzales (arrested), male, 45 years old and a resident of Sitio Tabag, Brgy Mabuhay 1, Socorro, Oriental Mindoro. Dennis De Leon Leuterio (arrested), male, 48 years old and a resident of Sitio Singulan, Brgy Batong Dalig, Socorro, Oriental Mindoro and Enrique Mueco Enriquez (arrested), male 54 years old and a resident of Sitio UFC, Brgy Happy Valley, Socorro, Oriental Mindoro.

DTPO: August 25, 2022 at about 3:10 PM at Sitio Singulan, Brgy. Batong Dalig, Socorro, Oriental Mindoro.

The documents/ evidence are consists of the following:

1. ✓ S.S. ng Pagrereklamo ni PCpl Christian Asi;
2. ✓ Pinagsamang S.S. nina PCpl John Vincent M Mirambil at PCpl Jeremiah R Pecayo;
3. ✓ Copy of Apprehension Receipt;
4. ✓ Copy of Scale Sheet;
5. ✓ Copy of Turn Over Receipt;
6. ✓ Copy of the request for scaling and certification;
7. ✓ Copy of Acknowledgement Receipt;
8. ✓ Copy of Certification from CENRO;
9. ✓ Copy of Pictures of 228 bdft Gmelina Lumbers cut in different dimensions;
10. ✓ Copy of ARD Chain of Custody Form with one CD marked as PG-A;
11. ✓ Copy of Pictures related to the incident;
12. ✓ Copy of Blotter Certification;
13. ✓ Picture of Chainsaw;
14. Others to be presented later.

FACTS OF THE CASE:

At about 2:00 in the afternoon of August 25, 2022, information received from our BIN regarding the ongoing cutting of trees at Sitio Singulan, Brgy. Batong Dalig, Socorro, Oriental Mindoro.

Immediately, Socorro MPS personnel led by PSSg Mark Anthony B Priela, Intel PNCO under supervision of PMAJ ARMAN G RUBIO, ACOP together with the personnel of 2nd Platoon 1st (PMFC) Provincial Mobile Force Company and 404th B MC RMFB proceeded at the said place to validate the information which resulted to the confiscation of alleged species of Gemilina cut in different dimensions and one (1) chainsaw. Further, confiscated lumbers and chainsaw were brought to this station for further investigation and documentation. The said confiscated lumbers will be turned over to CENRO at Brgy. Pasi 2, Socorro Oriental Mindoro while a case for violation of PD 705 is being prepared by this station against the suspect.

Very truly yours,

ARMAN G RUBIO
Police Major
Acting Chief of Police



Republic of the Philippines
Department of Justice
NATIONAL PROSECUTION SERVICE
ORIENTAL MINDORO PROVINCIAL PROSECUTION OFFICE
Pinamalayan, Oriental Mindoro

SOCORRO MUNICIPAL POLICE STATION,
SOCORRO, ORIENTAL MINDORO,

Complainant,

NPS DOCKET NO.:

IV-07a-INQ-22H-00184

-versus-

-for-

PABLITO HERNAEZ GONZALES,
DENNIS DE LEON LEUTERIO and
ENRIQUE MUECO ENRIQUEZ
(All Arrested),

VIOLATION OF PD 705

Respondent/s.

x-----x

SOCORRO MUNICIPAL POLICE STATION,
SOCORRO, ORIENTAL MINDORO,

Complainant,

NPS DOCKET NO.:

IV-07a-INV-22H-00185

-versus-

-for-

PABLITO HERNAEZ GONZALES
(Arrested),

VIOLATION OF RA 9175

Respondent.

x-----x

RESOLUTION

This refers the above-entitled complaints filed before this office for inquest proceedings of the above-named respondents, who are presently under the custody of SOCORRO MUNICIPAL POLICE STATION, Socorro, Oriental Mindoro;

Respondents not having opted to avail of their rights to a preliminary investigation, the determination of probable cause proceeded on the basis of the evidence at hand submitted by the complainants.

Upon perusal of the facts and circumstances obtaining in these cases, the undersigned is of the honest belief that there is a reasonable ground to indict the above named respondents of the crime of VIOLATION OF PD 705. The complaint against respondent PABLITO HERNAEZ GONZALES for VIOLATION OF RA 9175 is hereby recommended DISMISSED for insufficiency of evidence.

WHEREFORE, it is hereby resolved that the corresponding Information for the crime of VIOLATION OF PD 705 be filed against respondents PABLITO HERNAEZ GONZALES, DENNIS DE LEON LEUTERIO and ENRIQUE MEUCO ENRIQUEZ with the proper court.

Pinamalayan, Oriental Mindoro, 30 August 2022.

WITH PRIOR WRITTEN AUTHORITY FROM THE
PROVINCIAL PROSECUTOR
UNDER OPP-MEMO 21-1 DATED 5 APRIL 2021

ERL n r
ENRIQUE D. SAN MIGUEL JR.
Associate Provincial Prosecutor
MCLE VII-0006596/04-14-25
Inquest Officer

COPY FURNISHED: All parties concerned

MN

Republic of the Philippines
Department of Justice
NATIONAL PROSECUTION SERVICE
ORIENTAL MINDORO PROVINCIAL PROSECUTION OFFICE
Pinamalayan, Oriental Mindoro

INVESTIGATION DATA FORM

To be accomplished by the Office:

DATE RECEIVED:

8/20/2022

NPS DOCKET NO.:

W-PA-109-224-00184

(Stamped and initiated) :

Time Received: 9:25 AM

Assigned to: _____

Receiving Staff: _____

Date Assigned: _____

To be accomplished by complainant/counsel/law enforcer:

(Use back portion if space is not sufficient)

COMPLAINANT/S: Name \ Sex \ Age and Address

Socorro MPS represented by PCpl Christian Asi

RESPONDENT/S: Name\Sex\Age & Address

Pablito Hernaez Gonzales (arrested), male, 45 years old and a resident of Sitio Tabag, Brgy Mabuhay 1, Socorro, Oriental Mindoro.

Dennis De Leon Leuterio (arrested), male, 48 years old and a resident of Sitio Singulan, Brgy Batong Dalig, Socorro, Oriental Mindoro and

Enrique Mueco Enriquez (arrested), male 54 years old and a resident of Sitio UFC, Brgy Happy Valley, Socorro, Oriental Mindoro.

OFFENSE/S COMMITTED/LAW/S VIOLATED:

Violation of P.D. 705

WITNESS/ES: Name and Address

PCpl Christian Asi, legal age, and a member of Philippine National Police assigned at Socorro Municipal Police Station.

DATE & TIME of COMMISSION:

August 25, 2022 at about 3:10 PM
Mindoro.

PLACE of COMMISSION:

Sitio Singulan, Brgy. Batong Dalig, Socorro, Oriental

1. Has a similar complaint been filed before any other office? YES ___ NO ___ / ___ If yes, indicate details below
2. Is this complaint in the nature of a counter-charge? YES ___ NO ___ / ___ If yes, indicate details below
3. Is this complaint related to another case before this office? YES ___ NO ___ / ___ If yes, indicate details below

I.S./NPS Docket No. _____

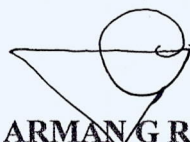
Handling Prosecutor: _____

CERTIFICATION

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

PCPL CHRISTIAN C ASI
(Signature over printed name)

SUBSCRIBED AND SWORN TO before me this 26th day of August 2022 in Socorro Municipal Police Station, Socorro, Oriental Mindoro.



ARMAN G RUBIO
Police Major
Acting Chief of Police
Administering Prosecutor/Officer

Republic of the Philippines
Department of Justice
NATIONAL PROSECUTION SERVICE
ORIENTAL MINDORO PROVINCIAL PROSECUTION OFFICE
Pinamalayan, Oriental Mindoro

INVESTIGATION DATA FORM

To be accomplished by the Office:

DATE RECEIVED:

NPS DOCKET NO.:

(Stamped and initiated):

Time Received: 9:25 AM

Assigned to:

Receiving Staff:

Administrative Assistant V

Date Assigned:

To be accomplished by complainant/counsel/law enforcer:

(Use back portion if space is not sufficient)

COMPLAINANT/S: Name \ Sex \ Age and Address

Socorro MPS represented by PCpl Christian Asi

RESPONDENT/S: Name\Sex\Age & Address

Pablito Hernaez Gonzales (arrested), male, 45 years old and a resident of Sitio Tabag, Brgy Mabuhay 1, Socorro, Oriental Mindoro.

OFFENSE/S COMMITTED/LAW/S VIOLATED:

Violation of RA 9175 (Chainsaw Act of 2002)

WITNESS/ES: Name and Address

PCpl Christian Asi, legal age, and a member of Philippine National Police assigned at Socorro Municipal Police Station.

DATE & TIME of COMMISSION:

August 25, 2022 at about 3:10 PM

PLACE of COMMISSION:

Sitio Singulan, Brgy. Batong Dalig, Socorro, Oriental Mindoro

1. Has a similar complaint been filed before any other office? YES ___ NO ___ / ___ If yes, indicate details below
2. Is this complaint in the nature of a counter-charge? YES ___ NO ___ / ___ If yes, indicate details below
3. Is this complaint related to another case before this office? YES ___ NO ___ / ___ If yes, indicate details below

I.S./NPS Docket No. _____

Handling Prosecutor: _____

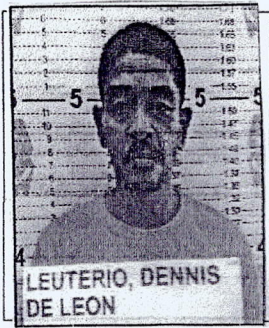
CERTIFICATION

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


PCPL CHRISTIAN C ASI
(Signature over printed name)

SUBSCRIBED AND SWORN TO before me this 29th day of August 2022 in Socorro Municipal Police Station, Socorro, Oriental Mindoro.


ARMAN G RUBIO
Police Major
Acting Chief of Police
Administering Prosecutor/Officer



Republic of the Philippines
Department of the Interior and Local Government
PHILIPPINE NATIONAL POLICE
SOCORRO MUNICIPAL POLICE STATION
Socorro, Oriental Mindoro

PNP ARREST AND BOOKING SHEET
(to be accomplished by the Arresting Officer)

BLOTTER ENTRY NR: 202-08-906 DATE: August 25, 2022

PERSONAL INFORMATION:

LEUTERIO (Last Name) DENNIS (First Name) DE LEON (Middle Name)
ADDRESS: SITO SINGULANG, BRGY BATONG DALIG, SOCORRO, ORIENTAL MINDORO
TEL NO. _____ POB VICTORIA OR. MINDORO DOB JUNE 22, 1974
MARITAL STATUS: ☐ SINGLE ☐ WIDOWER ☒ MARRIED ☐ SEPARATED SEX: ☒ MALE ☐ FEMALE
AGE: 48 WEIGHT: 64 kgs HEIGHT: 160 cm EYES: _____ HAIR: BLACK
COMPLEXION: FAIR OCCUPATION: LABORER NATIONALITY: FILIPINO
HIGHEST EDUCATIONAL ATTAINMENT: GRADE 4
NAME OF SCHOOL: PAKYAS, ELEMENTARY SCHOOL
LOCATION OF SCHOOL: PAKYAS, VICTORIA ORIENTAL MINDORO
IDENTIFYING MARKS/CHARACTERISTICS: TATTOO
LOCATION OF IDENTIFYING MARKS: RIGHT SHOULDER / RIGHT AND LEFT HAND
PHYSICAL DEFORMITY/DEFECT: _____
DRIVER'S LIC NR: _____ ISSUED AT: _____ ON: _____
RES CERT NR: _____ DATE AND PLACE OF ISSUE: _____
OTHER ID CARDS: _____ ID NR: _____

ARREST INFORMATION:

OFFENSE CHARGE: VIOLATION OF PD 705 (NATURE OF OFFENSE) (CRIMIS NO.)
WHERE ARRESTED: SITO SINGULANG, BRGY BATONG DALIG, SOCORRO, ORIENTAL MINDORO
DATE ARRESTED: AUGUST 25, 2022 TIME: 3:10 PM
NAME OF ARRESTING OFFICER/S:
Rank: PCP Name: CHRISTIAN C Aci Signature: [Signature]
Rank: _____ Name: _____ Signature: _____
Rank: _____ Name: _____ Signature: _____
UNIT: _____

MEDICAL EXAMINATION CONDUCTED AT: _____
BY: DR. _____ ON: _____

FINGERPRINT TAKEN BY: DSSG KENNETH LUETERIO II

PHOTO TAKEN BY: PCP JEREMIAH R PECAYO

DUTY INVESTIGATOR: PCP ROBERT JAYSON PABADEIR / PCP JEREMIAH PECAYO

BOOKED BY (RANK/NAME/SIGNATURE): PCP JEREMIAH PECAYO

SIGNATURE OF PERSON ARRESTED: DENNIS LEUTERIO
(INDICATE IF SUSPECT REFUSE TO SIGN)

OTHER INFORMATION:

NAME OF FATHER: FLORANTE LEUTERIO AGE _____
ADDRESS: _____
NAME OF MOTHER: VERGIE DE LEON LEUTERIO (DECEASED) AGE _____
ADDRESS: _____
NAME & ADDRESS OF PERSON TO BE CONTACTED IN CASE OF EMERGENCY:
NAME: ANALIZA LEUTERIO RELATIONSHIP WIFE
ADDRESS: SITO SINGULANG, BRGY BATONG DALIG, SOCORRO TEL # _____
LAWYER: _____ TEL# _____
DOCTOR: _____ TEL# _____
HEALTH PROBLEM _____

NOTE: USE THE PNPC FORM 452-038 (STANDARD TEN PRINT CARD) TO TAKE THE TENPRINT OF THE SUSPECT FOR EVENTUAL SUBMISSION TO PNPC-AFIS

(ATTACHED: MEDICAL EXAM; MUG SHOTS; TENPRINTS OF SUSPECTS)

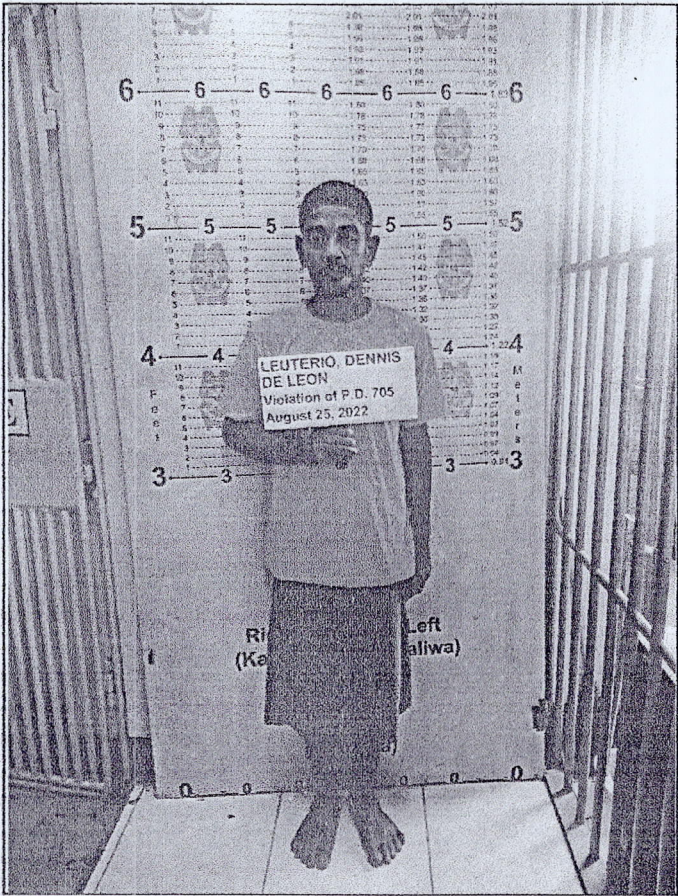
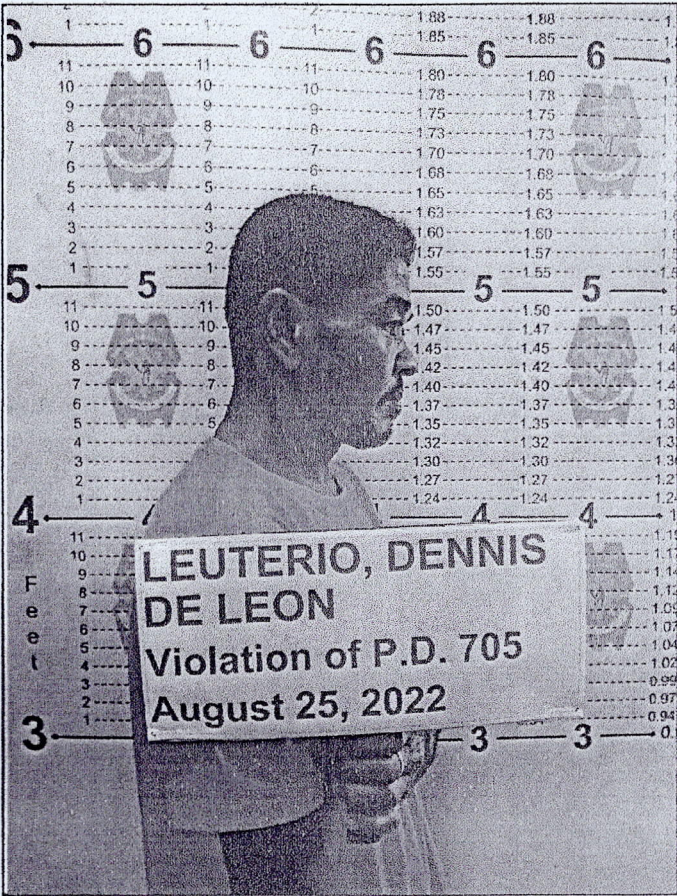
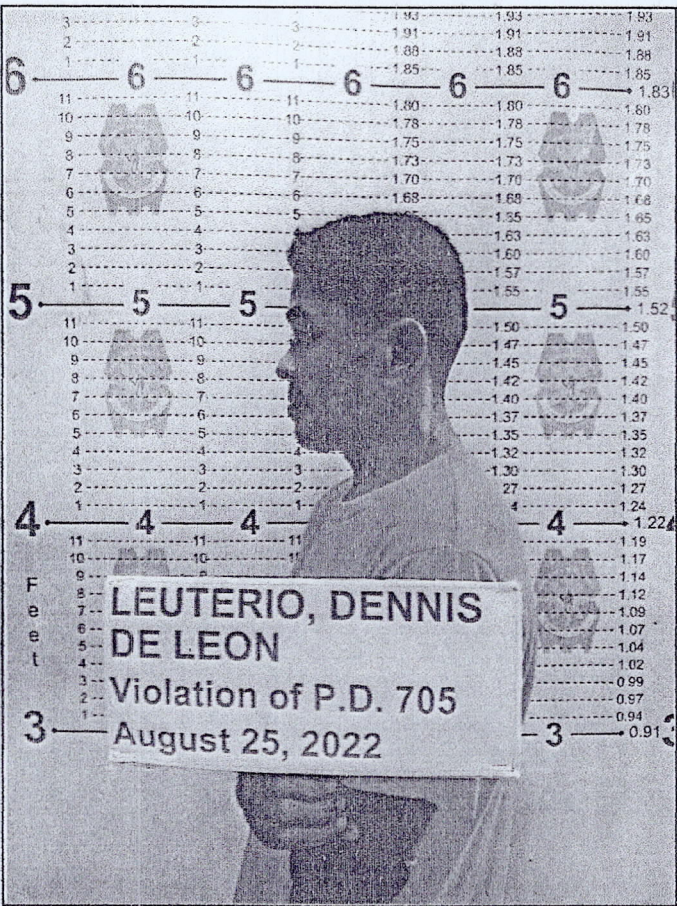
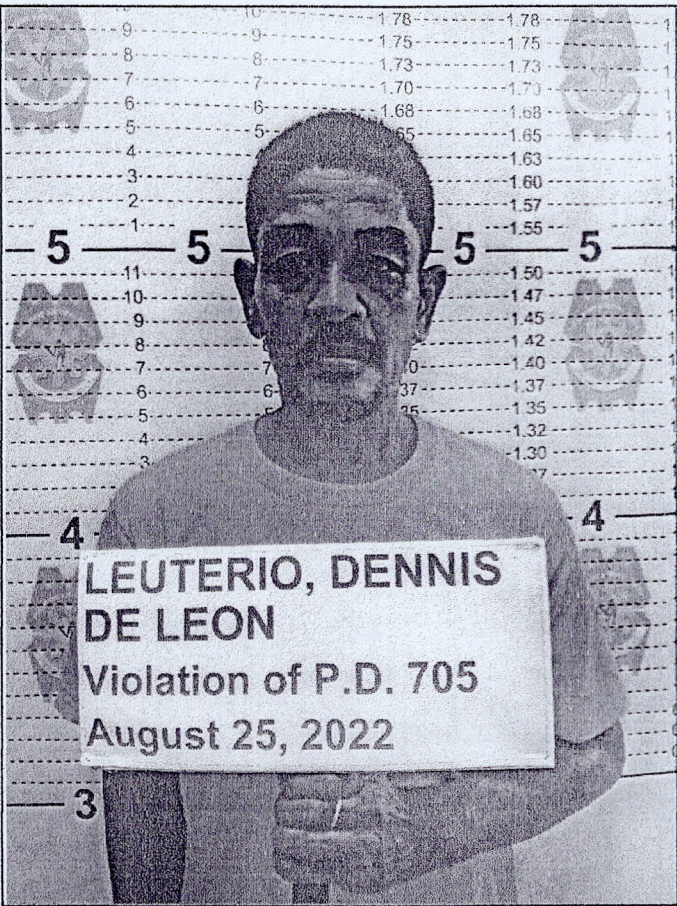
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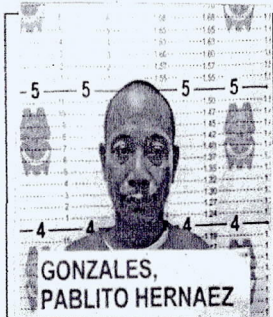
LEUTERIO
(FAMILY)

DENNIS
(First)

DE LEON
(Middle)

Blotter Entry Nr: 2022-08-906





Republic of the Philippines
Department of the Interior and Local Government
PHILIPPINE NATIONAL POLICE
SOCORRO MUNICIPAL POLICE STATION
Socorro, Oriental Mindoro

PNP ARREST AND BOOKING SHEET
(to be accomplished by the Arresting Officer)

BLOTTER ENTRY NR: 2022-08-006

DATE: August 25, 2022

PERSONAL INFORMATION:

GONZALES PABLITO HERNAEZ
(Last Name) (First Name) (Middle Name)
ADDRESS: SITIO TABAG, BRGY MABUHAY I, SOCORRO ORIENTAL MINDORO
TEL NO: _____ POB BAYUN, SOCORRO OR MDO DOB FEBRUARY 6, 1976
MARITAL STATUS: ☐ SINGLE ☒ WIDOWER SEX: ☒ MALE
☐ MARRIED ☐ SEPARATED ☐ FEMALE
AGE: 46 WEIGHT: 48 kgs HEIGHT: 147cm EYES: _____ HAIR: BLACK
COMPLEXION: FAIR OCCUPATION: MASON NATIONALITY: FILIPINO
HIGHEST EDUCATIONAL ATTAINMENT: ELEMENTARY GRADUATE
NAME OF SCHOOL: BAYUN, ELEMENTARY SCHOOL
LOCATION OF SCHOOL: BAYUN, SOCORRO ORIENTAL MINDORO
IDENTIFYING MARKS/CHARACTERISTICS: _____
LOCATION OF IDENTIFYING MARKS: _____
PHYSICAL DEFORMITY/DEFECT: _____
DRIVER'S LIC NR: _____ ISSUED AT: _____ ON: _____
RES CERT NR: _____ DATE AND PLACE OF ISSUE: _____
OTHER ID CARDS: _____ ID NR: _____

ARREST INFORMATION:

OFFENSE CHARGE: VIOLATION OF PP 705 AND RA 9175
(NATURE OF OFFENSE) (CRIM/IS NO.)
WHERE ARRESTED: SITIO SINGULAN, BRGY BATONG DALIG, SOCORRO ORIENTAL MINDORO
DATE ARRESTED: AUGUST 25, 2022 TIME: 3:10 PM
NAME OF ARRESTING OFFICER/S:
Rank: PCpl Name: CHRISTIAN CASI Signature: _____
Rank: _____ Name: _____ Signature: _____
Rank: _____ Name: _____ Signature: _____
UNIT: _____

MEDICAL EXAMINATION CONDUCTED AT: _____

BY: DR. _____ ON: _____
FINGERPRINT TAKEN BY: PSSG KENNETH M LUSTERIO II
PHOTO TAKEN BY: PCpl JEREMIAH R PECAYO
DUTY INVESTIGATOR: PCpl ROBERT JAYSON M PADABEIR / PCpl JEREMIAH R PECAYO
BOOKED BY (RANK/NAME/SIGNATURE): PCpl JEREMIAH R PECAYO
SIGNATURE OF PERSON ARRESTED: Pablito Gonzales
(INDICATE IF SUSPECT REFUSE TO SIGN)

OTHER INFORMATION:

NAME OF FATHER: LAZARO GONZALES AGE 75
ADDRESS: BRGY MABUHAY I, SOCORRO ORIENTAL MINDORO
NAME OF MOTHER: GUILLERMA GONZALES (DECEASED) AGE _____
ADDRESS: _____
NAME & ADDRESS OF PERSON TO BE CONTACTED IN CASE OF EMERGENCY:
NAME: SHENNA GONZALES RELATIONSHIP DAUGHTER
ADDRESS: BRGY MABUHAY I, SOCORRO ORIENTAL MINDORO TEL # _____
LAWYER: _____ TEL# _____
DOCTOR: _____ TEL# _____
HEALTH PROBLEM _____

NOTE: USE THE PNPCL FORM 452-038 (STANDARD TEN PRINT CARD) TO TAKE THE TENPRINT OF THE SUSPECT FOR EVENTUAL SUBMISSION TO PNPCL-AFIS

(ATTACHED: MEDICAL EXAM; MUG SHOTS; TENPRINTS OF SUSPECTS)

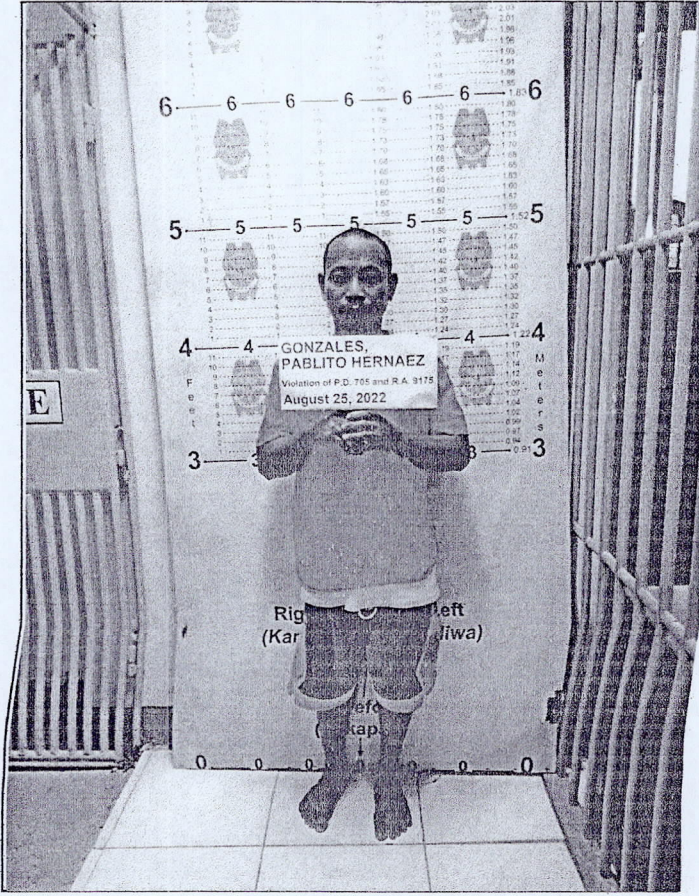
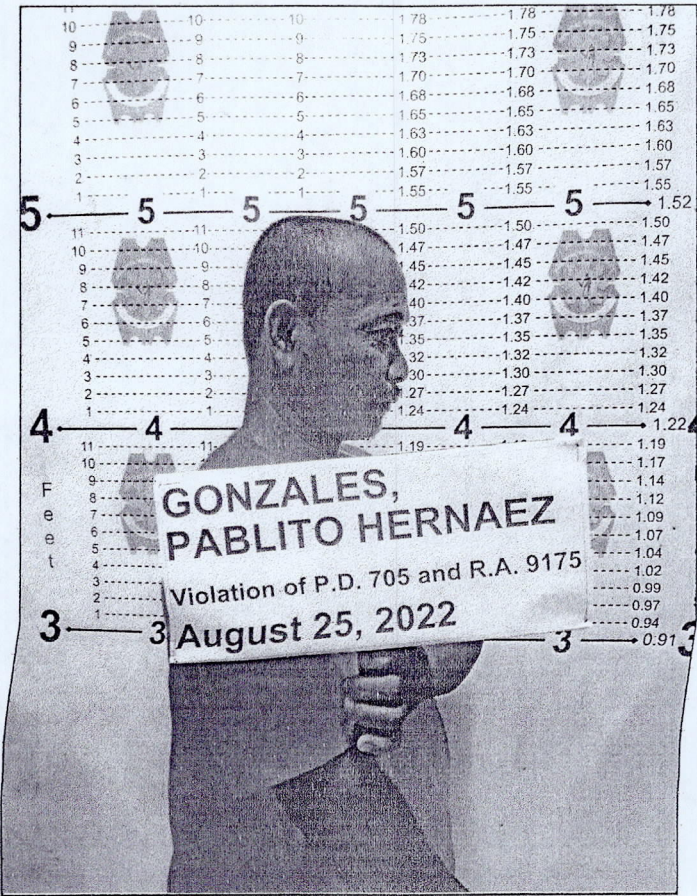
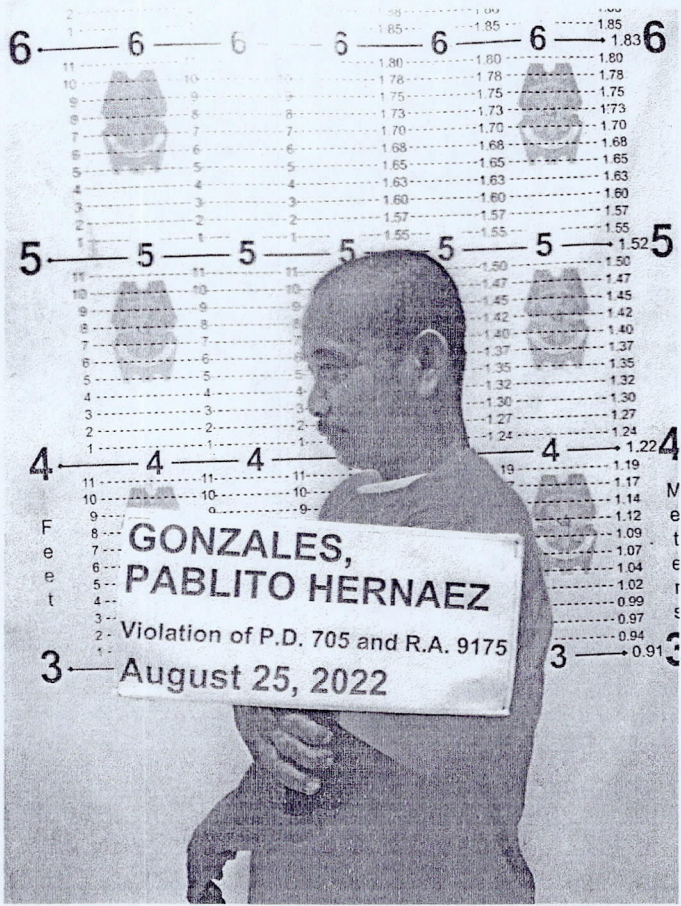
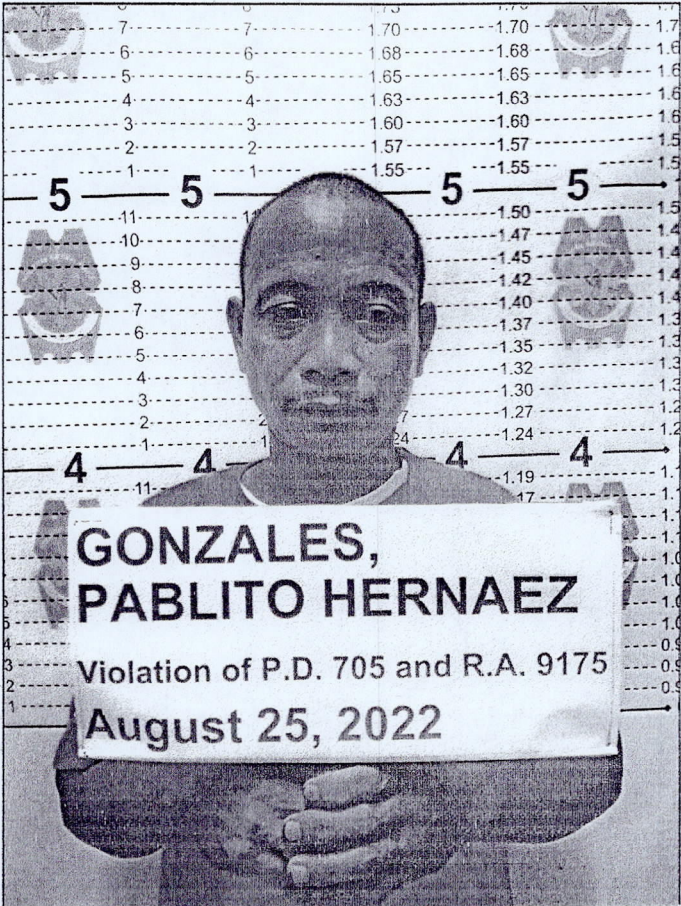
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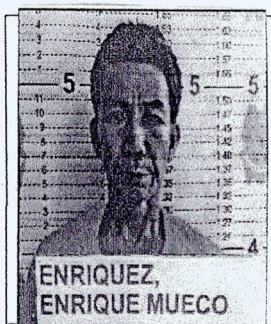
PABLITO
(FAMILY)

HERNAEZ
(First)

GONZALEZ
(Middle)

Blotter Entry Nr: 2022-08-906





Republic of the Philippines
Department of the Interior and Local Government
PHILIPPINE NATIONAL POLICE
SOCORRO MUNICIPAL POLICE STATION
Socorro, Oriental Mindoro

PNP ARREST AND BOOKING SHEET
(to be accomplished by the Arresting Officer)

BLOTTER ENTRY NR: 2022-08-906 DATE: August 25, 2022

PERSONAL INFORMATION:

ENRIQUEZ (Last Name) ENRIQUE (First Name) MUECO (Middle Name)
ADDRESS: SMD UFC, BRGY HAPPY VALLEY, SOCORRO ORIENTAL MINDORO
TEL NO. POB SOCORRO, ORIENTAL MINDORO JULY 11, 1968
MARITAL STATUS: ☐ SINGLE ☐ WIDOWER ☒ MARRIED ☐ SEPARATED SEX: ☒ MALE ☐ FEMALE
AGE: 54 WEIGHT: 48 kgs HEIGHT: 157 cm EYES: HAIR: BLACK
COMPLEXION: FAIR OCCUPATION: LABORER NATIONALITY: FILIPINO
HIGHEST EDUCATIONAL ATTAINMENT: GRADE 5
NAME OF SCHOOL: MABUHAY 1 ELEMENTARY SCHOOL
LOCATION OF SCHOOL: MABUHAY 1, SOCORRO ORIENTAL MINDORO
IDENTIFYING MARKS/CHARACTERISITICS:
LOCATION OF IDENTIFYING MARKS:
PHYSICAL DEFORMITY/DEFECT:
DRIVER'S LIC NR: ISSUED AT: ON:
RES CERT NR: DATE AND PLACE OF ISSUE:
OTHER ID CARDS: ID NR:

ARREST INFORMATION:

OFFENSE CHARGE: VIOLATION OF PD 705 (NATURE OF OFFENSE) (CRIM/IS NO.)
WHERE ARRESTED: SMD CINGULAN, BRGY. BATONG DALIG, SOCORRO ORIENTAL MINDORO
DATE ARRESTED: AUGUST 25, 2022 TIME: 3:10 PM
NAME OF ARRESTING OFFICER/S:
Rank: PCP Name: CHRISTIAN C ASI Signature:
Rank: Name: Signature:
Rank: Name: Signature:
UNIT:

MEDICAL EXAMINATION CONDUCTED AT:
BY: DR. ON:
FINGERPRINT TAKEN BY: PSSG KENNETH LUTERIO II
PHOTO TAKEN BY: PCP JEREMIAH R. PECAYO
DUTY INVESTIGATOR: PCP ROBERT JAXSON PADABEIR / PCP JEREMIAH PECAYO
BOOKED BY (RANK/NAME/SIGNATURE): PCP JEREMIAH R. PECAYO
SIGNATURE OF PERSON ARRESTED: ENRIQUE (INDICATE IF SUSPECT REFUSE TO SIGN)

OTHER INFORMATION:

NAME OF FATHER: BERNARDO ENRIQUEZ (DECEASED) AGE
ADDRESS:
NAME OF MOTHER: ANASTACIA ENRIQUEZ AGE 76
ADDRESS: BRGY HAPPY VALLEY, SOCORRO ORIENTAL MINDORO
NAME & ADDRESS OF PERSON TO BE CONTACTED IN CASE OF EMERGENCY:
NAME: MARY ANN ENRIQUEZ RELATIONSHIP DAUGHTER
ADDRESS: BRGY. HAPPY VALLEY, SOCORRO OR. MINDORO TEL #
LAWYER: TEL#
DOCTOR: TEL#
HEALTH PROBLEM

NOTE: USE THE PNPCL FORM452-038 (STANDARD TEN PRINT CARD) TO TAKE THE TENPRINT OF THE SUSPECT FOR EVENTUAL SUBMISSION TO PNPCL-AFIS

(ATTACHED: MEDICAL EXAM; MUG SHOTS; TENPRINTS OF SUSPECTS)

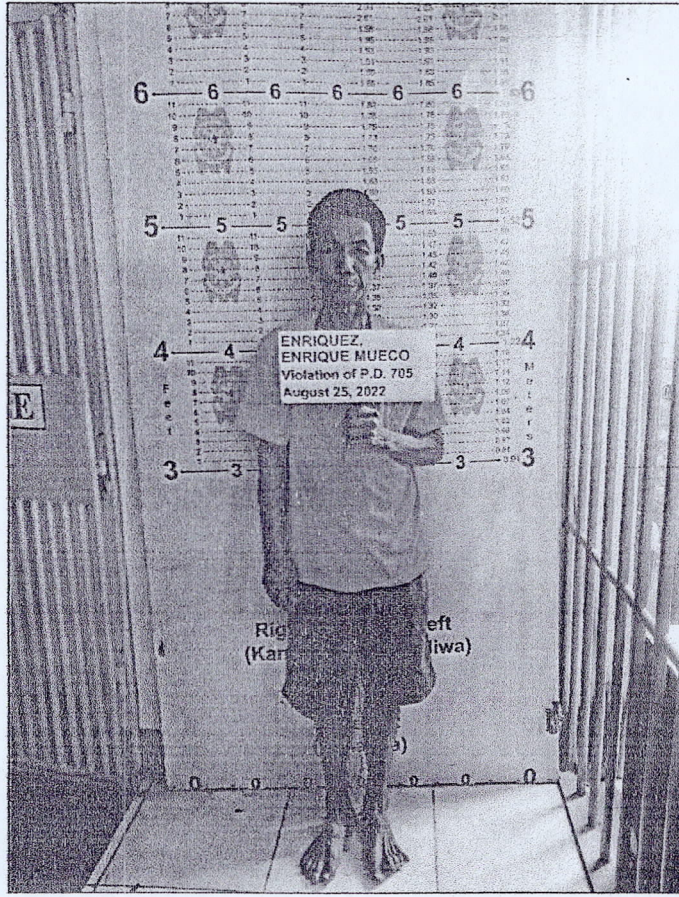
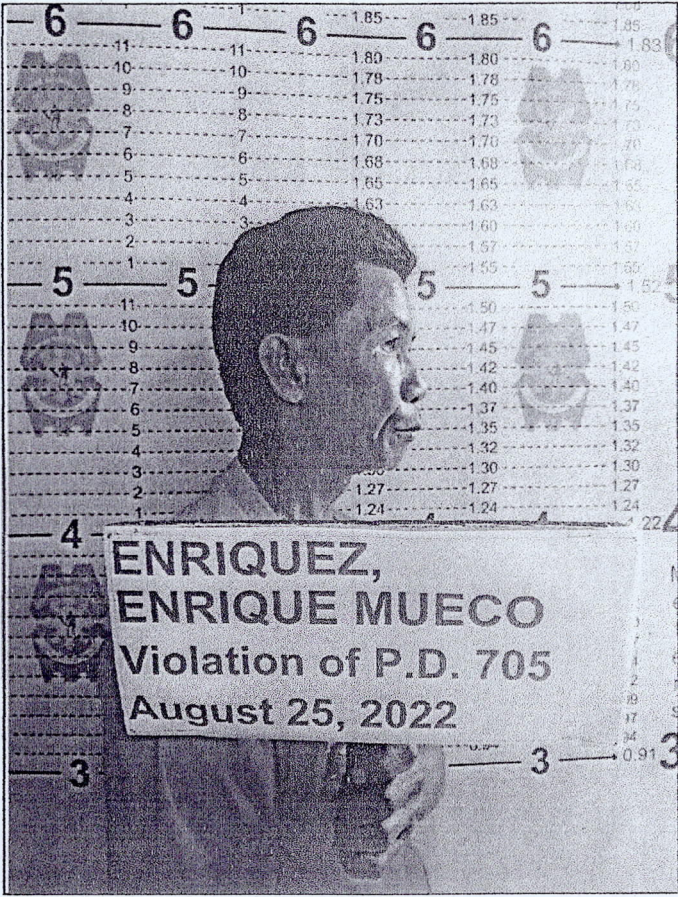
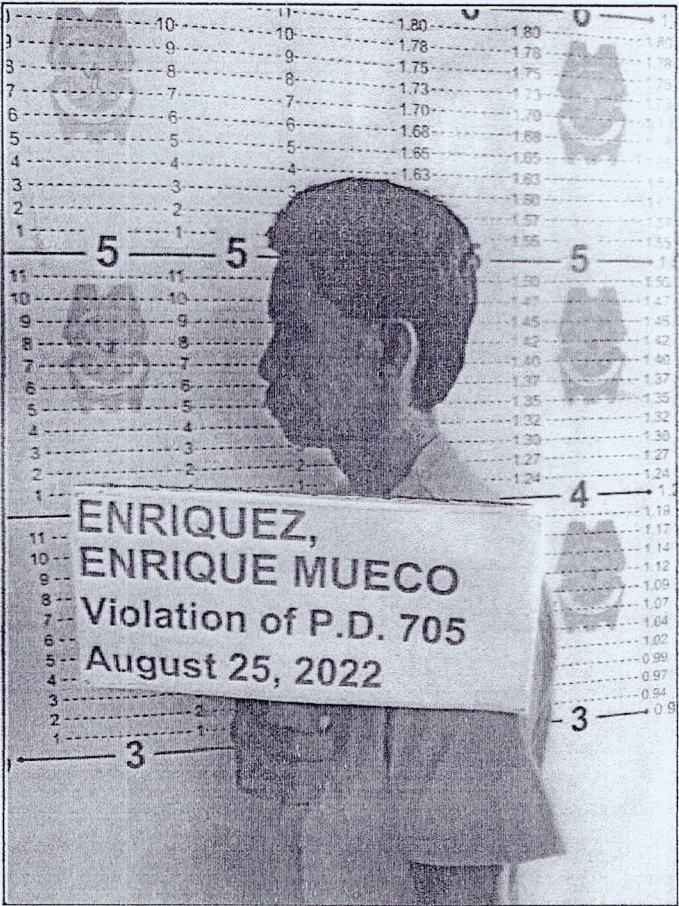
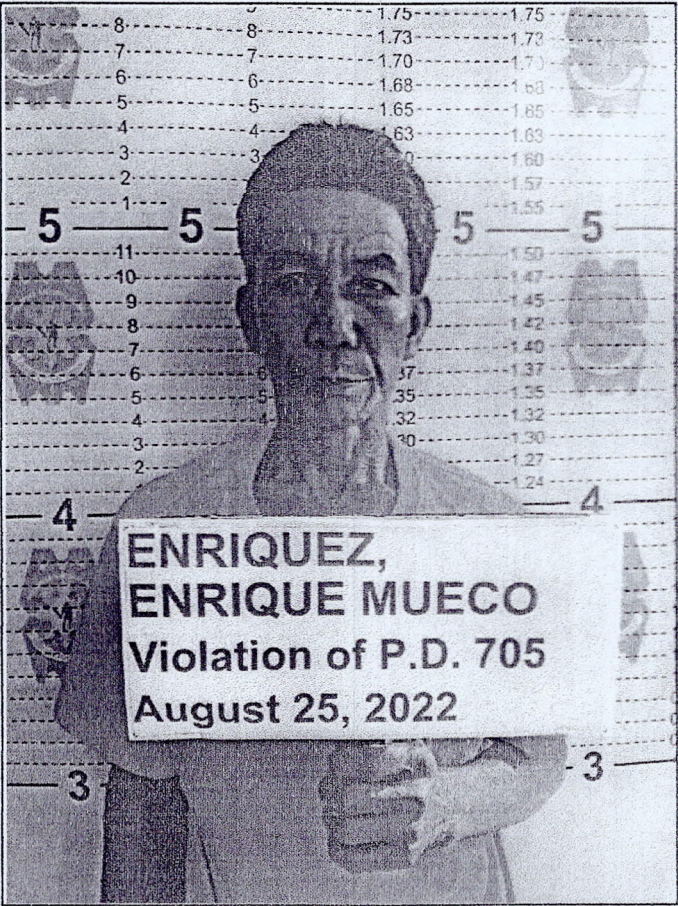
NAME OF SUSPECT:

ENRIQUEZ
(FAMILY)

ENRIQUE
(First)

MUECO
(Middle)

Blotter Entry Nr: 2022-08-906





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

September 23, 2022

HON. HIPOLITO V. MANIBO

Brgy. Captain
Batong Dalig, Socorro, Oriental Mindoro

Dear Hon. Manibo:

Greetings!

This pertains to the "PAGPAPATUNAY" submitted by Mr. Pablito Gonzales, et.al during the Administrative Adjudication hearing conducted on September 22, 2022 which you had attested. Please be informed that such document is not considered cutting permit hence it cannot be used as permit to cut in any private or public land.

Further, please be informed of the following requirements in securing cutting permit. Kindly post this in conspicuous places within the Barangay.

1. Letter request of the land owner addressed to CENRO, Rodel M. Boyles;
2. Authenticated copy of Land Title/CLOA issued by Land Registration Authority (LRA) or Registry of Deeds (ROD);
3. Utilization Plan, if application covers ten (10) hectares or larger with at least 59% of the area covered with forest trees;
4. Endorsement from concerned LGU interposing no objection to the cutting of trees under the following conditions:
 - a. If the trees to be cut falls within one barangay, an endorsement from the Barangay Captain shall be secured;
 - b. If the trees to be cut falls within more than one barangay, endorsement shall be secured either from the Municipal/City Mayor or all the Barangay Captains concerned; and
 - c. If the trees to be cut fall within more than one municipality/city, endorsement shall be secured either from Provincial Governor or all the Municipal/City Mayors concerned.
5. Endorsement by local agrarian reform officer for areas covered by CLOA; and
6. Copy of Environmental Compliance Certificate (ECC)/Certificate of Non-Coverage (CNC), if applicable. The DENR shall determine if the tree cutting activities will require ECC/CNC based on the extent of tree cutting operations, location.

Should you have any queries, kindly contact the Chief, Utilization Unit, Forester Jessilyn Villanueva at her Cellphone Number 09260694634.

Thank you very much.


DANILO F. RODELAS

9-30-22

Respectfully yours,


RODEL M. BOYLES
CENR Officer



ADMINISTRATIVE ADJUDICATION PROCEEDINGS
(DAO 97-32, Section 7[2])

SUBJECT : Apprehended One (1) Unit of Chainsaw and 48 pcs/228 bdft at Brgy. Batong Dalig, Socorro, Oriental Mindoro

DATE : September 28, 2022

LOCATION : CENRO Socorro, Brgy. Pasi II, Socorro, Oriental Mindoro

HEARING OFFICER : CENR Officer Rodel M. Boyles

ATTENDEES AND DESIGNATION : Atty. Sherlyn A. Layesa, Legal Researcher
For. Leonida A. Mindaros, Forester II
PCpl Christian Asi
Mr. Pablito H. Gonzales
Mr. Dennis De Leon Leuterio
Mr. Enrique M. Enriques
Mr. Honorio Landicho

X -----X

I. Introduction

Pambungad : *(Pagpapakilala ng hearing officer at ng kanyang mga kasamahan - pangalan at posisyon)*

Ang Pagdinig na ito ay alinsunod sa DENR Administrative Order No. 97-32 (DAO 97-32) na may buong pamagat na "1997 Rules for the Administrative Adjudication of Illegal Forest Products and the Machinery, Equipment, Tools and Conveyances Used in Connection Therewith Pursuant to the Provisions of Presidential Decree No. 705 (P.D. 705), as amended, and pertinent policies, rules and regulations."

Isang bahagi ng nasabing DAO ay ang pagsasagawa ng Administrative Confiscation Hearing o Administratibong Pagdinig na naglalayong sagutin ang katanungan na: **"Ano ba dapat ang gawin sa mga nahuling kahoy, kagamitan, o sasakyan? Dapat ba itong ibalik sa may-ari o permanenteng kumpiskahin pabor sa Republika ng Pilipinas?"**

Mahalaga ito sapagkat dito binibigyan ng pagkakataon ang mga nasasangkot upang makapagsalaysay, makapaglahad, o makapagbigay linaw sa mga pangyayari na may kinalaman sa nakasaad na paksa (subject). Ito ang magiging basehan ng rekomendasyon na isusumite ng CENR Officer o Opisyal ng Pagdinig sa Regional Executive Director (RED) na may awtoridad na magdesisyon patungkol dito.

Ang Administratibong Pagdinig na isinasagawa ng DENR ay hiwalay na proseso sa paglilitis ng korte para sa kasong sibil o kriminal.



Ang Pagdinig na ito ay gagawin sa lenggwahe o wika na mas higit na nauunawan ng nakararami.

- Pagtatala** : Para sa opisyal na pagtatala, maaari mo bang sabihin ang iyong pangalan, edad, katayuang sibil, at tirahan?
- Sagot** : Ako si Honorio A. Landicho, 57 taong gulang, baw at nakatira sa Brgy. Batong Dalig, Socorro, Oriental Mindoro
- Paglililaw** : Noong nakaraang September 27, 2012, may ipinadala ang aming tanggapan na sulat na may pamagat na "Abiso ng Pagdinig". Ito ba ay iyong natanggap?
- Sagot** : Opo
- Paglalahad ng mga Karapatan at Paalala** : Ang nasabing Abiso ay ang unang bahagi ng proseso bago ang pagsasagawa ng pagdinig. Ngayon naman ay ilalahad ang iba mo pang mga karapatan sa ilalim ng Saligang Batas at ilan pang mga paalala:
1. Ang pagdinig na ito ay maiksi lamang, nakatala, at sa pamamaraang tanong-sagot;
 2. Ikaw ay maaaring humarap sa pagdinig na ito nang ikaw lamang o maaari din naman na kumuha ka ng tagapayo o abogado na kakatawan sa inyo;
 3. Ikaw ay may karapatan na manahimik sa panahon ng pagsisiyasat;
 4. Ikaw ay may karapatan na makita o makuha ang kopya ng mga dokumento na may kinalaman sa paksa;
 5. Ikaw ay may karapatan na mag-sumite ng iba pang ebidensya; at
 6. Bilang kapalit ng pagdinig na ito, maaari rin na mag-sumite ng Sinumpaang Salaysay at iba pang dokumento na may kinalaman dito upang maging basehan sa pagbibigay ng rekomendasyon.

- Paglililaw** : Kaugnay sa huling nabanggit, ipagpapatuloy ba natin ang pagdinig o mag susumite ka na lamang ng iyong Sinumpaang Salaysay?
- Sagot** : Ipagpapatuloy po

II. Hearing Proper

- Panimula** : Matapos na maipaliwanag sa inyo ang layunin ng pagdinig na ito, mga karapatan, at paalala, umpisahan na natin ang pagtatanong tungkol sa nahuling isang (1) Chainsaw at 48 piraso o 228 bdft na Gmelina lumbers sa Brgy. Batong Dalig, Socorro, Oriental Mindoro
- Tanong** : Base sa ginawa naming Administratibong pagdining, ngsumite ang mga nahuli ng pagpapatunay na sa inyo ang mga puno na puputulin nila sa Brgy. Mabuhay I, Socorro. Ano ang kaugnayan o partisipasyon mo sa nabanggit na paksa?
- Sagot** : Ako yung may-ari ng kahoy at nakipagkarundo na putulin kay Dionisio



Tanong : Ilang puno ng Gmelina ang pinapuputol ninyo?
Sagot : Dalawa po ang naputol

Tanong : Nandoon ka ba habang nglalagari ang mga hinuli ng mga Pulis?
Sagot : Wala po

Tanong : Mayroon bang kaukulang permiso ang **pagmamay-ari o pag-ani** ng mga ito?
Sagot : Kung mayroon, maari mo bang ipakita ang kopya nito para sa aming pagsusuri?

Sagot : Wala pong permit dahil ang akala ko kapag nagpaalam sa Barangay at Binigyan ng permiso ay pwede ng pumutol dahil panggamit lang sa bahay.

Tanong : Alam mo ba na mahigpit na ipinagbabawal sa batas ang pagpuputol pagbebenta, pagbili, pag-iimbak at pagbayahe ng mga kahoy maging ang uling na walang kaukulang permiso mula sa DENR?

Sagot : Hindi po alam

Tanong : Kung alam mo, bakit mo pinaputol ang mga Gmelina ng walang kaukulang papeles mula da DENR?

Sagot :

Tanong : Malimit mo ba ginagawa ang pagpapaputol ng mga kahoy na walang kaukulang dokumento?

Sagot : Hindi po

Tanong : Alam mo ba na may pananagutan sa batas ang nag-utos ng pagputol ng mga puno na walang kaukulang permiso mula sa DENR?

Sagot : Hindi ko po alam

Tanong : Ikaw ba ay may nais pang sabihin, idagdag, baguhin sa mga nabanggit?

Sagot : Wala na po

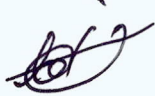


Pagtatapos : Handa ka bang lagdaan ang salaysay na ito ng may kusang loob, walang bahid ng pamimilit, pananakot, o anumang kapalit?

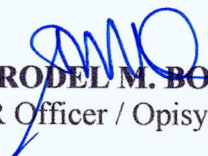
Bago mo ilakip ang iyong lagda, maaari mong basahin ang salaysay na ito.

Sagot : Opo

BILANG PATUNAY, inilalakip ko ang aking lagda sa dokumentong ito, ngayong ika-28 ng Setyembre, 2022, dito sa bayan ng Socorro, Oriental Mindoro.


Honorio L. Andrich
PANGALAN AT LAGDA
NG NAGSALAYSAY

PINANUMPAAN AT NILAGDAAN SA AKING HARAP, ngayong ika-28 ng Setyembre, 2022, dito sa bayan ng Socorro, Oriental Mindoro.


RODEL M. BOYLES
CENR Officer / Opisyal ng Pagdinig

SN No.00564431

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF JUSTICE
LAND REGISTRATION AUTHORITY

REGISTRY OF DEEDS FOR THE PROVINCE OF ORIENTAL MINDORO

Transfer Certificate of Title
No. T - 11795

Entered in accordance with Republic Act No. 6657, dated June 10, 1988, pursuant to a Certificate of Land Ownership Award issued by the Department of Agrarian Reform, at Quezon City, and spread in the records of the said Department of Agrarian Reform, as follows:

"REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF AGRARIAN REFORM
CERTIFICATE OF LAND OWNERSHIP AWARD NO. 00564431

TO ALL WHOM THESE PRESENTS SHALL COME, GREETINGS:

WHEREAS, pursuant to the provisions of Republic Act No. 6657, dated June 10, 1988, INSTITUTING A COMPREHENSIVE AGRARIAN REFORM PROGRAM TO PROMOTE SOCIAL JUSTICE AND INDUSTRIALIZATION AND PROVIDING THE MECHANISM FOR ITS IMPLEMENTATION, there is hereby awarded unto HONORIO ANTONIO LANDI CHO

Matuhay I, a parcel of agricultural land situated in Barangay Matuhay I, Municipality of Socorro, Province of Oriental Mindoro, Island of Mindoro, Philippines, containing an area of ONE THOUSAND TWO HUNDRED EIGHTY FOUR (1,284) square meters, more or less, which is now more particularly bounded and described at the back hereof.

WHEREAS, it has been established that the herein awardee has fully complied with the requirements for the grant of title under Republic Act No. 6657.

NOW, THEREFORE, KNOW YE, That by authority of the provisions of Republic Act No. 6657, there is hereby awarded unto the said Honorio A. Landicho Filipino of legal age, married to Sofia Napping and a resident of Batang Dalig, Socorro, Or. Mindoro, this Certificate of Land Ownership Award covering the parcel of agricultural land herein described.

TO HAVE AND TO HOLD IN OWNERSHIP AND TO USE PRODUCTIVELY said parcel of agricultural land with all the rights and privileges appurtenant thereto, subject to the condition that it shall not be sold, transferred or conveyed except through hereditary succession, or to the Government, or to the Land Bank of the Philippines, or to the other qualified beneficiaries for a period of ten (10) years, Provided, however, that the children or the spouse of the transferor shall have a right to repurchase the land from the Government or the Land Bank of the Philippines within a period of two (2) years from the date of transfer.

IN TESTIMONY WHEREOF, and by authority vested upon me by law, JOSUE E. ESTRADA President of the Philippines, hereby cause these letters to be made patent and the seal of the Republic of the Philippines to be hereunto affixed.

Given at Quezon City, Philippines, on this _____ day of 21 DEC 1999, in the year of Our Lord nineteen hundred and _____.

BY AUTHORITY OF THE PRESIDENT
OF THE PHILIPPINES:

MORACIO R. MORALES

Secretary of Agrarian Reform

Entered in the Registry of Deeds of Calapan City, Or. Mindoro pursuant to Section 24 of Republic Act No. 6657 on this 29th day of December, nineteen hundred and ninety-nine at 9:06 a. m.

REFERENCE:

This certificate is a transfer from Transfer Certificate of Title No. T-104569; T-754

Batang Dalig, Socorro, Or. Mindoro
(Owner's postal address)

ATTY. ROBERT M. GUILLERMO
Acting Register of Deeds

*State the civil status, name of spouse if married, age if a minor, citizenship and residence of the awardee.

OWNER'S DUPLICATE CERTIFICATE

DESCRIPTION OF THE LAND

Lot A-4
Psd-04-099209 (AR)
Honorio Anyayahan Landicho

A PARCEL OF LAND (Lot A-4 of the subdivision plan Psd-04-099209 (AR) being a portion of Lot A, (LRC) Psd-84863 LRC Record No. _____), situated in the barrio of Casiligan now Mabuhay, Municipality of Pola now Socorro, Province of Oriental Mindoro, Island of Mindoro. Bounded on the SW., along line 1-2 by lot A-3 of the subdivision plan; on the NE., along line 2-3 by Public land; and on the SE., along line 3-1 by lot A-5 of the subdivision plan. Beginning at a point marked "1" on plan being S. 78 deg. 24' E., 2464.23 m. from MM No. 12 Naujan Cadastre.

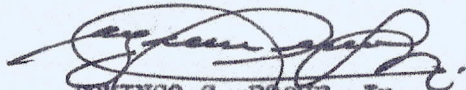
thence N. 15 deg. 40' W., 50.76 m. to point 2;

thence S. 64 deg. 42' E., 67.00 m. to point 3;

thence S. 66 deg. 38' W., 51.04 m. to the point of;

beginnings containing an area of ONE THOUSAND TWO HUNDRED EIGHTY FOUR (1,284) SQUARE METERS, more or less. All points referred to are indicated on the plan and are marked on the ground as follows: corner 3 by Old EL conc., mens., 15 x 60 cms. and the rest are AR cyl., conc., mens., 15 x 40 cms. Bearings true; date of original survey on July 22-23 - December 22-23, 1967 and that of the subdivision survey on April 16, 1997 executed by Engineer Jovito T. Cadatal and was approved on November 25, 1997.

CERTIFIED CORRECT:


DOMINGO G. ROQUE, Jr.
Geodetic Engineer

(Continued on Page B, _____)

Register of Deeds

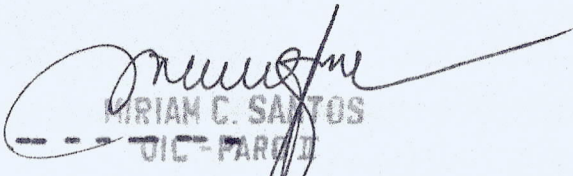
MEMORANDUM OF ENCUMBRANCES

Entry No. _____

ANNOTATION

THE PORTION OF LAND DESCRIBED IN THIS
 CERTIFICATE OF TITLE WHICH WAS DAMAGED BY
 REVENUE OFFICER RAYOR
 IN THE PROVINCE OF THE PHILIPPINES
 IN ENJOYMENT OF ITS VALUE
 IN THE YEAR 1957 IN THE AGRARIAN REFORM
 PROGRAM AND FARMER'S COOPERATIVE OR FARMER
 GROUP NAMED HEREIN

21 DEC 1999


 MIRIAM C. SANTOS

DIC-PAROI

Pursuant to Section 7 of Republic Act No. 26, this Certificate of Title having been administratively reconstituted is without prejudice to any party whose right or interest in the property was duly noted on the original hereof at the time it was lost or destroyed.

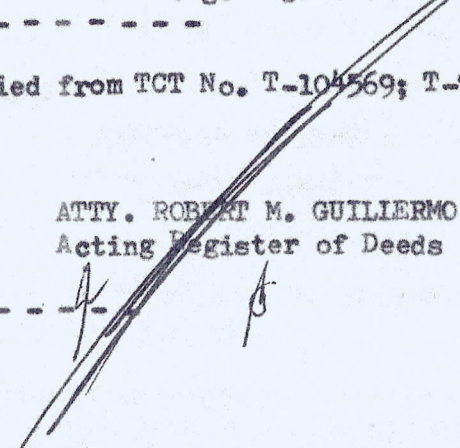
(SGD) RAMON G. GARCIA
 Actg. Register of Deeds

It is hereby certified that this Certificate of Title, consisting of 2 pages, on this date October 18, 1978 has been reconstituted from its owner's duplicate the reconstitution having been affected administratively under the provisions of Republic Act No. 26.

(SGD) RAMON G. GARCIA
 Actg. Register of Deeds

NOTE: The foregoing annotation was copied from TCT No. T-104569; T-754.

ATTY. ROBERT M. GUILLERMO
 Acting Register of Deeds



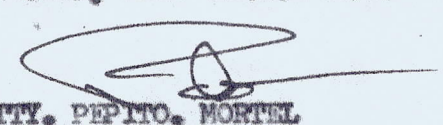
(Memorandum of Encumbrances continued on Page _____)

Register of Deeds

Entry No. 5134, Doc. No. 5134.- ORDER.- By virtue of the Order of the Regional Trial Court, Fourth Judicial Region of Or. Mindoro, Calapan City, Branch 39, Petition No. 02-20891 dated July 28, 2002, the encumbrance appearing in this title (formerly RT-82(T-31080 then T-104569), with regards to Section 7 of Republic Act No. 26, is hereby cancelled on file in this Registry.

Date of Instrument - - - - - July 28, 2002

Date of Inscription - - - - - Nov. 19, 2002 at 9:30 a.m.


ATTY. PEPITO. MORTEL
Register of Deeds



ADMINISTRATIVE ADJUDICATION PROCEEDINGS (DAO 97-32, Section 7[2])

SUBJECT : Apprehended One (1) Unit of Chainsaw and 48 pcs/228 bdft at Brgy. Batong Dalig, Socorro, Oriental Mindoro

DATE : September 22, 2022

LOCATION : CENRO Socorro, Brgy. Pasi II, Socorro, Oriental Mindoro

HEARING OFFICER : CENR Officer Rodel M. Boyles

ATTENDEES AND DESIGNATION : Atty. Sherlyn A. Layesa, Legal Researcher
For. Leonida A. Mindaros, Forester II
PCpl Christian Asi
Mr. Pablito H. Gonzales
Mr. Dennis De Leon Leuterio
Mr. Enrique M. Enriques

X -----X

I. Introduction

Pambungad : *(Pagpapakilala ng hearing officer at ng kanyang mga kasamahan - pangalan at posisyon)*

Ang Pagdinig na ito ay alinsunod sa DENR Administrative Order No. 97-32 (DAO 97-32) na may buong pamagat na "1997 Rules for the Administrative Adjudication of Illegal Forest Products and the Machinery, Equipment, Tools and Conveyances Used in Connection Therewith Pursuant to the Provisions of Presidential Decree No. 705 (P.D. 705), as amended, and pertinent policies, rules and regulations."

Isang bahagi ng nasabing DAO ay ang pagsasagawa ng Administrative Confiscation Hearing o Administratibong Pagdinig na naglalayong sagutin ang katanungan na: **"Ano ba dapat ang gawin sa mga nahuling kahoy, kagamitan, o sasakyan? Dapat ba itong ibalik sa may-ari o permanenteng kumpiskahin pabor sa Republika ng Pilipinas?"**

Mahalaga ito sapagkat dito binibigyan ng pagkakataon ang mga nasasangkot upang makapagsalaysay, makapaglahad, o makapagbigay linaw sa mga pangyayari na may kinalaman sa nakasaad na paksa (subject). Ito ang magiging basehan ng rekomendasyon na isusumite ng CENR Officer o Opisyal ng Pagdinig sa Regional Executive Director (RED) na may awtoridad na magdesisyon patungkol dito.

Ang Administratibong Pagdinig na isinasagawa ng DENR ay hiwalay na proseso sa paglilitis ng korte para sa kasong sibil o kriminal.

Ang Pagdinig na ito ay gagawin sa lenggwahe o wika na mas higit na

Pagdinig



nauunawan ng nakararami.

- Paglililaw** : Noong nakaraang September 19, 2022, may ipinadala ang aming tanggapan na sulat na may pamagat na "Abiso ng Pagdinig". Ito ba ay iyong natanggap?
- Sagot** : Opo natanggap ko po noong Setyembre 20, 2022
- Pagtatala** : Para sa opisyal na pagtatala, maaari mo bang sabihin ang iyong pangalan, edad, katayuang sibil, at tirahan?
- Sagot** : Ako po si Pablito H. Gonzalez, 46 taong gulang, baw at nakatira sa Brgy. Mabuhay 1, Socorro, Oriental Mindoro.
- Paglalahad ng mga Karapatan at Paalala** : Ang nasabing Abiso ay ang unang bahagi ng proseso bago ang pagsasagawa ng pagdinig. Ngayon naman ay ilalahad ang iba mo pang mga karapatan sa ilalim ng Saligang Batas at ilan pang mga paalala:
1. Ang pagdinig na ito ay maiksi lamang, nakatala, at sa pamamaraang tanong-sagot;
 2. Ikaw ay maaaring humarap sa pagdinig na ito nang ikaw lamang o maaari din naman na kumuha ka ng tagapayo o abogado na kakatawan sa inyo;
 3. Ikaw ay may karapatan na manahimik sa panahon ng pagsisiyasat;
 4. Ikaw ay may karapatan na makita o makuha ang kopya ng mga dokumento na may kinalaman sa paksa;
 5. Ikaw ay may karapatan na mag-sumite ng iba pang ebidensya; at
 6. Bilang kapalit ng pagdinig na ito, maaari rin na mag-sumite ng Sinumpaang Salaysay at iba pang dokumento na may kinalaman dito upang maging basehan sa pagbibigay ng rekomendasyon.
- Paglililaw** : Kaugnay sa huling nabanggit, ipagpapatuloy ba natin ang pagdinig o mag susumite ka na lamang ng iyong Sinumpaang Salaysay?
- Sagot** : Ipagpapatuloy na lang po natin.

II. Hearing Proper

- Panimula** : Matapos na maipaliwanag sa inyo ang layunin ng pagdinig na ito, mga karapatan, at paalala, umpisahan na natin ang pagtatanong tungkol sa nahuling isang **(1) Chainsaw at 48 piraso o 228 bdft na Gmelina lumbers sa Brgy. Batong Dalig, Socorro, Oriental Mindoro**
- Tanong** : Ano ang kaugnayan o partisipasyon mo sa nabanggit na paksa? Ilahad mo sa amin ang mga pangyayari batay sa iyong personal na kaalaman.
- Sagot** : Chainsaw operator at ako din ang may-ari ng chainsaw.



- Tanong** : Ilang puno ng Gmelina ang pinutol? Sino ang may-ari ng 48 piraso/228 bdf na Gmelina lumbers?
- Sagot** : Dalawang puno po at ang may-ari Honorio Candicho na taga- Brgy. Batong Daling, Socorro, Or. Mdo.
- Tanong** : Saan ito galing o kinuha?
- Sagot** : Galing sa lupa ni Honorio Candicho na matatagpuan sa Brgy. Mabuhay 1, Socorro, Or. Mdo.
- Tanong** : Saan ito dadalihin o gagamitin?
- Sagot** : Sa bahay ni Honorio Candicho dahil ito ay gagamitin sa kanyang bahay sa Brgy. Batong Daling
- Tanong** : Nasaan kayo noong hinuli kayo ng mga Pulis? Aktwal ba kayong naabutan na ngpuputol ng Puno?
- Sagot** : Kami ay aktwal na naggagayot ng kahoy sa Brgy. Mabuhay 1
- Tanong** : Mayroon bang kaukulang permiso ang **pagmamay-ari o pag-ani** ng mga ito? Kung mayroon, maari mo bang ipakita ang kopya nito para sa aming pagsusuri?
- Sagot** : Mayroon pang Pagpapatunay ng Barangay Batong Daling at pinamado ni Punong Barangay Hipolito V. Manibo. Opo at (pinakita ang kopya)
- Tanong** : Kanino ang Chainsaw na ginamit? Mayroon bang kaukulang permit ang Chainsaw? Kung mayroon, maari mo bang ipakita ang kopya nito para sa aming pagsusuri?
- Sagot** : Sa akin po ang chainsaw na ginamit. Mayroon po itong kaukulang permit. Opo (ipinakita ang permit)
- Tanong** : Malimit niyo ba ginagawa ang pagputol ng mga kahoy na walang kaukulang dokumento?
- Sagot** : Madalang lang po. Inurap lang po kasi kaya naglagari
- Tanong** : Alam mo ba na mahigpit na ipinagbabawal sa batas ang pagpuputol pagbebenta, pagbili, pag-iimbak at pagbayahe ng mga kahoy maging ang uling na walang kaukulang permiso mula sa DENR?
- Sagot** : Alam po.
- Tanong** : Ikaw ba ay may nais pang sabihin, idagdag, baguhin sa mga nabanggit?
- Sagot** : Kung pwede po sanang maibalik yung aking dahil ginagamit ko po ito pang hanap-buhay. Hindi na po ulit na lalagari ng walang permit.



Pagtatapos : Handa ka bang lagdaan ang salaysay na ito ng may kusang loob, walang bahid ng pamimilit, pananakot, o anumang kapalit?

Bago mo ilakip ang iyong lagda, maaari mong basahin ang salaysay na ito.

Sagot : Opo

BILANG PATUNAY, inilalakip ko ang aking lagda sa dokumentong ito, ngayong ika-22 ng Setyembre 2022, dito sa bayan ng Socorro, Oriental Mindoro.

P. Gonzales
Pablito H. Gonzales
PANGALAN AT LAGDA
NG NAGSALAYSAY

PINANUMPAAN AT NILAGDAAN SA AKING HARAP, ngayong ika-22 ng Setyembre, 2022, dito sa bayan ng Socorro, Oriental Mindoro.

R. M. Boyles
RODEL M. BOYLES
CENR Officer / Opisyal ng Pagdinig



Republic of the Philippines
PROVINCE OF ORIENTAL MINDORO
Municipality of Socorro
BARANGAY BATONG DALIG



TANGGAPAN NG PUNONG BARANGAY

PAGPAPATUNAY

Sa kinauukulan,

Mapagpalang araw po,

Ako po si Honorio Landicho na taga Batong Dalig, Socorro ang nagbigay ng kapahintulutan na maglagari ng aking tanim na puno ng Gemelina na kung saan nasasakop ang aking lupa ng Mabuhay I.

Pinatutunayan ko po na noong August 23, 2022 ay kami nina G. Dennis Leuterio na taga Batong Dalig , G. Pablito Gonzales na taga Mabuhay I at G. Enrique Enriquez na taga Happy Valley ay nagkasundo na sila ang maglalagari ng tanim kung puno ng Gemelina sa aking lupa na kung saan ay nasasakop ng Mabuhay I at ang mga nilagaring kahoy na ito ay gagawin kung sangkap para sa gagawaing bahay dito sa Barangay Batong Dalig.

Maraming Salamat po!


G. Honorio Landicho

May ari ng Puno

//not valid without dry seal

Pinatutunayan:


HIPOLITO V. MANIBO

Punong Barangay



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources Office
Pasi II, Socorro, Oriental Mindoro
Email Address: cenrosocorro@gmail.com

CERTIFICATE OF REGISTRATION NO. DENR-CENRO-SOCORRO-2020-172 (New)

After having complied with the provisions of DENR Administrative Order No. 2003-24, Series of 2003 otherwise known as "The Implementing Guidelines of the Chain Saw Act of 2002 (R.A. No. 9175) entitled "ACT REGULATING THE POSSESSION, OWNERSHIP, SALE, IMPORTATION AND USE OF CHAINSAWS PENALIZING VIOLATIONS THEREOF AND FOR OTHER RELATED PURPOSES" this Certificate of Registration to possess, own or use a chainsaw is hereby issued to:

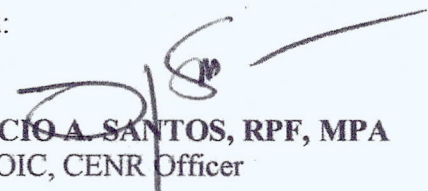
PABLITO H. GONZALES
(Name of Owner)
Brgy. Mabuhay I, Socorro, Oriental Mindoro
(Address)

bearing the following information and descriptions:

Use of the Chainsaw For pruning/felling and/or breakdown into suitable sizes of coconut and planted/naturally grown trees covered with permits
Brand STIHL Model MS 070
Date of Acquisition October 10, 2020 Serial Number 186732608
Horsepower 6.5 hp
Maximum Length of Guidebar 36 inches
Others _____
Issued on October 16, 2020, at CENRO-Socorro, Oriental Mindoro
Expiry Date October 16, 2022

An authenticated copy of this Certificate must accompany the chainsaw at all times.

Approved:


ANASTACIO A. SANTOS, RPF, MPA
OIC, CENR Officer



ADMINISTRATIVE ADJUDICATION PROCEEDINGS (DAO 97-32, Section 7[2])

SUBJECT : Apprehended One (1) Unit of Chainsaw and 48 pcs/228 bdf t at Brgy. Batong Dalig, Socorro, Oriental Mindoro

DATE : September 22, 2022

LOCATION : CENRO Socorro, Brgy. Pasi II, Socorro, Oriental Mindoro

HEARING OFFICER : CENR Officer Rodel M. Boyles

ATTENDEES AND DESIGNATION : Atty. Sherlyn A. Layesa, Legal Researcher
For. Leonida A. Mindaros, Forester II
PCpl Christian Asi
Mr. Pablito H. Gonzales
Mr. Dennis De Leon Leuterio ✓
Mr. Enrique M. Enriques

X -----X

I. Introduction

Pambungad : *(Pagpapakilala ng hearing officer at ng kanyang mga kasamahan - pangalan at posisyon)*

Ang Pagdinig na ito ay alinsunod sa DENR Administrative Order No. 97-32 (DAO 97-32) na may buong pamagat na "1997 Rules for the Administrative Adjudication of Illegal Forest Products and the Machinery, Equipment, Tools and Conveyances Used in Connection Therewith Pursuant to the Provisions of Presidential Decree No. 705 (P.D. 705), as amended, and pertinent policies, rules and regulations."

Isang bahagi ng nasabing DAO ay ang pagsasagawa ng Administrative Confiscation Hearing o Administratibong Pagdinig na naglalayong sagutin ang katanungan na: **"Ano ba dapat ang gawin sa mga nahuling kahoy, kagamitan, o sasakyan? Dapat ba itong ibalik sa may-ari o permanenteng kumpiskahin pabor sa Republika ng Pilipinas?"**

Mahalaga ito sapagkat dito binibigyan ng pagkakataon ang mga nasasangkot upang makapagsalaysay, makapaglahad, o makapagbigay linaw sa mga pangyayari na may kinalaman sa nakasaad na paksa (subject). Ito ang magiging basehan ng rekomendasyon na isusumite ng CENR Officer o Opisyal ng Pagdinig sa Regional Executive Director (RED) na may awtoridad na magdesisyon patungkol dito.

Ang Administratibong Pagdinig na isinasagawa ng DENR ay hiwalay na proseso sa paglilitis ng korte para sa kasong sibil o kriminal.

Ang Pagdinig na ito ay gagawin sa lenggwahe o wika na mas higit na



nauunawan ng nakararami.

- Paglililaw** : Noong nakaraang 19 Sept 2022, may ipinadala ang aming tanggapan na sulat na may pamagat na "Abiso ng Pagdinig". Ito ba ay iyong natanggap?
- Sagot** : OpO, natanggap ko noong 20 Sept 2022.
- Pagtatala** : Para sa opisyal na pagtatala, maaari mo bang sabihin ang iyong pangalan, edad, katayuang sibil, at tirahan?
- Sagot** : Dennis de Leon Leutenio, 48, may-asawa, nakatira sa Batmdalig, Socorro, Oriental Mindoro
- Paglalahad ng mga Karapatan at Paalala** : Ang nasabing Abiso ay ang unang bahagi ng proseso bago ang pagsasagawa ng pagdinig. Ngayon naman ay ilalahad ang iba mo pang mga karapatan sa ilalim ng Saligang Batas at ilan pang mga paalala:
1. Ang pagdinig na ito ay maiksi lamang, nakatala, at sa pamamaraang tanong-sagot;
 2. Ikaw ay maaaring humarap sa pagdinig na ito nang ikaw lamang o maaari din naman na kumuha ka ng tagapayo o abogado na kakatawan sa inyo;
 3. Ikaw ay may karapatan na manahimik sa panahon ng pagsisiyasat;
 4. Ikaw ay may karapatan na makita o makuha ang kopya ng mga dokumento na may kinalaman sa paksa;
 5. Ikaw ay may karapatan na mag-sumite ng iba pang ebidensya; at
 6. Bilang kapalit ng pagdinig na ito, maaari rin na mag-sumite ng Sinumpaang Salaysay at iba pang dokumento na may kinalaman dito upang maging basehan sa pagbibigay ng rekomendasyon.
- Paglililaw** : Kaugnay sa huling nabanggit, ipagpapatuloy ba natin ang pagdinig o mag susumite ka na lamang ng iyong Sinumpaang Salaysay?
- Sagot** : IPagpapatuloy na lamang po.

DL

II. Hearing Proper

- Panimula** : Matapos na maipaliwanag sa inyo ang layunin ng pagdinig na ito, mga karapatan, at paalala, umpisahan na natin ang pagtatanong tungkol sa nahuling isang (1) Chainsaw at 48 piraso o 228 bdf na Gmelina lumbers sa Brgy. Batong Dalig, Socorro, Oriental Mindoro
- Tanong** : Ano ang kaugnayan o partisipasyon mo sa nabanggit na paksa? Ilahad mo sa amin ang mga pangyayari batay sa iyong personal na kaalaman.
- Sagot** : Ako po ay operator ng chainsaw.



- Tanong** : Ilang puno ng Gmelina ang pinutol? Sino ang may-ari ng 48 piraso/228 bdft na Gmelina lumbers?
- Sagot** : dalawang puno, ang may-ari ay si Honorio Landicho taga-Batang-dalg din.
- Tanong** : Saan ito galing o kinuha?
- Sagot** : kinuha ang mga ito Mabuhay Uno sa lupa ni H. Landicho
- Tanong** : Saan ito dadalihin o gagamitin?
- Sagot** : Gagawing bahay ni H. Landicho sa Batang-dalg.
- Tanong** : Nasaan kayo noong hinuli kayo ng mga Pulis? Aktwal ba kayong naabutan na ngpuputol ng Puno?
- Sagot** : :
Wala Mabuhay uno. Nagagayat ng puno.
- Tanong** : Mayroon bang kaukulang permiso ang pagmamay-ari o pag-ani ng mga ito? Kung mayroon, maari mo bang ipakita ang kopya nito para sa aming pagsusuri?
- Sagot** : :
DL : Mayon po. [nagsumite ng Papapatnay mula sa Punong Barangay na pinapayagan nila na maglagay ng puno ng Gmelina sa kaniyang lupa]
- Tanong** : Kanino ang Chainsaw na ginamit? Mayroon bang kaukulang permit ang Chainsaw? Kung mayroon, maari mo bang ipakita ang kopya nito para sa aming pagsusuri?
- Sagot** : :
Kay Pablito Gonzales. Mayon po. [Copy of Cert Reg. No. is hereto attached / presented]
- Tanong** : Malimit niyo ba ginagawa ang pagputol ng mga kahoy na walang kaukulang dokumento?
- Sagot** : :
Yung iba po may permit, yung iba wala, madalang na walang permiso.
- Tanong** : Alam mo ba na mahigpit na ipinagbabawal sa batas ang pagpuputol pagbebenta, pagbili, pag-iimbak at pagbabyahe ng mga kahoy maging ang uling na walang kaukulang permiso mula sa DENR?
- Sagot** : :
Opo.
- Tanong** : Ikaw ba ay may nais pang sabihin, idagdag, baguhin sa mga nabanggit?
- Sagot** : :
Wala po.



Pagtatapos : Handa ka bang lagdaan ang salaysay na ito ng may kusang loob, walang bahid ng pamimilit, pananakot, o anumang kapalit?

Bago mo ilakip ang iyong lagda, maaari mong basahin ang salaysay na ito.

Sagot : Opo.

BILANG PATUNAY, inilalakip ko ang aking lagda sa dokumentong ito, ngayong ika- 22 ng September 2022, dito sa bayan ng Socorro, Oriental Mindoro.

DENNIS LEON LEUTERIO
DENNIS DE LEON LEUTERIO
PANGALAN AT LAGDA
NG NAGSALAYSAY

PINANUMPAAN AT NILAGDAAN SA AKING HARAP, ngayong ika- 22 ng Setyembre 2022, dito sa bayan ng Socorro, Oriental Mindoro.

RODEL M. BOYLES
CENR Officer / Opisyal ng Pagdinig



ADMINISTRATIVE ADJUDICATION PROCEEDINGS (DAO 97-32, Section 7[2])

SUBJECT : Apprehended One (1) Unit of Chainsaw and 48 pcs/228 bdf t at Brgy. Batong Dalig, Socorro, Oriental Mindoro

DATE : September 22, 2022

LOCATION : CENRO Socorro, Brgy. Pasi II, Socorro, Oriental Mindoro

HEARING OFFICER : CENR Officer Rodel M. Boyles

ATTENDEES AND DESIGNATION : Atty. Sherlyn A. Layesa, Legal Researcher
For. Leonida A. Mindaros, Forester II
PCpl Christian Asi
Mr. Pablito H. Gonzales
Mr. Dennis De Leon Leuterio
Mr. Enrique M. Enriques ✓

X -----X

I. Introduction

Pambungad : *(Pagpapakilala ng hearing officer at ng kanyang mga kasamahan - pangalan at posisyon)*

Ang Pagdinig na ito ay alinsunod sa DENR Administrative Order No. 97-32 (DAO 97-32) na may buong pamagat na "1997 Rules for the Administrative Adjudication of Illegal Forest Products and the Machinery, Equipment, Tools and Conveyances Used in Connection Therewith Pursuant to the Provisions of Presidential Decree No. 705 (P.D. 705), as amended, and pertinent policies, rules and regulations."

ENRIQUE

Isang bahagi ng nasabing DAO ay ang pagsasagawa ng Administrative Confiscation Hearing o Administratibong Pagdinig na naglalayong sagutin ang katanungan na: "Ano ba dapat ang gawin sa mga nahuling kahoy, kagamitan, o sasakyan? Dapat ba itong ibalik sa may-ari o permanenteng kumpiskahin pabor sa Republika ng Pilipinas?"

Mahalaga ito sapagkat dito binibigyan ng pagkakataon ang mga nasasangkot upang makapagsalaysay, makapaglahad, o makapagbigay linaw sa mga pangyayari na may kinalaman sa nakasaad na paksa (subject). Ito ang magiging basehan ng rekomendasyon na isusumite ng CENR Officer o Opisyal ng Pagdinig sa Regional Executive Director (RED) na may awtoridad na magdesisyon patungkol dito.

Ang Administratibong Pagdinig na isinasagawa ng DENR ay hiwalay na proseso sa paglilitis ng korte para sa kasong sibil o kriminal.

Ang Pagdinig na ito ay gagawin sa lenggwahe o wika na mas higit na



nauunawan ng nakararami.

Paglililaw : Noong nakaraang September 20, 2021, may ipinadala ang aming tanggapan na sulat na may pamagat na "Abiso ng Pagdinig". Ito ba ay iyong natanggap?

Sagot : Opo

Pagtatala : Para sa opisyal na pagtatala, maaari mo bang sabihin ang iyong pangalan, edad, katayuang sibil, at tirahan?

Sagot : Ako po si Enrique Enriguez, 54, may-akawa, Brgy. Happy Valley, Socorro, Or. Mindoro.

Paglalahad ng mga Karapatan at Paalala : Ang nasabing Abiso ay ang unang bahagi ng proseso bago ang pagsasagawa ng pagdinig. Ngayon naman ay ilalahad ang iba mo pang mga karapatan sa ilalim ng Saligang Batas at ilan pang mga paalala:

1. Ang pagdinig na ito ay maiksi lamang, nakatala, at sa pamamaraang tanong-sagot;
2. Ikaw ay maaaring humarap sa pagdinig na ito nang ikaw lamang o maaari din naman na kumuha ka ng tagapayo o abogado na kakatawan sa inyo;
3. Ikaw ay may karapatan na manahimik sa panahon ng pagsisiyasat;
4. Ikaw ay may karapatan na makita o makuha ang kopya ng mga dokumento na may kinalaman sa paksa;
5. Ikaw ay may karapatan na mag-sumite ng iba pang ebidensya; at
6. Bilang kapalit ng pagdinig na ito, maaari rin na mag-sumite ng Sinumpaang Salaysay at iba pang dokumento na may kinalaman dito upang maging basehan sa pagbibigay ng rekomendasyon.

ENRIQUE

Paglililaw : Kaugnay sa huling nabanggit, ipagpapatuloy ba natin ang pagdinig o mag susumite ka na lamang ng iyong Sinumpaang Salaysay?

Sagot : Ipagpapatuloy na lang po

II. Hearing Proper

Panimula : Matapos na maipaliwanag sa inyo ang layunin ng pagdinig na ito, mga karapatan, at paalala, umpisahan na natin ang pagtatanong tungkol sa nahuling isang (1) Chainsaw at 48 piraso o 228 bdft na Gmelina lumbers sa Brgy. Batong Dalig, Socorro, Oriental Mindoro

Tanong : Ano ang kaugnayan o partisipasyon mo sa nabanggit na paksa? Ilahad mo sa amin ang mga pangyayari batay sa iyong personal na kaalaman.

Sagot : Ako po ang helper.



- Tanong** : Ilang puno ng Gmelina ang pinutol? Sino ang may-ari ng 48 piraso/228 bdft na Gmelina lumbers?
- Sagot** : 2 Puno. Ang may-ari ay si Honorio Landicho, na pagsa Brgy. Batong Dalig.
- Tanong** : Saan ito galing o kinuha?
- Sagot** : Kinuha sa Mabuhay I, sa luga ni Honorio Landicho
- Tanong** : Saan ito dadalihin o gagamitin?
- Sagot** : Gagamitin Bahay ni Honorio Landicho sa Brgy. Batong Dalig.
- Tanong** : Nasaan kayo noong hinuli kayo ng mga Pulis? Aktwal ba kayong naabutan na ngpuputol ng Puno?
- Sagot** : Nasa paglalakgi sa Brgy. Mabuhay I.
- Tanong** : Mayroon bang kaukulang permiso ang **pagmamay-ari o pag-ani** ng mga ito? Kung mayroon, maari mo bang ipakita ang kopya nito para sa aming pagsusuri?
- Sagot** : Ipinakita ang pagpapaturag sa binigay ni Kapitan Hipolito V. Manibo ng Batong Dalig. Wala ng ibang pinskila.
- Tanong** : Kanino ang Chainsaw na ginamit? Mayroon bang kaukulang permit ang Chainsaw? Kung mayroon, maari mo bang ipakita ang kopya nito para sa aming pagsusuri?
- Sagot** : Kung Publio Angeles. Meron po. Ipinakita ang permit ng chainsaw.
- Tanong** : Malimit niyo ba ginagawa ang pagputol ng mga kahoy na walang kaukulang dokumento?
- Sagot** : Basta nakana lang po ako.
- Tanong** : Alam mo ba na mahigpit na ipinagbabawal sa batas ang pagpuputol pagbebenta, pagbili, pag-iimbak at pagbayahe ng mga kahoy maging ang uling na walang kaukulang permiso mula sa DENR?
- Sagot** : Alam ko po
- Tanong** : Ikaw ba ay may nais pang sabihin, idagdag, baguhin sa mga nabanggit?
- Sagot** : Wala na po.

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Pagtatapos : Handa ka bang lagdaan ang salaysay na ito ng may kusang loob, walang bahid ng pamimilit, pananakot, o anumang kapalit?

opo

Bago mo ilakip ang iyong lagda, maaari mong basahin ang salaysay na ito.

Sagot :

BILANG PATUNAY, inilalakip ko ang aking lagda sa dokumentong ito, ngayong ika-22 ng Setyembre, 2022, dito sa bayan ng Socorro, Oriental Mindoro.

ENRIQUE

ENRIQUE ENRIQUEZ
PANGALAN AT LAGDA
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RODEL M. BOYLES

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