



07 October 2022

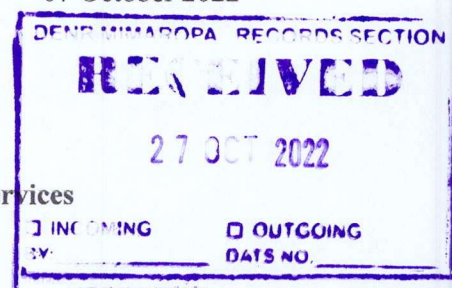
MEMORANDUM

FOR : **The Regional Executive Director**
DENR-MIMAROPA Region

THRU : **The OIC Assistant Regional Director for Technical Services**

FROM : **The OIC, PENR Officer**

SUBJECT : **RESULT OF ADMINISTRATIVE CONFISCATION PROCEEDINGS
OVER THE APPREHENDED SEVENTEEN (17) PIECES OF GMELINA
LUMBER WITH A TOTAL VOLUME OF 119 BOARD FEET IN
BARANGAY MALBOG, BUENAVISTA, MARINDUQUE**



Respectfully forwarding, the report of Forester I Don Gibson D. Mercado, In-Charge Monitoring and Enforcement Section dated 19 of September 2022, regarding the above-mentioned subject.

This proceeding stemmed from an incident on 15 July 2022 at around 8:30 in the morning wherein personnel of the Protected Area Management Office, received a mobile phone call from a concerned citizen from Barangay Malbog, Buenavista, Marinduque regarding the alleged cutting of Gmelina trees at the said barangay.

Accordingly, upon verification at PENRO Records, there is no issued cutting permit in the said area. In relation to this, the team coordinated with Sangguniang Barangay of Malbog, Buenavista, Marinduque regarding the apprehension of illegally cut forest products found in Barangay Malbog, Buenavista, Marinduque.

During the initial investigation, an abandoned forest products (lumber) left in the area. These are 17 pieces Gmelina lumber with a total volume of 119 board feet. Barangay Officials and personnel of this Office hauled the apprehended forest products and the custody of same was temporarily given to Irene Villanueva, Biodiversity Protection Assistant of Barangay Malbog, Buenavista, Marinduque for safekeeping, pending the conduct of Administrative Confiscation Proceedings in accordance with DAO 97-32.

Pursuant to Section 8 of DAO 97-32, this Office posted notices of apprehension dated July 16, 2022, (notice of hearing dated August 10, 22 & 30, 2022) at conspicuous area such as Barangay Hall of Barangay Malbog, Buenavista, Marinduque and at the apprehension site. This is to inform the general public of such apprehension and to determine the owner of said undocumented forest products. The posting ended on August 30, 2022. Within the prescribed period, nobody claimed ownership on such undocumented forest products, hence, considered it as **"abandoned"**.

Relative thereto, the Apprehending Officers as part of due process issued a Certification to prove that the notices of apprehension were posted at different places but nobody claim ownership over the said forest products.

In view of this, we recommend the issuance of **Confiscation Order** on the subject undocumented forest products in favor of the government and to immediately dispose the same to avoid loss of its economic value.

For information and further evaluation and consideration.


IMELDA M. DIAZ



Republic of the Philippines
Department of Environment and Natural Resources
PENRO Marinduque

19 September 2022

MEMORANDUM

FOR : The OIC, PENR Officer
Boac, Marinduque

THRU : The, Chief Technical Services Division

FROM : In-Charge, Monitoring and Enforcement Section

SUBJECT : RESULT OF ADMINISTRATIVE CONFISCATION PROCEEDINGS
OVER THE APPREHENDED SEVENTEEN (17) PIECES OF GMELINA
LUMBER WITH A TOTAL VOLUME OF 119 BOARD FEET IN
BARANGAY MALBOG, BUENAVISTA, MARINDUQUE

Please be informed that on 15 July 2022 at around 8:30 in the morning, personnel of Protected Area Management Office (PAMO) of this Office received a mobile phone call from a concerned citizen from Barangay Malibago, Torrijos, Marinduque regarding the alleged cutting of Gmelina trees at the said barangay.

Coordination was made to our Office to verify any issued permit in the said area but to no avail. In relation to this, the team coordinated with Sangguniang Barangay of Malbog, Buenavista, Marinduque regarding the apprehension of illegally cut forest products at the above-mentioned barangay.

Meanwhile, during the initial investigation, there was no one in the area who claimed its ownership. Upon scaling it was found to be 17 pieces Gmelina lumber with a total volume of 119 board feet. Barangay Malbog, Buenavista, Marinduque provide services for hauling, the custody of same was temporarily left under Ireneo P. Villanueva, Biodiversity Protected Area of Barangay Malbog, Buenavista, Marinduque for safekeeping, pending conduct of Administrative Confiscation Proceedings in accordance with DAO 97-32.

With that, and pursuant to Section 8 of DAO 97-32, the undersigned had prepared notices of apprehension dated July 16, 2022 notice of hearing dated August 10, 22 & 30, 2022 and posted by the forest officers at conspicuous area such as Barangay Hall of Barangay Malbog, Buenavista, Marinduque and at the apprehension site. This is to inform the general public of such apprehension and to determine the legal owner of said undocumented forest products. The subject posting started on July 16, 2022 and ended up to August 30, 2022 within the prescribed period, nobody claim ownership on such undocumented forest products, hence, the undersigned considered that as **"abandoned"**.

Relative thereto, the apprehending officer issued a certification to prove that the notices of apprehension were posted at different places as part of due process, but no laid claim ownership. Further, considering the circumstances given above, the undersigned is recommending for the issuance of **confiscation order** on the subject undocumented forest products in favor of the government and to immediately dispose the same to avoid loss of its economic value.

For information and further evaluation

DON GIBSON MERCADO



CERTIFICATION

TO WHOM IT MAY CONCERN:

This is to certify that the undersigned Forest Officers had posted Notices of Apprehension re: the apprehended SEVENTEEN (17) PIECES GMELINA LUMBER WITH A TOTAL VOLUME OF 119 BOARD FEET FOUND ABANDONED AT BARANGAY MALBOG, BUENAVISTA, MARINDUQUE ON JULY 15, 2022 on the following places to wit:

1. Barangay Hall of Brgy. Malbog, Buenavista, Marinduque
2. Apprehension site

Issued this 17th September 2022 at PENR Office, Marinduque

IRENEO P. VILLANUEVA

Biodiversity Protection Assistant/BPA

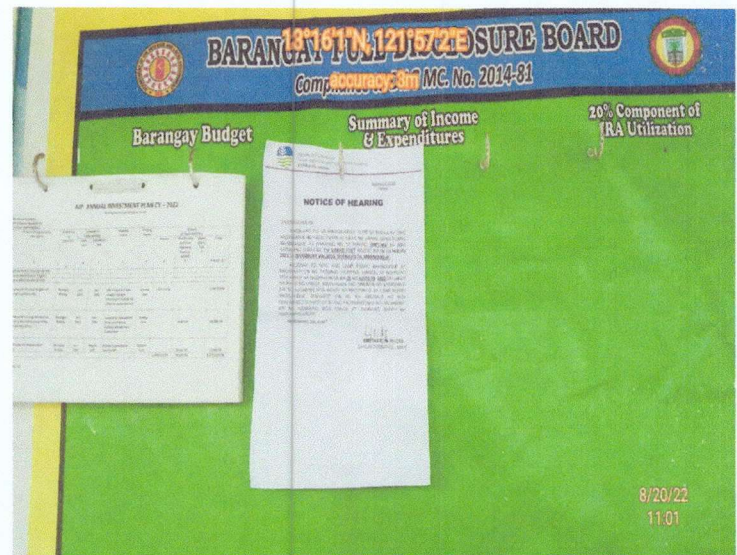
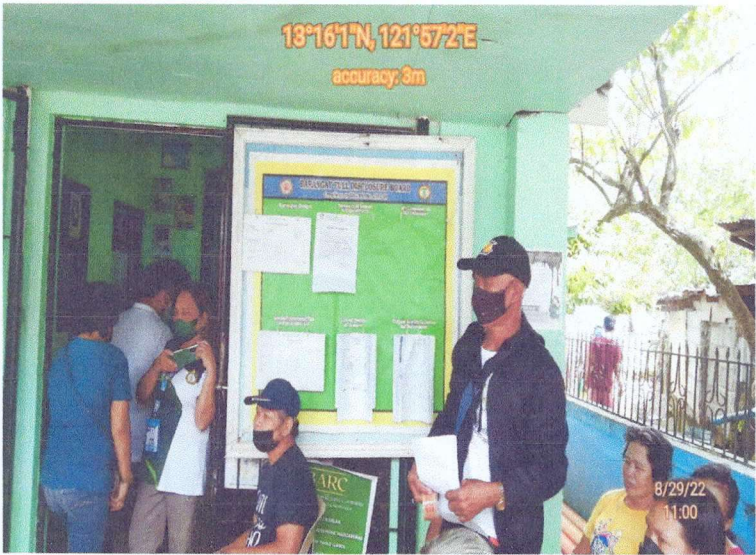
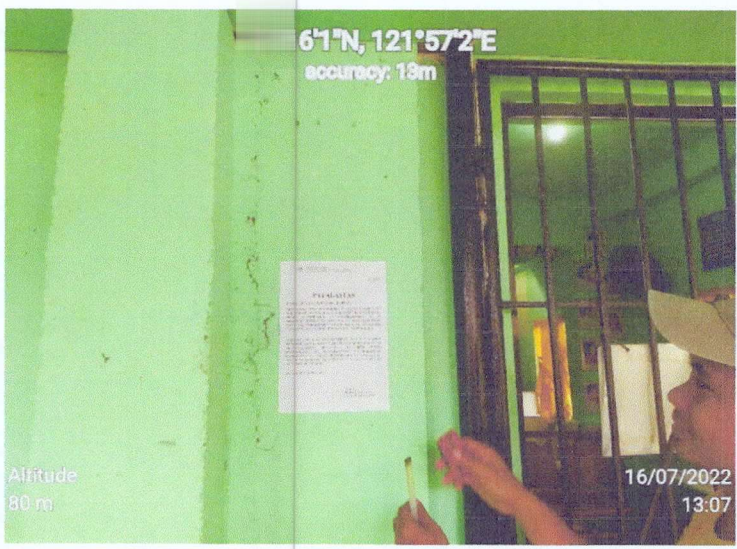
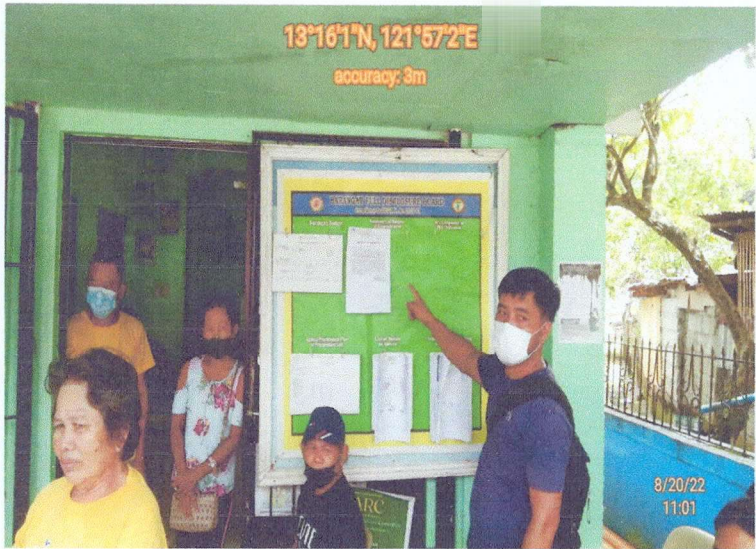
MICHAEL VENCINT M. SUALOG

Forest Technician I

Noted by:

DON GIBSON D. MERCARDO

Forester I/ In-Charge, Monitoring and Enforcement Section



Geo-tagged photos during posting of patalastas and notice of hearing posted in Brgy. disclosure board of Barangay Malbog, Buenavista, Marinduque.



Geo-tagged photos during posting of patalastas and notice of hearing posted in apprehension site located at Barangay Malbog, Buenavista, Marinduque.



July 16, 2022
Petsa

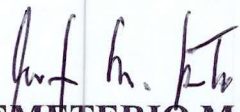
PATALASTAS

PARA SA KAALAMAN NG LAHAT:

MAGALANG PONG IPINAGBIBIGAY ALAM SA MADLA NA ANG KAGAWARAN NG KAPALIGIRAN AT LIKAS YAMAN NG PENRO MARINDUQUE AY NAKAKUMPISKA NG 17 PIRASONG KAHOY NA GMELINA NA MAY KABUUANG SUKAT NA 119 BOARD FEET NOONG IKA-15 NG HULYO, 2022 SA BARANGAY MALBOG, BUENAVISTA, MARINDUQUE.

KAUGNAY PO NITO ANG SINUMANG MAY NALALAMAN TUNGKOL SA NAGMAMAY-ARI NG NASABING KAHOY AY INAANYAYAHANG MAGTUNGO SA DENR PENRO MARINDUQUE NA MATATAGPUAN SA BARANGAY BANGBANGALON, BOAC, MARINDUQUE AT MAGDALA NG MGA KINAUKULANG PAPELES UKOL SA PAG-AANGKIN NG NATURANG MGA KAHOY.

MARAMING SALAMAT PO


EMETERIO M. RECTO
Senior ECOMS/PASu, MSW



August 10, 2022

PETSA

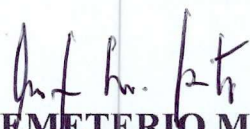
NOTICE OF HEARING

SA KINAUKULAN:

MAGALANG PONG IPINAGBIBIGAY ALAM SA MADLA NA ANG KAGAWARAN NG KAPALIGIRAN AT LIKAS NA YAMAN, DENR PENRO MARINDUQUE AY NAKAHULI NG 17 PIRASO GMELINA NA MAY KABUUANG SUKAT NA **119 BOARD FEET** NOONG IKA- 15 NG **HULYO 2022** SA **BARANGAY MALBOG, BUENAVISTA, MARINDUQUE.**

KAUGNAY PO NITO, ANG DENR PENRO MARINDUQUE AY MAGKAKARON NG PAGDINIG (HEARING) HINGGIL SA NAHULING MGA KAHUY NA GAGANAPIN SA IKA- 18 NG **AGOSTO, 2022** SA GANAP NA IKA-09 NG **UMAGA.** INAANYAYAHAN ANG SINUMAN NA NAGMAMAY-ARI NG NASABING MGA KAHUY NA MAGTUNGO SA DENR PENRO MARINDUQUE, QUEZON. IPINAABOT DIN PO NA MAGDALA NG MGA DOKUMENTO O PAPELES BILANG PAGPAPATUNAY NG PAGMAMAY-ARI NG NASABING MGA KAHUY AT ANUMANG BAGAY NA PAGKAKAKILANLAN.

MARAMING SALAMAT PO.


EMETERIO M. RECTO
Senior ECOMS/PASu, MWR



August 22, 2022

Petsa

NOTICE OF HEARING

SA KINAUKULAN:

MAGALANG PO NA IPINAGBIBIGAY ALAM SA MADLA NA ANG KAGAWARAN NG KAPALIGIRAN AT LIKAS NA YAMAN, DENR PENRO MARINDUQUE AY NAKAHULI NG 17 PIRASO GMELINA NA MAY KABUUANG SUKAT NA 119 BOARD FEET NOONG IKA-15 NG HULYO 2022 SA BARANGAY MALBOG, BUENAVISTA, MARINDUQUE.

KAUGNAY PO NITO, ANG DENR PENRO MARINDUQUE AY MAGKAKAROON NG PAGDINIG (HEARING) HINGGIL SA NAHULING MGA KAHUY NA GAGANAPIN SA IKA-25 NG AGOSTO, 2022 SA GANAP NA IKA-09 NG UMAGA. INAANYAHAN ANG SINUMAN NA NAGMAMAY-ARI NG NASABING MGA KAHUY NA MAGTUNGO SA DENR PENRO MARINDUQUE. IPINAABOT DIN PO NA MAGDALA NG MGA DOKUMENTO O PAPELES BILANG PAGPAPATUNAY NG PAGMAMAY-ARI NG NASABING MGA KAHUY AT ANUMANG BAGAY NA PAGKAKAKILANLAN.

MARAMING SALAMAT.

EMETERIO M. RECTO
Senior ECOMS/PASu, MWS



August 30, 2022

Petsa

NOTICE OF HEARING

SA KINAUUKULAN:

MAGALANG PO NA IPINAGBIBIGAY ALAM SA MADLA NA ANG KAGAWARAN NG KAPALIGIRAN AT LIKAS NA YAMAN, DENR PENRO MARINDUQUE AY NAKAHULI NG **17** PIRASO **GMELINA** NA MAY KABUUANG SUKAT NA **119 BOARD FEET** NOONG IKA-**15** NG **HULYO 2022** SA **BARANGAY MALBOG, BUENAVISTA, MARINDUQUE.**

KAUGNAY PO NITO, ANG DENR PENRO MARINDUQUE AY MAGKAKARON NG PAGDINIG (HEARING) HINGGIL SA NAHULING MGA KAHUY NA GAGANAPIN SA IKA-**01** NG **SETYEMBRE, 2022** SA GANAP NA IKA-09 NG UMAGA. INAANYAHAN ANG SINUMAN NA NAGMAMAY-ARI NG NASABING MGA KAHUY NA MAGTUNGO SA DENR PENRO MARINDUQUE. IPINAABOT DIN PO NA MAGDALA NG MGA DOKUMENTO O PAPELES BILANG PAGPAPATUNAY NG PAGMAMAY-ARI NG NASABING MGA KAHUY AT ANUMANG BAGAY NA PAGKAKAKILANLAN.

MARAMING SALAMAT.

EMETERIO M. RECTO

Senior ECOMS/PASu, MWS

PINAGSAMANG SINUMPAANG SALAYSAY

DAPAT TANTUIN NG SINOMAN,


Kami, sina Roderick S. Villanueva, Ireneo P. Villanueva at Regie D. Patulot, may sapat na gulang mga mamamayang Pilipino at kasalukuyang empleyado ng DENR-PENRO Marinduque matapos makapanumpa nang naayon sa umiiral na batas ay kusang-loob na nagsasalaysay at nagpapatunay ng mga sumusunod:

Na noong ika 15 ng Hulyo, 2022 bandang 8:30 ng umaga sa aming pagpapatrolya sa Sitio Haynon Brgy. Malbog, Buenavista. Kami ay nakatanggap ng tawag mula sa concerned citizen ng nasabing Barangay na nagsasabi tungkol sa illegal na pagpuputol ng kahoy sa lugar ng Sitio Haynon, Malbog, Buenavista. Na, noong araw ding iyon ay pumunta kami sa sinabing lugar at sa pagpunta namin ay may nakasalubong kaming tatlong tao sa daan na nagmamadali at umiiwas sa amin kaya hindi namin sila nakausap. Sa kabutihan ay may nakilala kaming isa sa mukha na nagngangalang Jose Ferrera, at residente sa nasabing lugar. At sa aming pag-iimbistiga sa lugar ay may nakita kaming labing-pitong (17) gayat na Gmelina na natatakluban ng mga dahon ng niyog.

Na ayon sa record ng aming opisina ay walang anumang permit nan a-isyu sa aming opisina at dapat lamang itong hulihin dahil ito ay paglabag sa *Sec. 77 formerly Sec. 68 of PD 705 as amended by EO 277 and renumbered under RA 7161* o pag-iingat, pagtataglay, pagputol, pangongolekta, pagkarga, at pagbiyahe ng produktong gubat na awlang legal na papeles galing sa awtoridad ~~at~~ Paragraph C, section 20 ng ENIPAS ACTOF 2018.

Na ang nasabing labing-pitong (17) pirasong kahoy ay aming dinala at hinakot sa bahay ni BPA Ireneo P. Villanueva residente rrin ng Brgy. Malbog, buenavista noong Hulyo 15, 2022 para sa pansamantalang pangangalaga habang isinasagawa ang pagdinig at imbistigasyon alinsunod sa umiiral na batas.

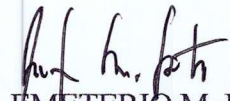
Na ginawa namin ang salaysay na ito ng kusang loob at walang alinlangan kung kaya kami ay kusang lumagda sa ibabaw ng aming pangalanngayong ika-15 ng Hulyo, 2022 dito sa DENR PENRO Marinduque


RODERICK S. VILLANUEVA
Park Maintenance Foreman


IRENEO P. VILLANUEVA
Biodiversity Protection Assistant


REGIE D. PATULOT
Park Ranger

Nilagdaan at sinumpaang sa harap ko ngayong ika-____ ng Hulyo, 2022 dito sa DENR PENRO, Boac, Marinduque


EMETERIO M. RECTO
Senior, ECOMS/PASu-MWS



Republic of Philippines
Department of Environment and Natural Resources
PENRO Marinduque

ELECTRONIC MESSAGE FOR TRANSMISSION
08 AUGUST 2022

The Regional Executive Director
DENR IVB, MIMAROPA
ERMITA MANILA

THRU : The Assistant Regional Director for Technical Services

SUBJECT : **SPOT REPORT**

PLEASE BE INFORMED THAT ON 15 JULY 2022 PERSONNEL OF THE PROTECTED AREA MANAGEMENT OFFICE (PAMO) OF PENRO MARINDUQUE APPREHENDED SEVENTEEN (17) PIECES OF GMELINA LUMBER HAVING A TOTAL VOLUME OF 119 BOARD FEET AT BARANGAY MALBOG, BUENAVISTA, MARINDUQUE.

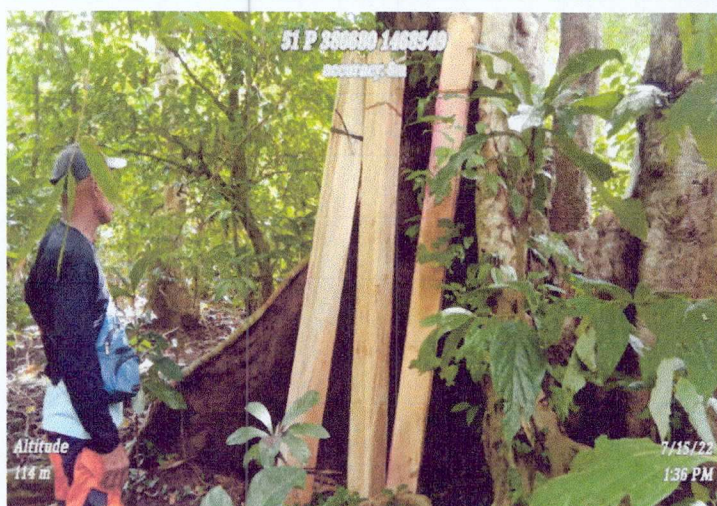
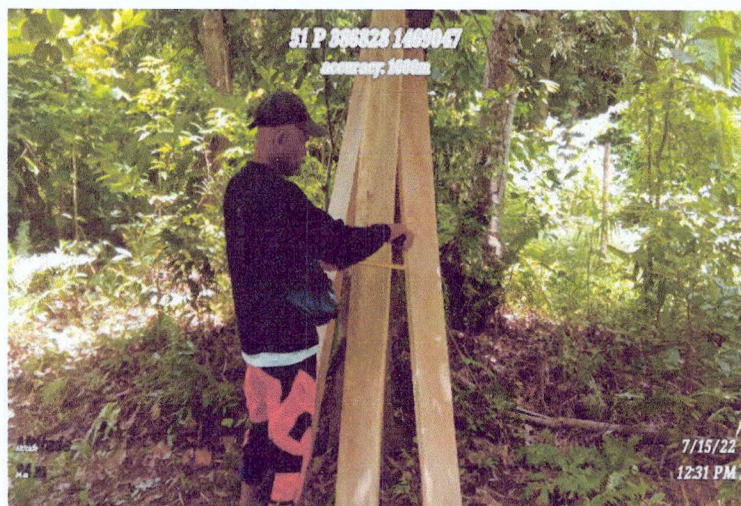
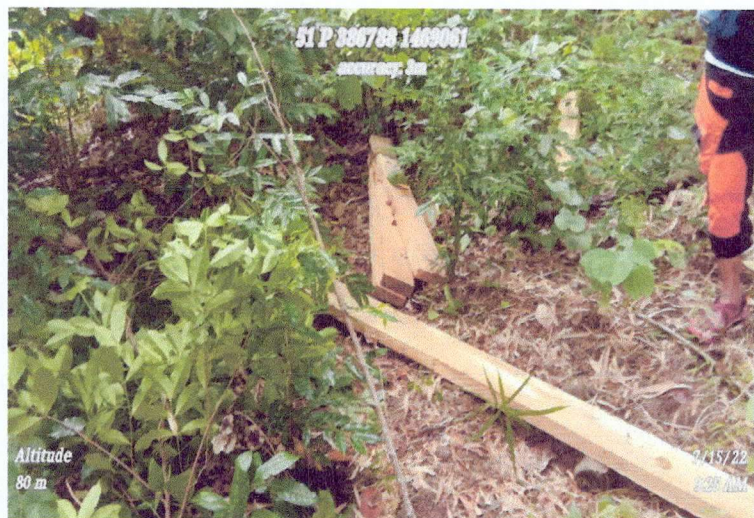
THE SAID APPREHENDED FOREST PRODUCTS WERE TEMPORARILY IMPOUNDED AT BRGY. MALBOG, BUENAVISTA, MARINDUQUE UNDER THE CUSTODY IRENEO P. VILLANUEVA, BIODIVERSITY PROTECTION ASSISTANT (BPA) OF MARINDUQUE WILDLIFE SANCTUARY (MWS) FOR SAFE KEEPING AND CUSTODY PENDING THE CONDUCT OF ADMINISTRATIVE CONFISCATION PROCEEDING (ACP) IN ACCORDANCE WITH DAO-97-32.

THE RESULT OF ACP FOR THE SAID APPREHENSION SHALL BE SUBMITTED UPON COMPLETION OF THE SAME.

OIC-PENR Officer

Sender:


IMELDA M. DIAZ
OIC-PENR Officer



Geo-tagged photos showing personnel of PENRO Marinduque during the apprehension of undocumented forest products in Barangay Malbog, Buenavista, Marinduque.

[Signature] *[Signature]*
 Jp. Villanueva



Geo-tagged photos during hauling of apprehended undocumented forest products in Barangay Malbog, Buenavista, Marinduque.

[Handwritten signature]
[Handwritten signature]
 Sp. Villanueva



Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
Boac, Marinduque Tel. (042) 332-1490

ADMINISTRATIVE HEARING

**RE: APPREHENSION OF 17 PIECES ABANDONED LUMBER OF GMELINA SPECIES
WITHIN MWS LOCATED AT SITIO HAYNON, BRGY. MALBOG, BUENAVISTA,
MARINDUQUE.**

TRANSCRIPT

of the minutes on the hearing taken down by the undersigned on the above mentioned case.

Sr. EMS Emeterio M. Recto
Hearing Officer/Recorder

Date of Hearing – August 9, 2022

Time of Hearing – 9:30 A.M.

Place of Hearing – PAMO Satellite Office
PENRO, Boac, Marinduque

APPERANCES:

SEMS Emeterio M. Recto	- Hearing Officer/Recorder
Marc Julius L. Manoos	- Witness
AdA VI Blesilda J. Constantino	- Witness
JO Sherwin Milaya	- Witness
Jose R. Ferrera	- Alleged perpetrator
Janice L. Ferrera	- Manugang ni Jose Ferrera (Witness)
Joselito P. Villavesencio	- Brgy. Kagawad (Malbog)

Hearing Officer: Magandang umaga po sa ating lahat. Ang administrative hearing na ito ay may kaugnayan sa ginawang pagpapatrulya ng aming mga fieldman sa kabundukan na matatagpuan sa looban ng Timberland o Marinduque Wildlife Sanctuary (MWS) noong ika-15 ng Hulyo, 2022 sa So. Haynon, Brgy. Malbog, Buenavista, Marinduque.

Sa pagsisimula ng pagdinig na ito ay nais kong ipaalam sa iyo Ginoong Ferrera ang iyong mga karapatan na naaayon sa ating Saligang Batas. Sa pagdinig o pag-uusap na ito ay maaari kang kumuha ng iyong tagapagtanggol upang magabayan ka sa pagsagot sa aming mga katanungan. Maari mong hindi sagutin ang aming mga katanungan kung sa isip mo ay maaaring gamitin laban sa iyo sa hukuman. Ngayon nauunawaan mo ba ang iyong karapatan at nakahanda ka bang sumagot sa aming mga katanungan?

Sagot: Opo

Tanong: Maari bang malaman ang mga bagay na mapagkakakilanlan sa iyong pagkatao?

Sagot: Ako po si G. Jose Ferrera y Ricohermoso , 52 taong gulang, balo at may walong (8) anak at kasalukuyang naninirahan sa Brgy. Malbog, Buenavista, Marinduque

Tanong: Ano po ba ang hanapbuhay mo?

Sagot: Pagbubukid o magsasaka

Tanong: Ikaw po ba ay may katungkulan sa Barangay?

Sagot: Wala po.

Tanong: Sino po ang kasama mo na Barangay Opisyal para sa Administrative Hearing na ito?

Sagot: Ang aming Brgy. Kagawad na si Joselito P. Villavesencio

Tanong: Maaari po bang malaman kung totoo na nakasalubong ka ng mga taga-DENR noong ika-15 ng Hulyo, 2022 sa Sitio Haynon, Brgy. Malbog, Buenavista, Marinduque habang sila ay nagpapatrulya patungong kabundukan na sakop ng MWS?

Sagot: Totoo po na nasalubong ko sila.

Tanong: Nang makasalubong mo sila, kinausap k aba nila?

Sagot: Hindi po.

Tanong: Maaari ba na malaman kung saan ka galing ng araw na iyon sa looban ng Timberland o Protected Area.

Sagot: Nagtanim ako ng niyog sa Tugbo/Sitio Haynon.

Tanong: May lugar ka po bang claim o bukid sa nabanggit na lugar?

Sagot: Mayroon po akong binubukid doon na pagmamay-ari ni Manuel Solas, taga-Brgy. Dos, Poblacion, Buenavista.

Tanong: Sinabi mo na nabili lamang ito ni G. Manuel Solas, kanino daw po niya ito nabili?

Sagot: Kay yumaong Fabio Sajul.

Tanong: Base sa ulat ng aming mga kasamahan, ay may mga kasama ka pa ng araw na iyon, subalit ikaw lamang ang kanilang nakilala. Totoo po ba na mga kasama mo iyong 2 tao na iyon na kanilang nakasalubong?

Sagot: Hindi ko po mga kasama iyon, nagkita lamang kami sa may ilog ng Haynon?

Tanong: Kilala mo ba sila at taga-saan?

Sagot: Opo.

Tanong: Maaari po bang malaman ang mga pangalan nila?

Sagot: Si Aldrin Magtasa at Epoy Recana. Taga-Sitio Haynon din po.

Tanong: Ano po naman ang hanapbuhay nila.

Sagot: Magsasaka din po.

Tanong: Mayroon pa po ba silang bukid .

Nilagdaan sa harap naming ngayong ika- 9 ng Agosto, 2022 dito sa PAMO Satellite Office, DENR-PENRO, Boac, Marinduque.


EMETERIO M. RECTO
Sr. ECOMS/PASu, MWS
(Nagtanong at Recorder)

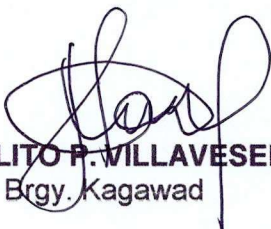
Mga Saksi:


MARC JULIUS L. MANOOS
Forest Technician I


BLESILDA J. CONSTANTINO
AdA VI


SHERWIN MILAYA
Contractual/Data Encoder


JANICE L. FERRERA
Manugangang ni Jose
Ferrera


JOSELITO P. VILLAVESENCIO
Brgy. Kagawad

/Apprehension of 17 pcs. Lumber of Gmelina



Ika- 26 ng Hulyo, 2022

G. JOSE FERRERA

Brgy. Malbog, Buenavista, Marinduque

Ginoong Ferrera,

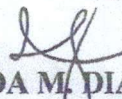
Ang sulat pong ito ay may kaugnayan sa isinumiteng ulat noong ika- 20 ng Hulyo, 2022 ng aming mga tauhan na diumano ay nakasalubong nila kayo habang sila ay naglalakad papuntang bundok upang magpatrolya sa looban ng Marinduque Wildlife Sanctuary (MWS) sa Sitio Haynon, Brgy. Malbog, Buenavista, Marinduque.

Kaugnay po nito, noong araw na iyon ay may natagpuan silang mga abandonadong nilagareng kahoy na binubuo ng 17 piraso na may sukat na 2" x 6" x 7' buhat sa Gmelina tree.

Dahil dito, kayo po ay aming inaanyayahan na magtungo dito sa aming tanggapan ngayong **ika- 9 ng Agosto, 2022** sa ganap na **ika 9:00 ng umaga** upang matulungan kami na ma-identify ang mga taong may kinalaman sa pangyayaring ito. Kung maari ay isama mo po ang iyong Punong Barangay o Kagawad na nakatalaga sa Committee on Environment upang inyong maging gabay at saksi ng atin gaganaping pag-uusap.

Inaasahan naming ang iyong pagdalo.

Gumagalang,


IMELDA M. DIAZ
OIC PENR Officer

By. gagan.



ON- SITE RECORD

Upon thorough inspection, there are indications of violations of forestry laws, rules and regulations and therefore, a probable cause exist an apprehension. Henceforth, the following on-site records have been taken.

1. Place, date and time of apprehension:

The apprehension was undertaken at Brgy. Malbog, Buenavista, Marinduque
JULY 15, 2022 at 9:10 o'clock in the MORNING.

2. Name, signature, addresses and Community Tax Certificates of persons apprehended.

Name/ Signature	Address	Community Tax Certificate		
		Number	Date Issued	Place Issued
N/A	N/A	N/A	N/A	N/A

3. Quantities and description of items apprehended.

Quantities	Items	Descriptions
14 pieces 2" x 6" x 7'	Gmelina (<u>Gmelina arborea</u>) Lumber	Lumber

Malbog, Buenavista / 7/15/2022

Place and Date Issuance

1. RODOLFO S. VILLANUEVA
2. PEGLE D. PATULOT
3. IRENEO P. VILLANUEVA
Apprehending Officer

WITNESSES:

Gilbert S. Legaspi
LEONARDO S. LEGASPI

Note: In case of refusal to sign, indicate here the fact or circumstances and reasons, if any, or such refusal in their presence as proof of action.



ON-SITE REPORT

1. Place, date and time of apprehension.

The apprehension was undertaken at So. Pagang, Brgy. Malbog, Buenavista on July 15, 2020 at 9:10 o'clock in the MORNING.

2. Name and address of Apprehending Officers.

Names	Address
RODERICK VILLANUEVA REGIE PATULOT IRENEO VILLANUEVA	DENR PENRO MARINDUQUE

3. Names and addresses of individuals/ officials assisted and witnessed the apprehension.

Names	Address
GILBERT S. LEGASPI GERALD LIGUIT	

4. Circumstances that led to the apprehension (such as actual delivery of the item, spot check by monitoring base, intelligence report, etc.)

--

5. Quantities and description of items apprehended.

Quantities	Items	Description
17 pieces 2'x 6"x 7'	Gmelina Lumber	abandoned forest products

6. Place, time and date of origin and intended destinations, consignors and consignee of items apprehended.

Brgy. Malbog, Buenavista, Marinduque

7. Nature of offense cited.

Sec. 68 of P.D 705 as amended by E.O No. 277
--

8. Other date, comments and recommendations.

--

Apprehending Officer/s:

RODERICK S. VILLANUEVA

REGIE D. PATULOT



ON THE SPOT REPORT

The following items described below were apprehended at S6. Pagang, Brgy. Malbog, Buena Vista
July 15, 2022 at around 9:10 AM the personnel/
elements of PAMO FIELD PERSONNEL for violation of forestry laws, rules and
regulations.

1. Quantities and description of items apprehended:

Quantities	Items	Descriptions
17 pcs. / 119 bd. ft.	Gmelina	Lumber

2. Nature of Offense (Please checked)

- () Without the requisite authorization or permit.
() With incomplete required supporting documents.
() With genuine authorization or permits and/ or supporting documents that have an expired
validity, have been cancelled or that contain forged entries.
() With spurious (fake) authorizations, permits and / or supporting documents.

3. Names of apprehended persons

Names	Signature
N/A	N/A

Place and Date Issuance

Guilbert S. Legaspi
CEPALD ETC.

Apprehending Officer (s)

RODRIGUEZ S. YOLANDEA
REGIE D. PATULOT

WITNESSES

JAKE F. GALANGA

Note: (Should the apprehended persons refused to sign or acknowledge in writing his receipt of the Apprehension
Receipt or refused to take delivery thereof, such fact shall be stated hereof with an explanation thereof).

AUTHORITY Item 1 & 2 Sections 5 DAO 97-32



APPREHENSION RECEIPT

PENRO Control No. :

E-FMS No.

This APPREHENSION RECEIPT is issued to –

Name	Address	Civil Status	Date of Birth/ Age	Participation	Status of the Person
N/A	N/A	N/A	N/A	N/A	N/A

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	Vol./Unit Of Measurements	Estimated Value	Impounding Area	Custodian
LUMBER				GMELINA	17	2x6x70A, 760	P147.11400	BUENAVISTA	BPA I REPEO. VILLAFUEVA

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

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
N/A	N/A	N/A	N/A

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		
July 15, 2022 9:10 Am	MARINDUQUE	BUENAVISTA	KALBOG	HAYPOK	RODERICK S. VILLANUEVA REGIE D. PATULOG TREFES P. VILLANUEVA	Sec. 68 of PD 705 as amended by E.O. 277

Apprehension was done under the following circumstances:

- E.g., person involved was transporting forest product but unable to show permit or valid authorization
- _____
- _____
- _____



Republic of the Philippines
Department of Environment and Natural Resources
PENRO Marinduque

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 Secretary of the Department of Environment and Natural Resources or his duly authorized representative.

Done this 15 day of JULY year 2022 at 12:30 PM.

APPREHENDING OFFICER
(Signature over Printed Name)

1. RODOLFO S. VILLANUEVA
Position: PARK MAINTENANCE FOREMAN
Address: POB. BIVISTA M'DUQUE

2. REGIE D. PATULOT
Position: PARK RANGER
Address: BRGY MALBOG, BUENAVISTA

3. IRENEO P. VILLANUEVA
Position: BIODIVERSITY PROTECTION ASSISTANT
Address: BRGY. MALBOG, BUENAVISTA

4. _____
Position: _____
Address: _____

Guilbert S. Legaspi

WITNESSES:

GERALD L. LACOR

Copy Received by:

IRENEO P. VILLANUEVA
Signature over Printed Name

JULY 15, 2022 AT 3:20 PM
Date/ Time

Remarks:



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 for the following forest products are hereby ordered seized, to wit:

1. Forest Products:

MAJOR FOREST PRODUCTS									
Kind	Item	Source/ Origin of Forest Products	Species Grouping	Species	Piec es	Vol./Uni t Of Measure ments	Estimate d Value	Impoundin g Area	Custodian
LUMBER				6 MELIHA	17	2x6x7 Ph. 4, 760		BRAV MARDOG BUENAVISTA	BPA-IPERED P. VILLANUEVA

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



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
N/A	N/A	N/A	N/A

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	Date of Birth/ Age	Participation	Status of the Person
N/A	N/A	N/A	N/A	N/A	N/A

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

SEIZURE						
Date and Time of Seizure	Place of Seizure				Seizing Officer	Legal Basis for Seizure
	Province	City/ Municipality	Barangay	Sitio		
July 20, 2022	Marinduque	Buenavista	Malbog			Sec. 68 of
						PD 705 as
						amended by

E.O. No. 277



Examination Conducted by Seizure Officer

Persons Examined	Date	Time	Place
Apprehending Officer	July 20, 2022		Brgy. Malbog,
Witnesses			Buenavista,
Roderick S. Villanueva			Marinduque
Regio O. Patulot			
Ireneo Villanueva			

After thorough evaluation of the Apprehension Report dated July 20, 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 20 day of July, year 2022 at
DENR PENRO Marinduque.


MELDA M. DIAZ
OIC-PENR Officer

SEIZURE OFFICER

Copy furnished:



SEIZURE RECEIPT

The following items/ articles described below, which were seized and delivered to the undersigned custodian/s by IPEPEO P. VILLAMUERA of PAM OFFICE on JULY 15, 2022 at 12:15 PM around BRGY MALBOG, BUENAVISTA

Quantities	Items/ Articles	Volume	Description
17 pcs.	LUMBER	119 Bd. Ft.	2" x 6" x 7'

Place and Date Issuance: Brgy. Malbog, Buenavista Marinduque
July 15, 2022

IPEPEO P. VILLAMUERA
Name/ Signature of Custodian

WITNESSES

JOSE J. VALENCIA

APPREHENDING PERSONS/ OFFICERS

RODOLFO S. VILLAMUERA
Name/ Signature

REGIE D. PATLOT
Name/ Signature

Authority: (Item 1, Section 6 of Dept. Administrative Order No. 97-32)

NOTE:

State hereof an explanation in case the custodian or apprehended person/s to sign or acknowledge his receipt (in writing of this receipt, or re-delivery thereof).



CUSTODY RECEIPT

I hereby acknowledgement receipt for temporary safekeeping from the apprehending Officers the following items listed below which were apprehended for violation of forest laws, rules and regulation.

Quantities	Items	Descriptions
17PIECES	LUMBER	2" X 6" X 7'

As temporary custodian thereof, I shall ensure their safety and shall be responsible for their loss of damage while the same are in my possession and shall not deliver or release to anyone except upon order only of the DENR.

July 15, 2022 / Brgy - Malbog, Buenavista,
Place and Date Issuance Marinduque

Ip. Villanueva
Name and Signature of Custodian
IRENEO P. VILLANUEVA

BIODIVERSITY PROTECTION ASSISTANT (BPA)
Designation of Custodian

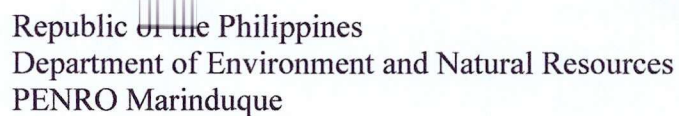
Apprehending Officer(s)

RODRIGO S. VILLANUEVA

LEONARDO L. LACUNA
JANIE ROYALECIA

Witnesses

REGIE D. PATULOT



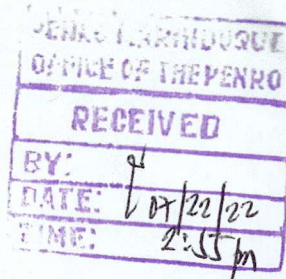
SCALED BY:

NOTED BY:

Capitol Compound, Barangay Bangbanganon, Boac Marinduque
Telephone Nos: (042) 332-1490/(042)332-0727(042) 332-1913
Website:<https://penromarinduque.gov.ph/>
Email: penromarinduque@denr.gov.ph



Republic of the Philippines
Department of Environment and Natural Resources
Provincial Environment and Natural Resources Office
Boac, Marinduque



PENRO DOCUMENT ACTION AND TRACKING SLIP

DOCUMENT INFORMATION

Document Category: **Incoming**

Document No.: **2022-IN-001856**

Sender/s:

- Protected Area Section PENRO Marinduque

Originating Office: **Protected Area Section PENRO Marinduque**

Classification: **Simple**

Subject: **Report on 17 pieces abandoned lumber of gmelina species within MWS located at So. Hanyon, Malbog, Buenavista, Marinduque**

Encoded By: **Manoel Christian Munar**

Document Type: **Memorandum**

Control Code:

Date & Time Received: **07/22/2022 02:00 AM**

Address:

Is This Urgent?: **Yes**

HISTORY LOGS

DOC. FROM	DOC. TO	RECEIVED	RELEASED	RUNTIME	ACTION TO BE TAKEN / REMARKS
Protected Area Section PENRO Marinduque	Imelda Diaz	07/22/2022 02:00 PM	07/22/2022 02:01 PM	1 min.	Comment/Evaluation

PASu

Prepare transmittal to R.D. with complete attachments, such as apprehension receipt, spot report, etc.

Likewise summon Mr. Jose Ferrera. ASAP.

Nadine

Please prepare necessary documentation for this undocumented forest products -patulakes

Thanks

-Prepare PR for the release of the lumber



MEMORANDUM

FOR : The OIC, PENR Officer
Boac, Marinduque

THRU : The Protected Area Superintendent
Marinduque Wildlife Sanctuary 4/12

FROM : The Park Maintenance Foreman
The Park Ranger
The Biodiversity Protection Assistant

SUBJECT : REPORT ON 17 PIECES ABANDONED LUMBER OF GMELINA
SPECIES WITHIN MWS LOCATED AT SO. HAYNON, BRGY.
MALBOG, BUENAVISTA, MARINDUQUE.

DATE : July 20, 2022

Please be informed that on July 15, 2022, at around 8:30 in the morning, the undersigned had conducted regular monitoring/ patrolling at Brgy. Malbog, Buenavista, Marinduque. When we received a mobile phone call from a concerned citizen and informing us regarding the alleged illegal cutting/ sawing of trees somewhere in So. Haynon, Malbog Buenavista. Then after we proceeded in the area and while on our way, we had seen 3 men passing by.

However, we are not able to interrogate him about the incident since he was moving fast away from the area, but one of them has been identified as Mr. Jose Ferrera of Brgy Malbog, Buenavista. Fortunately, a few minutes, we found the illegally cut lumber. It was allegedly abandoned by the perpetrators after they knew that we are arriving in the area. We conducted inventory and geotagged photos of the said lumber as follows:

Particulars/ Species	No. of pieces	Dimension	Volume
Lumber/ Gmelina	17 pieces	2" x 6" x 7'	119 bd. Ft.
Total			119 bd. Ft.

That after the documentation (inventory, scaling and geotagging) we reported the incident via mobile phone call to PASu Emeterio M. Recto to request for additional fieldmen of PAMO that will assist us for the hauling/ transporting in the nearest area for temporary safekeeping.

At around 11:00 0' clock in the morning of the same day, the following PAMO fieldmen arrived and assisted us in hauling of said illegally cut/ sawn Gmelina namely: FR Sherwin Villavicencio, PRs Jake Valencia, Gerald Liguit and John Rex Lacdang.

The team hauled manually the lumber to the nearest safe area and hired a tricycle and transported it to the house BPA Ireneo P. Villanueva and temporarily deposited in his custody for safe keeping.

That on July 20, 2022 we conducted follow up investigation to suffice the information on the said apprehended 17 pieces lumber of which we found the source within Marinduque Wildlife Sanctuary, the same has been derived from 5 Gmelina trees planted thereat. It was confirmed from the 5 stumps found in the area with the following description:

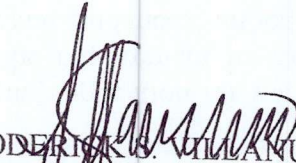
Gmelina Stump/ No.	Diameter
1	48 cms.
2	40 cms.
3	30 cms.
4	34 cms
5	18 cms

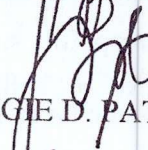
REMARKS AND RECOMMENDATION:


In view of the above findings, it is hereby recommended the following:

1. Continuous patrolling be conducted in the area.
2. To conduct CEPA during barangay assembly or Sangguniang Barangay session.
- ✓ 3. To invite Mr. Jose Ferrera of Brgy. Malbog, Buenavista for further investigation.

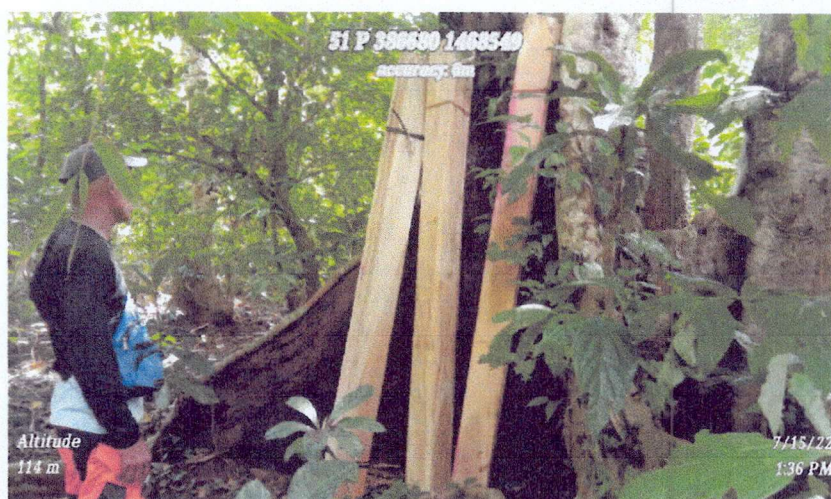
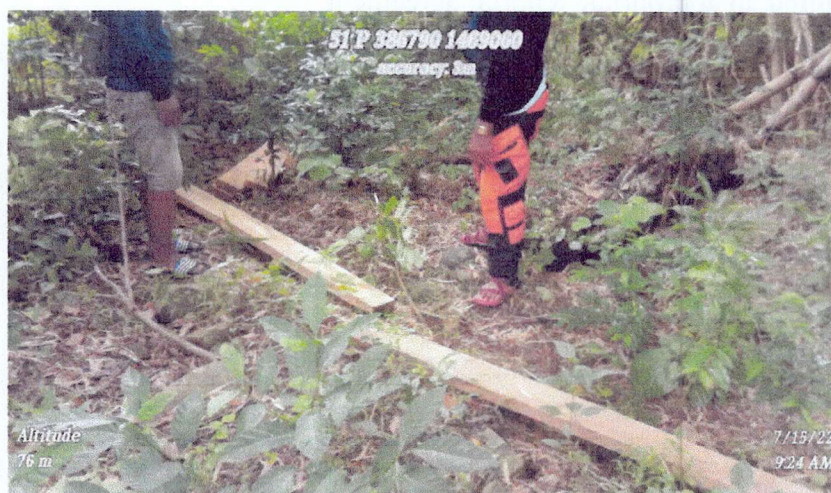
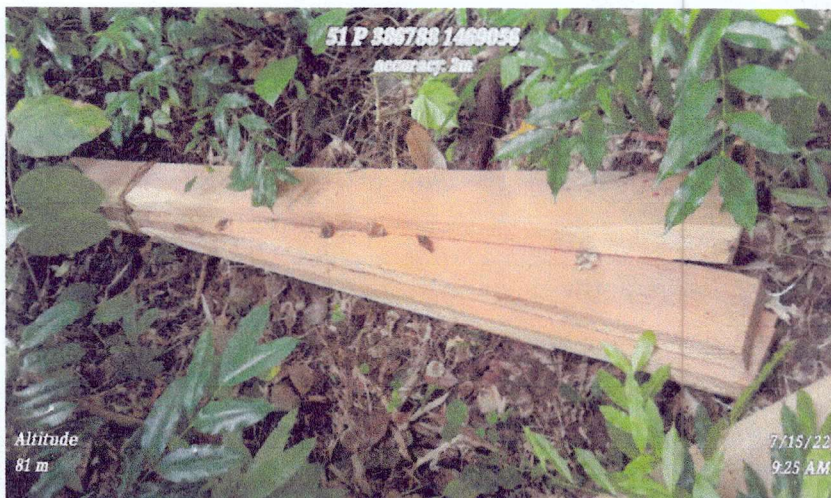
For information record and further instruction.


RODERICK S. VILLANUEVA


REGIE D. PATULOT


IRENEO P. VILLANUEVA

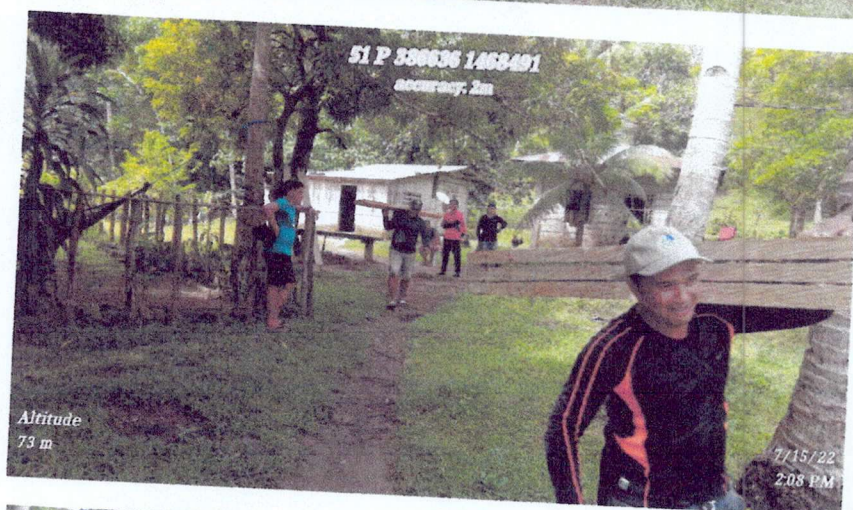
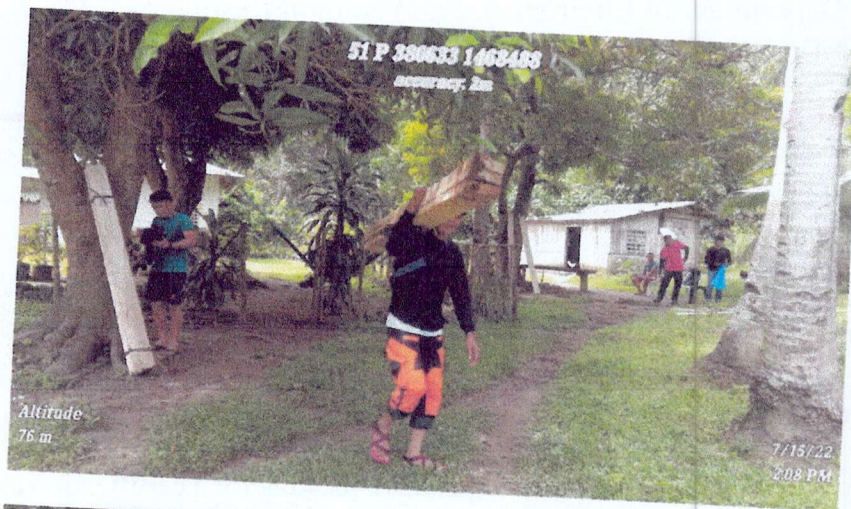
**Geotagged Photos taken during the Conduct of Investigation on 17 species
Abandoned Gmelina lumber allegedly sawn at So. Haynon, Malbog,
Buenavista, Marinduque on July 15, 2022**



[Signature]

[Signature]

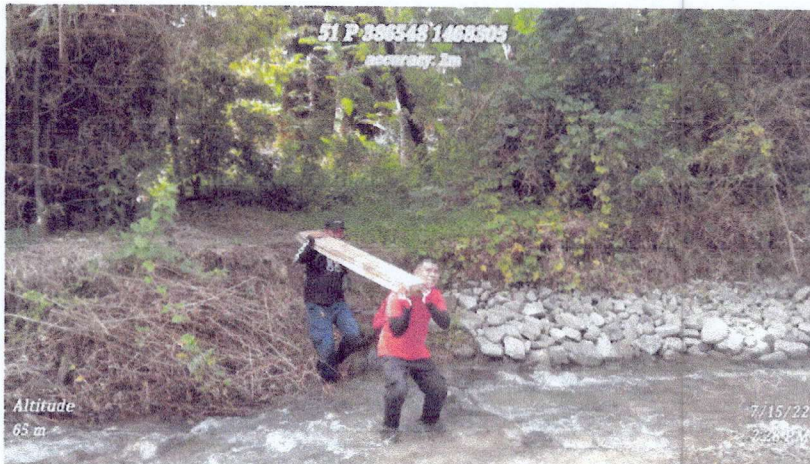
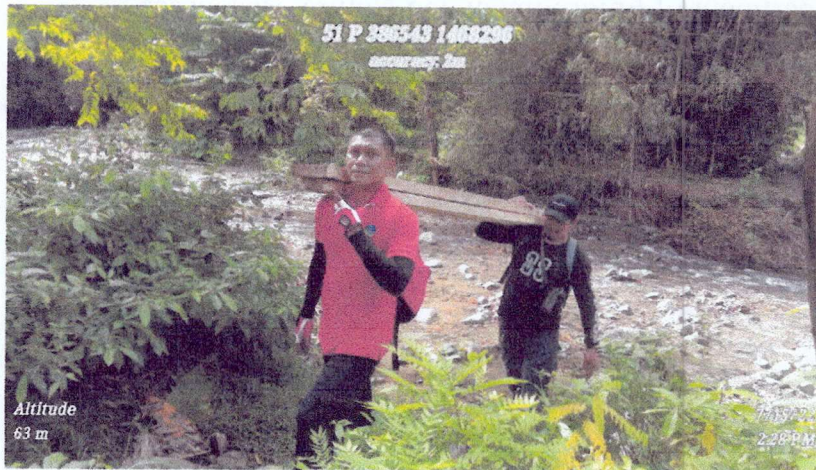
Sp. Villano



spb

f

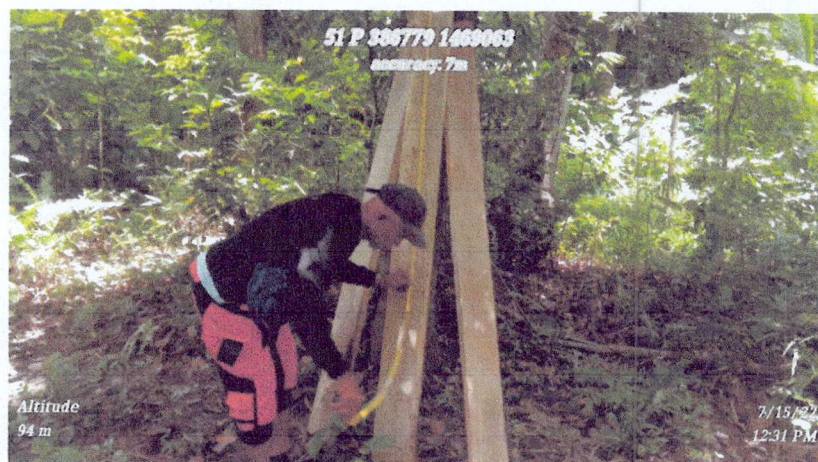
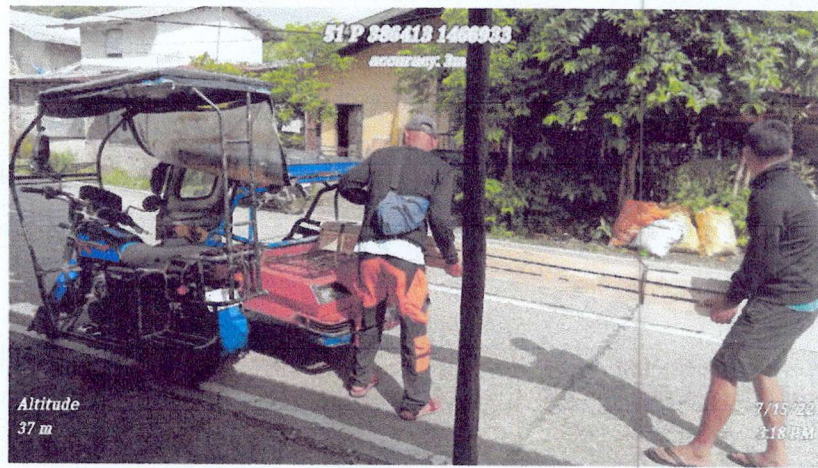
sp. Villanueva



for

4

Ap. Villanueva

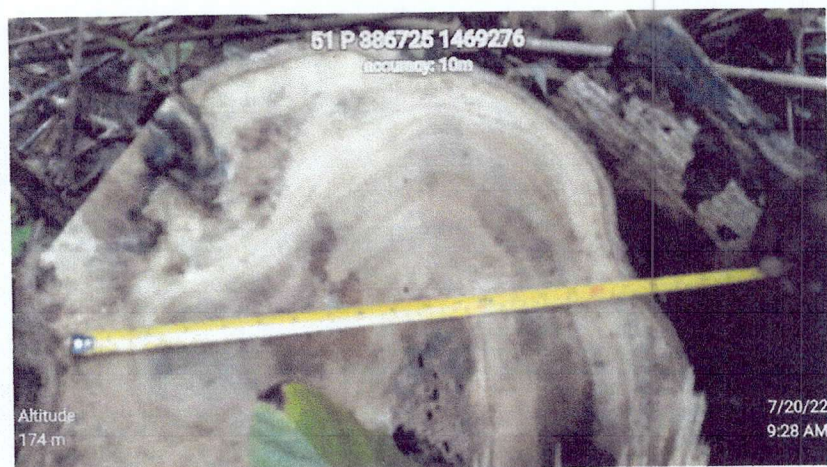


psb

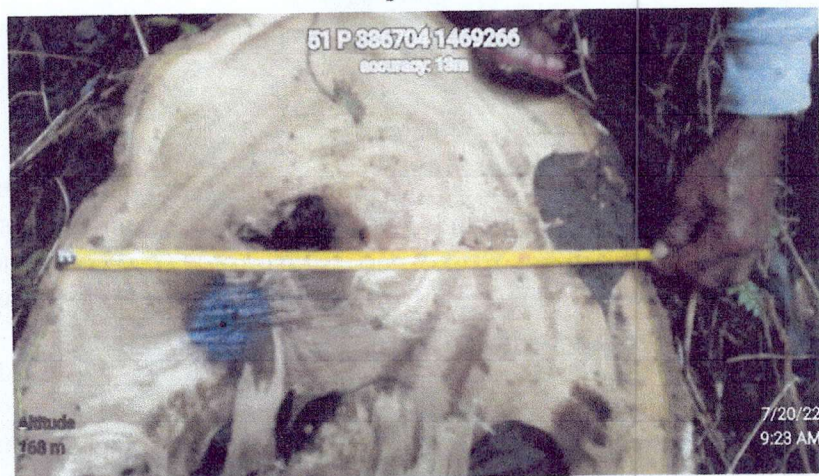
Sp. Villanueva

Geotagged photos taken by the Team during follow-up investigation

Stump no.1



Stump no.2



Stump no.3



hpb

J. Villanueva

Stump no.4



Stump no.5



f
p. Villanueva / jmd