



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

DENR-MIMAROPA RECORDS SECTION	
RECEIVED	
04 OCT 2022	
☐ INCOMING	☐ OUTGOING
BY: _____	DATS NO. _____

September 27, 2022

MEMORANDUM

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

THRU : The OIC, ARD for Technical Services

FROM : The Provincial Environment and Natural Resources Officer

SUBJECT : FINAL REPORT ON THE ADMINISTRATIVE HEARING FOR
THE APPREHENDED FISHING VESSEL CAUGHT IN THE ACT
OF ILLEGAL FISHING ACTIVITY WITHIN THE
JUSRIDDICTION OF ENTMRPA, EL NIDO, PALAWAN

Respectfully forwarded is the memorandum of CENRO Taytay, Palawan dated September 19, 2022 relative the above subject.

Per memorandum, the apprehension was made on August 04, 2022 at around 11:35 P.M. by the Personnel of CENRO Taytay and ENTMRPA while conducting sea borne patrol activities within the seawaters of the protected area. The team apprehended one (1) fishing vessel caught in the act of illegal fishing activity near the vicinity of Cauayan Island and Cadlao Island, Barangay Buena Suerte, El Nido, Palawan.

The fishing vessel is named M/BCA Clyd Nike and Guenkean using Liba-liba or Danish Seine Fishing Method with superlight and fine mesh net which is classified under active gears to be destructive to coral reefs, sea grass beds and other marine habitats. On board in the fishing vessel was Boat Captain Dennis B. Ermino along with other six (6) crews as identified in the attached report of the apprehending team in violation of Section 20 of R.A. No. 7586, as amended by R.A. No. 11038 particularly Section 18, Paragraph (e) and (g) and R.A. 10654 (*An Act to Prevent, Deter and eliminate Illegal, Unreported and Unregulated Fishing, Amending Republic Act No. 8550, Otherwise Known as "The Philippine Fisheries Code of 1998," and for Other Purposes.*)

The seized items were inventoried and the fishing vessel and paraphernalia were brought to Divers House at Barangay Corong-Corong for safekeeping purposes and the fish/marine products were donated to 23rd MC Battalion in So. Bubolongan, Barangay Corong-Corong, El Nido, Palawan.

We concur with the CENRO recommendation subject for review at the Regional Office.

For information and further instruction.

Copy Furnished
CENRO Taytay, Palawan
File/2022-011ACG/MES Doc. Ref. No. 2022-8566


FELIZARDO B. CAYATOC

DENR-PALAWAN
PENRO-RECORDS
RELEASED
By: 
Date: 29 SEP 2022 22-2526



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
By the National Highway, Poblacion, Taytay, Palawan 5312
Mobile: 0926-505-9335 TM 0912-171-3889 TNT
Email: cenrotaytay@denr.gov.ph

September 19, 2022

MEMORANDUM

FOR : The Regional Executive Director
MIMAROPA Region
1515 L & S Building, by Roxas Blvd., Ermita, Manila

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

FROM : The Community Environment and
Natural Resources Officer

SUBJECT : **FINAL REPORT ON THE ADMINISTRATIVE HEARING FOR THE
APPREHENDED FISHING VESSELS CAUGHT IN THE ACT OF
ILLEGAL FISHING ACTIVITY WITHIN THE JURISDICTION OF
OF ENTMRPA, EL NIDO, PALAWAN**

DENR PENRO
PALAWAN RECORDS
RECEIVED
BY: *[Signature]*
DATE: 09-21-2022 *22.8566*

Respectfully submitting is the Memorandum Report dated September 8, 2022 of the Protected Area Superintendent Mildred A. Suza relative to the above subject with enclosures.

Please be informed that the El Nido-Taytay Managed Resource Protected Area – Protected Area Management Office (ENTMRPA-PAMO) conducted an administrative hearing last August 30, 2022. The hearing disclosed that Mr. Dennis Ermino and six (6) other crews committed a violation in relation to Section 20 (e) and (g) of the Republic Act 7586 as amended by Section 18 of Republic Act 11038.

Upon review and evaluation of the report submitted including its attachment, the undersigned concur with the recommendation of the Hearing Officer subject for review at the Regional Office.

For information and further instruction.

DENR CENRO
TAYTAY, PALAWAN
RELEASED
BY: *[Signature]*
DATE: SEP 19 2022 *2903*

CC: PAMO ENTMRPA

[Signature]
ALAN L. YALLE



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources
EL NIDO-TAYTAY MANAGED RESOURCE PROTECTED AREA
Calle Real, Barangay Masagana, El Nido, Palawan 5313
Contact No. Landline (048-716-0674)
Email: denrpao_elnidopal@yahoo.com / entmrpa@gmail.com

**DENR - PAO
TAYTAY, PALAWAN
RECEIVED**

September 8, 2022

MEMORANDUM

FOR : The Community Environment and Natural Resources Office,
Taytay, Palawan

FROM : The Protected Area Superintendent
El Nido - Taytay Managed Resource Protected Area
El Nido, Palawan

SUBJECT : **FINAL REPORT ON THE CONDUCTED ADMINISTRATIVE
HEARING FOR THE APPREHENDED FISHING VESSEL CAUGHT
IN THE ACT OF ILLEGAL FISHING ACTIVITY WITHIN THE
JURISDICTION OF EL NIDO-TAYTAY MANAGED RESOURCE
PROTECTED AREA (ENTMRPA), EL NIDO, PALAWAN**

**DENR - PAO
ENTMRPA,
El Nido, Palawan
RELEASED**
By: *[Signature]*
Date: 09-09-22
C.N.: 0916

In compliance to your memorandum dated August 16, 2022, respectfully submitted is the report concerning the above subject.

Please be informed that on August 4, 2022 at around 11:35 PM, the team composed of Forest Technician I Voltaire M. Delos Angeles, Forest Rangers Herson Y. Caliao and Jonathan A. Arzaga, ENTMRPA Park Ranger Gilbert Arlac and Forest Protection Officers Rennie O. Tenolite, Reynaldo T. Conda, Eleazar Dolliente, Ernie Sacay and Sandy Delos Santos apprehended one (1) fishing vessel caught in the act of illegal fishing activity near the vicinity of Cauayan Island and Cadlao Island, Barangay Buena Suerte, El Nido, Palawan and within the administrative jurisdiction of El Nido-Taytay Managed Resource Protected Area (ENTMRPA) which is established pursuant to Presidential Proclamation No. 32 on October 8, 1998.

The interception happened while the team is conducting seaborne patrol from Barangays Corong-Corong, Buena Suerte and Bebeladan, El Nido, Palawan and spotted fishing vessel named M/BCA Clydenike and Guenkean amidst of ENTMRPA which when approached by the team were sighted of fishing gears and on "liba-liba" operation. The apprehended fishing vessel was onboard its boat captain Mr. Dennis Ermino along with the six (6) crews as identified in the attached report and the hand-written apprehension receipt with endorsement memorandum received in the Office on August 22, 2022 (Annex A to A₁₄). The "liba-liba" or Danish seine fishing method is accordingly by the use of superlight and fine mesh net which in the manner is classified under active gears believed to be destructive to coral reefs, seagrass beds and other marine habitat thus in violation of Section 20(e) of Republic Act 7586 as amended:

"xxx Section 20(e) Using any fishing or harvesting gear and practices or any of their variations that destroys coral reefs, seagrass beds or other marine life and their associated habitats or terrestrial habitat as may be determined by the DA or the DENR; *Provided*, That mere possession of such gears within the protected areas shall be *prima facie* evidence of their use xxx"

The motorized fishing vessel used was also a violation of Section 20(g) of Republic Act 7586 as amended:

"xxx Section 20(g) Operating any motorized conveyance within the protected area without permit from the PAMB, except when the use of such motorized conveyance is the only practical means of transportation of IPs/ICCs in accessing their ancestral domain/land xxx"



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources
EL NIDO-TAYTAY MANAGED RESOURCE PROTECTED AREA
Calle Real, Barangay Masagana, El Nido, Palawan 5313
Contact No. Landline (048-716-0674)
Email: denrpao_elnidopal@yahoo.com / entmrpa@gmail.com

The seized items were inventoried as per attached Inventory Report of Confiscated Marine Products and Paraphernalia (Annex A₁₅) and the seized fish/marine products were donated to 23rd MC Battalion in So. Bubolongan, Barangay Corong-Corong, El Nido, Palawan per Notice of Disposal of Confiscated Fish/Marine Products (Annex A₁₆). Seizure Order (Annex B to B₂) and Receipt (Annex C) were facilitated in order to acquire jurisdiction over the items, and these items were brought and kept to Divers House at Barangay Corong-Corong, El Nido, Palawan which will serve as evidence.

As due process, the CENR Office Taytay sent letters/notices to the apprehending officers and respondents, as well as to the Punong Barangay of Buena Suerte where the apprehension occurred regarding the scheduled hearing on August 30, 2022 at 9:00 O'clock in the morning in the Protected Area Management Office (PAMO) Conference Room, Barangay Masagana, El Nido, Palawan (Annex D to D₂). The administrative hearing was presided by SVEMS/PASu Mildred A. Suza of El Nido-Taytay Managed Resource Protected Area (ENTMRPA) – Protected Area Management Office (PAMO) and called the case at 9:20 in the morning on the same date and venue as stated in the letter/notice.

During the process of examination, Hearing Officer SVEMS/PASu Mildred A. Suza gave her opening statements and preliminaries such as reminders, house rules, and review of attendance, and IEC segment which discusses the violation of the offenders. She, then called Forest Technician I Voltaire Delos Angeles as the examiner. FT I Delos Angeles asked Mr. Dennis Ermino, Boat Captain, and the sole present among the seven (7) offenders if he will tell the truth and nothing but the truth and if he needs an Attorney to represent himself. Mr. Ermino said yes to answer the truth and doesn't need an attorney to represent him. FT I Delos Angeles then, asked Mr. Ermino of what they are doing in the areas of Kawayan and Caldiao Island. Mr. Ermino responded that they are lighting their bulb with four (4) pcs 200 watts, two (2) pcs 100 watts, two (2) pcs 40 watts and one (1) pc 45 watts using portable generator. FT I Delos Angeles asked Mr. Ermino if they know that their activity is prohibited within the Protected Area. Mr. Ermino answered that they are within the Protected Area and justified that they are only taking the chance to return their expenses consumed and that their fuel supply is limited. FT I Delos Angeles asked Mr. Ermino the fishing method they are using in the area. Mr. Ermino answered that they are operating "*Liba-liba*" and they only caught fish species attracted by the lights. FT I Delos Angeles asked for permits and clearances pertaining to fisherfolks and the boat as well as their operation which the latter also answered in the segment of hearing (Annex E to E₉).

The Hearing Officer gave a chance to the apprehending officers to ask some questions/clarification from the respondent which was grabbed by Forest Ranger Jonathan A. Arzaga. The latter asked Mr. Ermino if there are someone who check upon them that they are already inside the Protected Area. Mr. Ermino answered none and even warning that this area is prohibited. He added that ever since, no one told him that the area is prohibited.

After the examination, HO then discussed the possible penalties under Section 21(a) and Section 21(b) of RA 7586 as amended. She also informed that Mr. Ermino and company has also violation under RA 10654 or the Fisheries Code of the Philippines but outside the mandate of the DENR, hence, the case shall be endorsed to the DA-BFAR.

Further, she asked last words from Mr. Ermino which the latter took the chance. Mr. Ermino informed that they started the "*liba-liba*" since the temporary closure of tourism industry due to the pandemic. He plead for 1st Offense since their primary livelihood is island hopping. He added that they have no record in tourism office for violating any rules and regulation as tour operator. FT I Delos Angeles answered that all the statements of Mr. Ermino in this hearing will be forwarded to the Regional Office. He stressed out that the strict implementation of ENR laws, rules and



regulations in El Nido is in response to the report of SB Joel Rosento that the DENR is inefficient in performing their duties and responsibilities particularly the Protected Area.

The HO asked the support of Mr. Ermino in spreading IEC campaign in their community to avoid similar incident and inform them for the more intensified enforcement activities in El Nido since the Local Government Unit is challenging the ENTMRPA in implementing the laws and policies.

Mr. Ermino promised that he has no plan to go back with “*liba-liba*” fishing once his boat will be released. He will return to island hopping operation as their primary livelihood.

FT I Delos Angeles informed that their affidavit of undertaking together with other attachments will be forwarded to Regional Office. He advised Mr. Ermino to submit position letter regarding his plea for 1st Offense which will be included in the documents to be forwarded in the Regional Office.

Finally, the Hearing Officer re-iterated the commitment of Mr. Ermino to provide copies of documents relative to the ownership of the fishing boat, ID as Boat Captain, Fisherfolks ID, and Boat Registration (Marina).

Observation

This Office has established the probable cause of the case, hence, 2nd and 3rd hearing are not necessary. There is no doubt that suspect Mr. Ermino together with the six (6) crews is in illegal mode of fishing. Because ‘*liba-liba*’ is destructive, it should not be permitted not just within marine protected areas but everywhere. The El Nido Taytay-Managed Resource Protected Area was established for almost twenty-four (24) years ago and while admitting that there is active management thereon, it saddens that there are still fishery issues that have not been resolved with finality by the Board. The PAMB should also call the attention of its members, especially the Punong Barangays except for some who, insofar as the undersigned observes, have seemingly less interest in PA management operations as evident by his absence during the hearing even with letter/notice of invitation.

Conclusion

The suspect submitted to CENR Office Taytay his Affidavit of Undertaking with Prayer for Release and Temporary Custody of Motorbanca on August 15, 2022 and received by this Office dated August 22, 2022 through the endorsement memorandum from that Office (Annex F to F₃). He also submitted letter praying for the temporary release of his boat with attached Certificate of Marine Profession, Certificate of Philippine Registry (MARINA), Recreational Boat Certificate and TIN ID (Annex G to G₄).

Violation of Section 20(e) and Section 20 (g) of Republic Act 7586 as amended by Section 18 of Republic Act 11038 was violated. It is punishable pursuant to Section 21(a) and Section 21 (b) of RA 7586, as amended by Section 19 of RA 11038, respectively. Suspects *Mr. Dennis Ermino along with the six (6) crews* on account of the administrative proceeding have now turned as probable offenders of the environmental law.



Recommendation

The recommendation of this Office are as follows, to wit;

1. The seized fishing gears, vessels and all other items are recommended for disposition pursuant to Paragraph 4 of Rule 12 of Administrative Matter No. 09-0-8-SC (Rules of Procedure for Environmental Cases);
2. All the Barangay Local Government Units (BLGU) having coastal and marine zones within the Protected Area should each designate holding area with common gate/route where BFRAMC representatives shall take turns in mandatory inspection of both incoming and outgoing boats to be registered in the log book and describing the fishing gears on board. Periodic report of the inspection by BFARMC representatives should be made mandatory to the Protected Area Management Office (PAMO) including issues and concerns if any so that the same may be brought up to the Protected Area Management Board and deliberated among them;
3. Refer this case to Legal Division for their review and recommendation considering the attached Affidavit of Undertaking with Prayer for Release and Temporary Custody of Motorbanca; and
4. Assistance in the filing of case, if necessary.

Review of Annexes:

Annex A to A ₁₄	- Endorsement Memorandum dated August 16, 2022 re: Apprehension Report received on August 22, 2022 and hand-written apprehension receipt
Annex A ₁₅	- Inventory Report of Confiscated Marine Products and Paraphernalia
Annex A ₁₆	- Notice of Disposal of Confiscated Fish/Marine Products
Annex B to B ₂	- Seizure Order
Annex C	- Seizure Receipt
Annex D to D ₂	- Letter to Apprehending Officers, Respondents and Punong Barangay of Buena Suerte re: Hearing Schedule
Annex E to E ₉	- Minutes of Hearing and Attendance
Annex F to F ₃	- Endorsement Memorandum dated August 17, 2022 re: Affidavit of Undertaking with Prayer for Release and Temporary Custody of Motorbanca received on August 22, 2022
Annex G to G ₄	- Letter praying for the temporary release of boat with attached Certificate of Marine Profession, Certificate of Philippine Registry (MARINA), Recreational Boat Certificate and TIN ID received on August 30, 2022

For information and further instruction.


MILDRED A. SUZA



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

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

By the National Highway, Poblacion, Taytay, Palawan 5312

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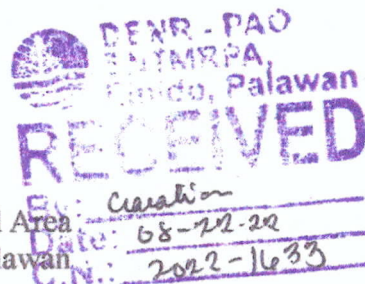
August 16, 2022

MEMORANDUM

TO : The Protected Area Superintendent (PASu)
El Nido- Taytay, Managed Resource Protected Area
Protected Area Office, Masagana, El Nido, Palawan

FROM : The Community Environment and
Natural Resources Officer

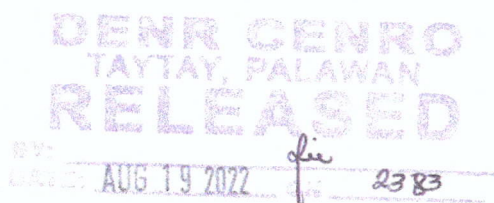
SUBJECT : **REPORT ON THE APPREHENDED TWO (2) FISHING
VESSELS CAUGHT IN THE ACT OF ILLEGAL FISHING
ACTIVITY WITHIN ENTMRPA, EL NIDO, PALAWAN**



Referred to your office is the memorandum dated August 8, 2022 from the Enforcement personnel relative to the above subject.

In view hereof, you are hereby instructed to conduct administrative proceedings in violation regarding the NIPAS Act. If in case the offense is purely in violation to Fishery Code of the Philippines, you may turn-over the minutes of the case to the Bureau of Fisheries and Aquatic Resources (BFAR) including conveyances and other related accessories for adjudication considering that it is now their area of responsibility. Further, submit report on the matter.

For compliance.



ALAN R. VALLE



August 8, 2022

MEMORANDUM

FOR : The Community Environment and Natural Resources Officer

THRU : Chief, Enforcement and Monitoring Unit

FROM : Forest Technician I
Forest Ranger

SUBJECT : **REPORT ON THE APPREHENDED TWO (2) FISHING VESSEL CAUGHT IN THE ACT OF ILLEGAL FISHING ACTIVITY WITHIN EL NIDO-TAYTAY MANAGED RESOURCE PROTECTED AREA (ENTMRPA), EL NIDO, PALAWAN**

8.12.22 9239

Respectfully submitted is the apprehension report on the above subject.

WHAT

This is the report on the apprehended two (2) motorboat caught in the act of illegal fishing activity within El Nido-Taytay Managed Resource Protected Area (ENTMRPA).

WHEN

On August 4, 2022 at about 11:35 PM and August 5, 2022 at about 1:28 AM during the conduct of seaborne patrol from Barangays Corong-corong, Buena Suerte and Bebeladan, El Nido, Palawan.

WHERE

Near Cauyan Island and Cadlao Island, Barangay Buena Suerte (119.313946, 11.259428) and near Miniloc Island, El Nido, Palawan (119.330454, 11.177076)

WHO

The team was composed of Forest Technician –I Voltaire M. Delos Angeles; Forest Ranger Herson Y. Caliao; Forest Ranger Jonathan A. Arzaga; Park Ranger Gilbert Arlac, Forest Product Protection Officers Rennie O. Tenolite, Reynaldo T. Conda, Eleazar Dolliente, Ernie Sacay and Sandy Delos Santos.

HOW

On August 4, 2022 at about 6:44 PM, we the personnel from Enforcement and Monitoring Section (EMS) together with Quick Response Team (QRT) Forest Protection Officers and ENTMRPA Park Rangers and Forest Protection Officers conducted seaborne patrol from Barangays Corong-corong, Buena Suerte and Bebeladan, El Nido, Palawan.



1. Apprehension of M/BCA Clydenike and Guenkean, Boat Captain/Boat Owner Dennis Ermino, six (6) crew and paraphernalia

During the patrol, at about 11:35 PM of August 4, 2022 the team apprehended one (1) fishing vessel in the act of illegal fishing activity near the vicinity of Cauayan Island and Cadlao Island, Barangay Buena Suerte, El Nido, Palawan at coordinates: 119.313946, 11.259428.

The team started to approach the said fishing vessel as it started to activate its superlights. The team confirmed that the fishing vessel along with its crew is using Liba-liba fishing method along with the use of superlights and fine mesh net. The apprehended vessel was M/BCA Clydenike and Guenkean along with Mr. Dennis Ermino, 49 years old, boat captain and boat owner, resident of Barangay Masagana, El Nido, Palawan along with its six (6) boat crew.

The location was identified within the jurisdiction of ENTMRPA via Locus Map and GIS projection. The team then escorted them to Divers House at Barangay Corong-corong, El Nido, Palawan.

2. Apprehension of of M/BCA Amy Feh 2, Boat Captain .Christopher Aconin, six (6) crew and paraphernalia

The team was en route to the station along with the apprehended fishing vessel and its crew when another Liba-liba fishing was spotted by the team in the direction of Miniloc Island, Barangay Bebeladan, El Nido, Palawan. At about 1:28 AM of August 5, 2022, the team apprehended another (1) fishing vessel in the act of illegal fishing activity near the vicinity of Miniloc Island, Barangay Bebeladan, El Nido, Palawan, El Nido, Palawan at coordinates: 119.330454, 11.177076.

The team also confirmed that the fishing vessel along with its crew is using Liba-liba fishing method along with the use of superlights and fine mesh net. The apprehended vessel was M/BCA Amy Feh 2 along with Mr. Christopher Aconin, 33 years old, boat captain, resident of Barangay Masagana, El Nido, Palawan along with its six (6) boat crew.

The location was identified within the jurisdiction of ENTMRPA via Locus Map and GIS projection. The team then escorted them to Divers House at Barangay Corong-corong, El Nido, Palawan.

In the morning of August 5, 2022, the entire team with assistance from ENTMRPA Park Rangers conducted inventory of apprehended boat, marine products and paraphernalia at Barangay Corong-corong, El Nido, Palawan (please see attached inventory forms). Apprehended fish/marine products was then disposed by the team (please see attached disposal form). Apprehended boat, marine products and paraphernalia was being kept at Divers House at Barangay Corong-corong, El Nido, Palawan.

Recommendation

With this, the undersigned recommends as follows:

1. Intensify of patrolling and monitoring within the jurisdiction of protected areas;
2. Continuous communication, education and public awareness to the community;
3. Filing of case and conduct of administrative hearing against violators pursuant to Section 20 of RA 7586 otherwise known as the National Integrated Protected Area System

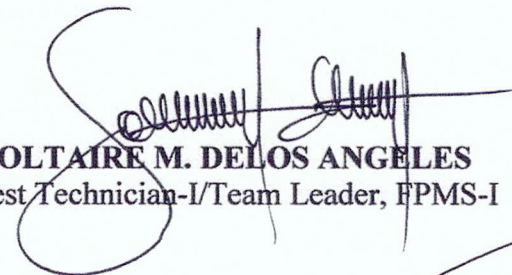


(NIPAS) Act of 1992 as amended by RA 11038 or the Expanded NIPAS Act of 2018, and the provision of Sections 86, 89 and 93 of RA 8550 or the Fisheries Code of the Philippines as amended by RA 10654;

4. A copy furnish of this report shall be furnished to ENTMRPA PAMO.

Attach are the apprehension receipt and geo-tagged photos and other pertinent documents during the activity.

For information record and further instruction.


VOLTAIRE M. DELOS ANGELES
Forest Technician-I/Team Leader, FPMS-I


JONATHAN A. ARZAGA
Forest Ranger/Team Leader, FPMS-IV

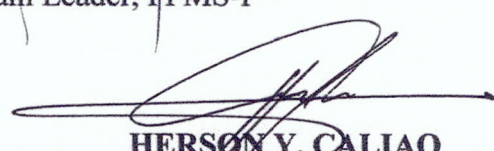
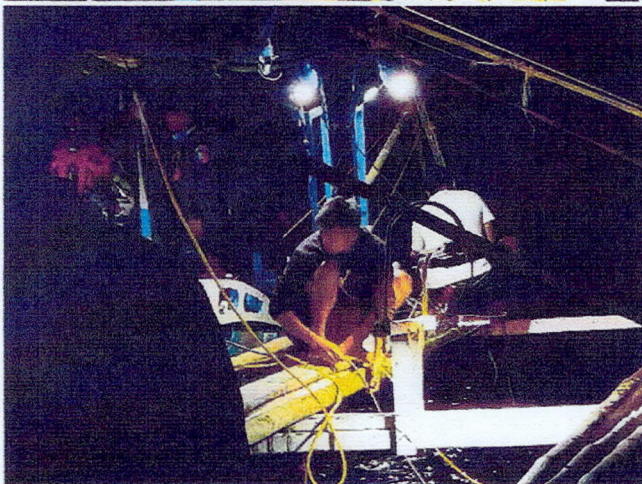
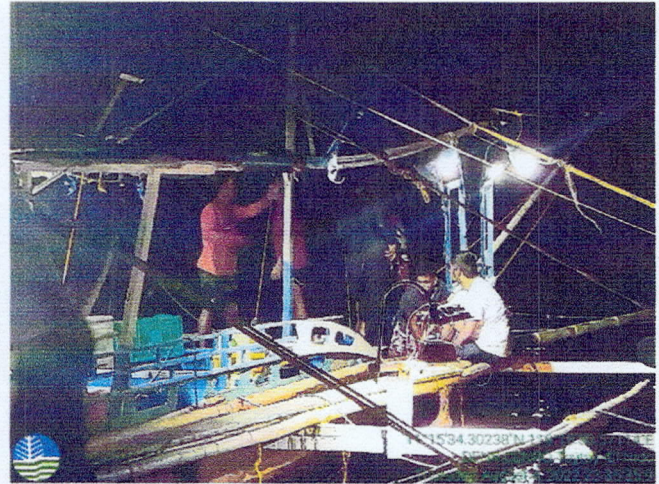

HERSON Y. CALIAO
Forest Ranger/ FPMS II Member



PHOTO DOCUMENTATION



CERTIFICATION

This is to certify that the above photos were true, correct, and taken during apprehension two (2) Motorboat caught in the act of Illegal Fishing Activity within El Nido-Taytay Managed Resource Protected Area (ENTMRPA), El Nido, Palawan on August 4-5, 2022

8

HERSON Y. CALIAO
Forest Ranger



PHOTO DOCUMENTATION



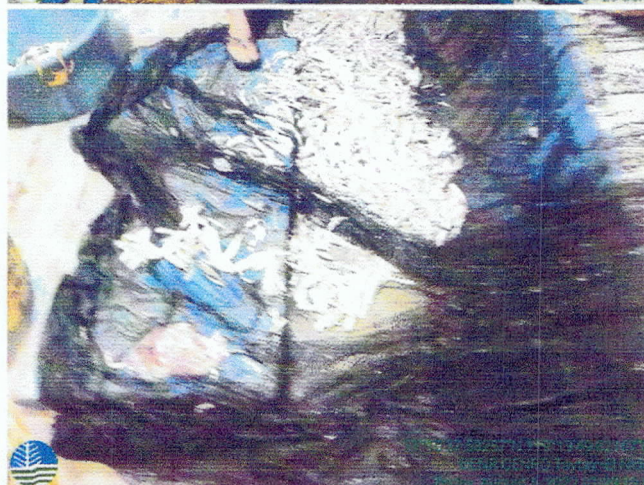
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HERSON Y. CALIAO
Forest Ranger



PHOTO DOCUMENTATION



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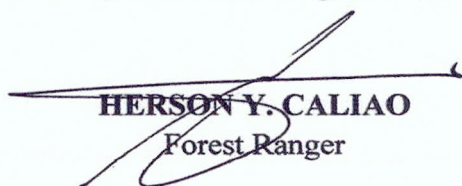
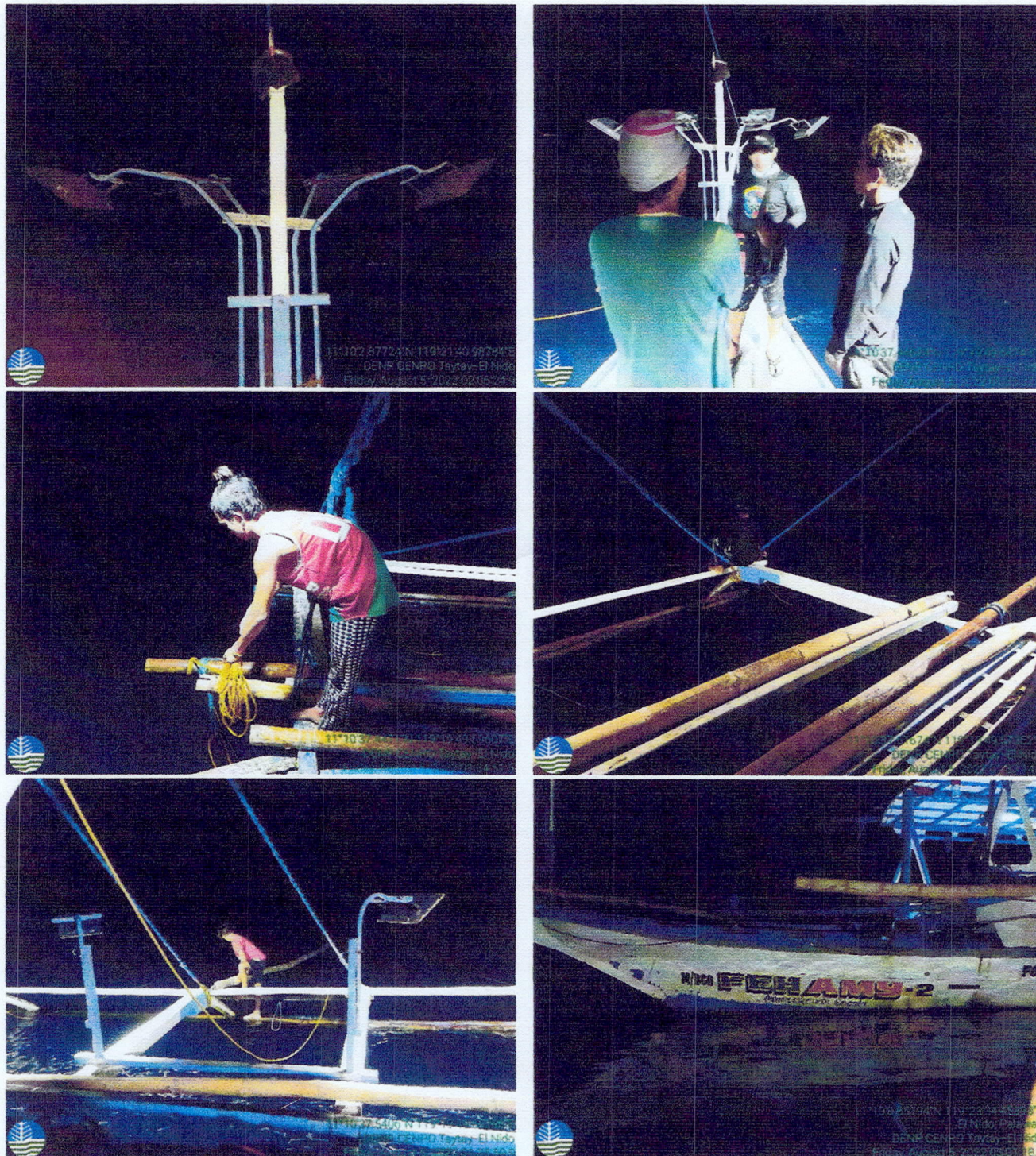

HERSON Y. CALIAO
Forest Ranger



PHOTO DOCUMENTATION



CERTIFICATION

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HERSON Y. CALIAO
Forest Ranger



PHOTO DOCUMENTATION



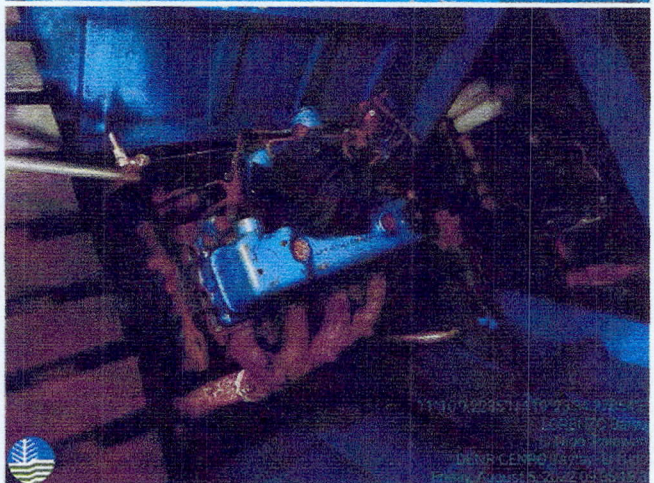
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HERSON Y. CALIAO
Forest Ranger



PHOTO DOCUMENTATION



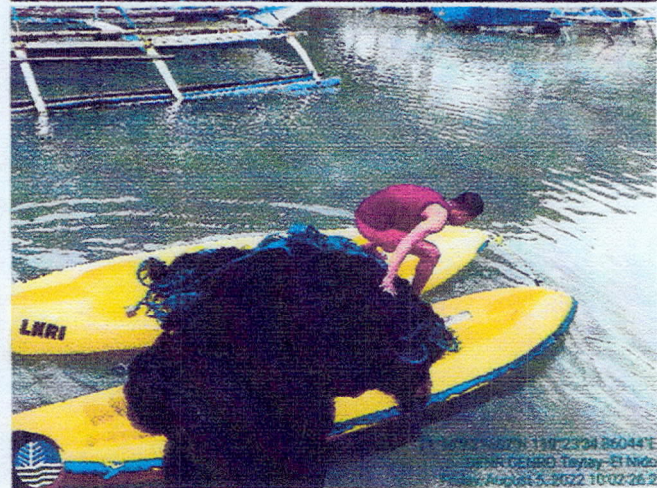
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HERSON Y. CALIAO
Forest Ranger



PHOTO DOCUMENTATION



CERTIFICATION

This is to certify that the above photos were true, correct, and taken during apprehension two (2) Motorboat caught in the act of Illegal Fishing Activity within El Nido-Taytay Managed Resource Protected Area (ENTMRPA), El Nido, Palawan on August 4-5, 2022

HERSON Y. CALIAO
Forest Ranger



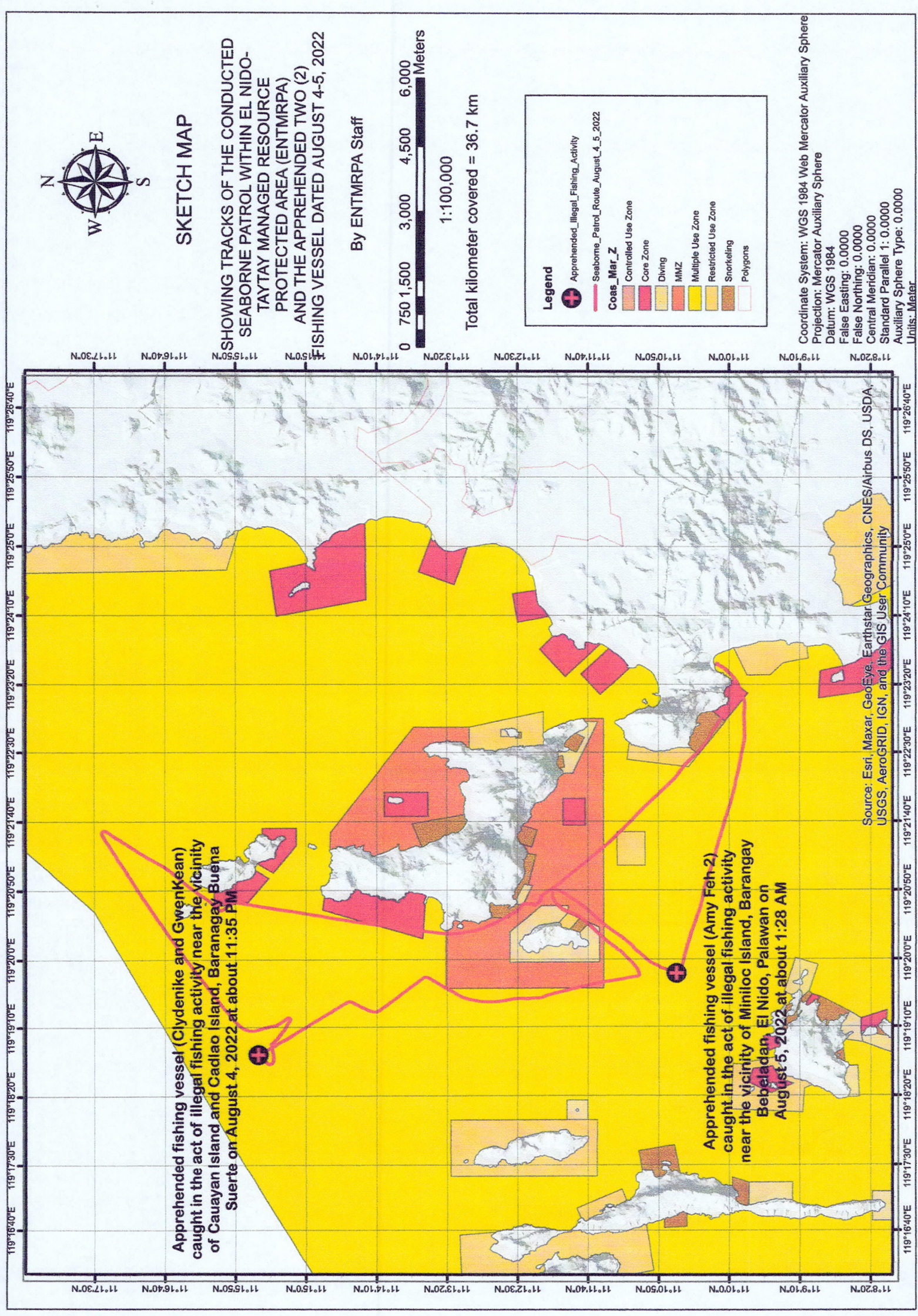
PHOTO DOCUMENTATION



CERTIFICATION

This is to certify that the above photos were true, correct, and taken during apprehension two (2) Motorboat caught in the act of Illegal Fishing Activity within El Nido-Taytay Managed Resource Protected Area (ENTMRPA), El Nido, Palawan on August 4-5, 2022 &

HERSON Y. CALIAO
Forest Ranger





Date: Aug 4, 2022
Time: 11:35 PM

APPREHENSION RECEIPT

This APPREHENSION RECEIPT is issued to-

NAME	ADDRESS	AGE	PARTICIPATION	STATUS OF THE PERSON
PERMIS EMMANO	BRGY. MASAGANA, EL NIDO, PALAWAN	49	Boat Owner / Captain	In good health condition
ERIC DARAP UF	PORT LANDING, BRGY. VILLA MARIAS, EL NIDO	32	Helper / Crew	"
THOMAS AQUINO	"	49	"	"
ALVIN ARACON	"	26	"	"

+ Continuation @ page 2.

Pursuant to the provision of:

* Section 70 of RA 7586 (NIPAA Act of 1992) as amended by
RA 10263 (ENRPA Act of 2016)
* Fisheries Code of the Philippines

The following have been apprehended, to wit.

QUANTITY	UNIT	ARTICLES & DESCRIPTION	ESTIMATED VALUE
1	unit	Motorboat, Outboard and Outboard	400,000.00 ✓
1	pc.	Silbo	200.00 ✓
8	roll	Rope	4,000.00 ✓
1	unit	Fire Mesh Net, 9m	100,000.00 ✓
4	pc.	Ice chest	8,000.00 ✓
4	pcs.	Light, 200 watts	7,200.00 ✓
2	pcs.	light, 100 watts	1,200.00 ✓
1	pc.	light, 200 watts (unserviceable)	1800.00 ✓
2	pcs.	light, 100 watts	800.00 ✓
1	pc.	welder	900.00 ✓
5	kg	caught fish	200.00 ✓
- continuation on page 2 -			

Done this 4th day of August, 2022 at
Diver's House, Brgy. Waring-War, El Nido, Palawan

APPREHENDING OFFICERS

[Signature]
VOLTAPE PEREZ ARNOLD
Position: Forest Technician I
Address: Taytay, Palawan

[Signature]
DONALD A. ROSARIO
Position: Forest Ranger
Address: Taytay, Palawan

[Signature]
Position: Forest Ranger
Address: El Nido, Palawan

Position: _____
Address: _____

WITNESSES

Position: _____
Address: _____

Position: _____
Address: _____



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources
EL NIDO-TAYTAY MANAGED RESOURCE PROTECTED AREA
Calle Real, Barangay Masagana, El Nido, Palawan, 5313
Contact No. Landline (048-716-0674) Email: entmrpa@gmail.com

Annex A124

Date: Aug 4, 2022
Time: 11:35 PM

APPREHENSION RECEIPT

This APPREHENSION RECEIPT is issued to-

NAME	ADDRESS	AGE	PARTICIPATION	STATUS OF THE PERSON
DANILLO DIA	DEPT. TUMBOD, TAYTAY, PALAWAN	62	Helper / Crew	In good health condition
BERNARDO ALONSO	"	38	"	"
JUSTIN ALONSO	"	15	"	"
- nothing follows -				

Pursuant to the provision of:

See page 1

The following have been apprehended, to wit:

QUANTITY	UNIT	ARTICLES & DESCRIPTION	ESTIMATED VALUE
1	unit	Crew kit, X-miter, 220V, 60Hz	10,000.-
1	unit	Battery, 60PS12 / 120L (NA-60GA)	4,000.-
1	unit	Engine, 4PS2, 0529 N	40,000.-
8	pc.	Container	1200.-
- nothing follows -			

Done this 4th day of August, 2022 at
Division Office, Region 1, El Nido, Palawan

APPREHENDING OFFICERS

YOUNG DEVS. ANGLES
Position: Forest Technician
Address: Taytay, Palawan

PRINCE A. REZDA
Position: Forest Ranger
Address: Taytay, Palawan

RESUP
Position: Forest Ranger
Address: El Nido, Palawan

Position: _____
Address: _____

WITNESSES

Position: _____
Address: _____

Position: _____
Address: _____



MIMAROPA Region
Community Environment and Natural Resources
EL NIDO-TAYTAY MANAGED RESOURCE PROTECTED AREA
Calle Real, Barangay Masagana, El Nido, Palawan, 5313
Contact No. Landline (048-716-0674)
Email: denrpao_elnidopal@yahoo.com / entmrpa@gmail.com

INVENTORY REPORT OF CONFISCATED MARINE PRODUCTS AND PARAPHERNALIA

Date: August 5, 2022
Time: 11:40 AM
Place: Barangay Masagana, El Nido, Palawan

Received following fishing paraphernalia's and etc. in the possession of
PERMANO PERMINO, Near Canyan Island, El Nido, Palawan for
(Possessor) (Place of confiscation)

Confiscation in violation of RA 1039 and RA 1054.

No.	Description	Quantity	Amount
1.	Motorboat, Clydenite 3 hp/km	1 unit	400,000.00
2.	Libra	1 pc.	200.00
3.	Rope	8 mlt	4,000.00
4.	Fire Mesh Net, 9m	1 unit	1,000.00
5.	Ice chest	2 pcs.	800.00
6.	Light, 200 w	4 pcs.	7,200.00
7.	Light, 100 w	2 pcs.	1,200.00
8.	Light, 200 w (convenient)	1 pc.	1,800.00
9.	Light, 80 w	2 pcs.	500.00
10.	Cooler	1 pc.	900.00
11.	Catching Fish	5 kg.	200.00
12.	Gen set, Xmiter, 2000 w, 60 Hz	1 unit	10,000.00
13.	Battery, 450 312 / 14702 / 14704A	1 unit	4,000.00
14.	Engine 4P32, 6529 N	1 unit	40,000.00
15.	Container	8 pcs.	1,200.00
16.	- nothing follow -		
17.			
18.			
19.			
20.			

Inventory Undertaken by:

[Signature]
VOLTAIRE PERMINO
Team Leader

Certified correct by: _____
(Philippine Coast Guard representative)

Witnesses:

1.) [Signature] 2.) [Signature]
HERNAN Y. GARCIA JOYNTA X. AP ZAGA



NOTICE OF DISPOSAL OF CONFISCATED FISH/MARINE PRODUCTS

Date: Aug 5, 2022
To: 23rd MC Battalion / Camp
(Representative of hospital, Penal or Charitable Institution)

Babuyan, Camp 23, El Nido, Palawan
(Address)

Sir/Madam;

This to inform you that there are available for distribution the following fish confiscated from apprehended violators. The said fish are fit for human consumption if consumed within reasonable time from this office.

Local Name	Estimated quantity	Appraisal value
1. <u>Lupin</u>	<u>5 kg</u>	<u>200.00</u>
2. _____	_____	_____
3. _____	_____	_____
4. _____	_____	_____
5. _____	_____	_____
6. _____	_____	_____
7. _____	_____	_____
8. _____	_____	_____
9. _____	_____	_____
10. _____	_____	_____
11. _____	_____	_____

Please have these fish collected not later than _____,
20____ at _____.

Team Leader
(Signature)

RECEIPT FOR DISTRIBUTED CONFISCATED FISH/MARINE PRODUCTS

Date: Aug 5, 2022

Received from 23rd MC Battalion the above indicated fish which I understand this charitable institution agrees to pay the appraisal value of the said fish in the event the competent Court before the criminal case filed shall subsequently render a decision of acquittal of the accused and order the returned of the value thereof.

Received by: Sty Anne M. Caccan RN(M)
(Representative of hospital, Penal or Charitable Institution)

SEIZURE ORDER

CENRO CONTROL No.:
E-FMS No.:

Pursuant to the provision of Republic Act 7586 as amended by Republic Act 11038 series of 2018 the following conveyance and equipment are hereby ordered seized, to wit:

FACTS

1. Forest Products:

MAJOR FOREST PRODUCTS									
Kind	Item:	Source/ Origin of the Forest Products	Species Grouping	Species	Pieces	Volume/Unit of Measurement	Estimated Value	Impounding Area	Custodian
N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A

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.	Engine No.	Chassis No.	Accessories
Motorboat (Clydenike and Guenkean)	N/A	N/A	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	Norie D. Pineda

*turned over to the highest officer of the Regional Office concerned if government-owned vehicle.

If Animal			
Kind	Quantity	Gender	Color
N/A	N/A	N/A	N/A

Equipment Involved	
Type	Quantity
Sibut	1 pc
Rope	8 rolls
Fine Mesh Net, 9 meters	1 unit
Ice chest	4 pcs
Light, 200 watts	4 pcs
Light, 150 watts	2 pcs
Light, 200 watts (unserviceable)	1 pc
Light, 50 watts	2 pcs
Cooler	1 pc
Catched fish	5 kg
Gen set, Arimitsu, 220 V, 60 Hz	1 unit
Battery, 65 D31L, N70L (NAYOGA)	1 unit
Engine, 4D32, 0529 N	1 unit
Container	8 pcs.

Implements Involved	
Type	Quantity
N/A	N/A

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

Name	Address	Civil Status	Age	Participation	Status of the person
Dennis Ermino	Bgy. Maligaya, El Nido, Palawan		49	Boat owner/ Captain	In good health condition
Epic Barcase	Bgy. Villa Libertad, El Nido, Palawan		22	Helper/ Crew	In good health condition
Tirso Aguilar	Bgy. Villa Libertad, El Nido, Palawan		49	Helper/ Crew	In good health condition
Alvin Aragon	Bgy. Villa Libertad, El Nido, Palawan		26	Helper/ Crew	In good health condition
Danilo Dia	Bgy. Tumbod, Taytay, Palawan		62	Helper/ Crew	In good health condition
Bernardo Alcantar	Bgy. Tumbod, Taytay, Palawan		38	Helper/ Crew	In good health condition
Joshua Alcantara	Bgy. Tumbod, Taytay, Palawan		15	Helper/ Crew	In good health condition

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

SEIZURE

Date and Time of Apprehension	Place of Seizure				Apprehending Officer	Factual Legal Basis for Apprehension
	Province	City/Municipality	Barangay	Sitio		
August 4, 2022 @ 11:35 PM	Palawan	El Nido	Buena Suerte		FT I Voltaire M. Delos Angeles et. al	Violation of Section 20 of RA 7586 as amended by RA 11038

Examination Conducted by Seizure Officer:

Persons Examined	Date	Time	Place
Apprehending Officer			
Witnesses			

After thorough evaluation of the Apprehension Report dated August 8, 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 conveyances/ equipment/ implement are hereby ordered seized and now under government custody (except government-owned vehicles).

So ordered this 24th day of August year 2022
at El Nido, Palawan


MILDRED A. SUZA
(SEIZURE OFFICER) ✓

Copy furnished:



August 24, 2022

Date

SEIZURE RECEIPT

Before this Office is the Apprehension Receipt of the apprehending team re: the following equipment and conveyance used in connection therewith, to wit;

QUANTITY	UNIT	ARTICLE DESCRIPTION	ESTIMATED VALUE
1	unit	Motorboat (Clydenike and Guenkean)	400,000.00
1	pc	Sibut	200.00
8	rolls	rope	4,000.00
1	unit	Fine Mesh Net , 9 meters	100,000.00
4	pcs	Ice chest	8,000.00
4	pcs	Light. 200 watts	7,200.00
2	pcs	Light, 150 watts	1,200.00
1	pc	Light, 200 watts (unserviceable)	1,800.00
2	pcs	Light, 50 watts	500.00
1	pc	Cooler	900.00
5	kg	Catched fish	200.00
1	unit	Gen set, Arimitsu, 220 V, 60 Hz	10,000.00
1	unit	Battery, 65 D31L, N70L (NAYOGA)	4,000.00
1	unit	Engine, 4D32, 0529 N	40,000.00
8	pcs	Container	1,200.00
			Php 579,200.00

NOTE: 5 kg of Catched fish were disposed to 23rd MC Batallion at So. Bobolongan, Bgy. Corong-corong, El Nido, Palawan.

The above-described equipment and conveyances were apprehended by Forest Technician I Voltaire M. Delos Angeles et. al.

On August 4, 2022 at Barangay Buena Suerte, El Nido, Palawan
(Date) (Place)

for the following violations: **Section 20 of Republic Act 7586 as amended by RA 11038**

Pursuant to the provisions of Republic Act No. 7586 otherwise known as "National Integrated Protected Areas System Act of 1992" as amended by RA 11038 of 2018, the above equipment and conveyance are hereby declared seized hereof into government custody, pending formal administrative proceedings for the disposition thereof.


MILDRED A. SUZA
SEIZURE OFFICER ✓

Custody of above items under the care of:


NORIE D. PINEDA
Administrative Aide VI/ CENRO Property Custodian



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

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

By the National Highway, Poblacion, Taytay, Palawan 5312

Mobile: 0926-505-9335 TM 0912-171-3889 TNT

Email: cenrotaytay@denr.gov.ph

Annex D

Ika-24 ng Agosto, 2022

FT I VOLTAIRE M. DELOS ANGELES

FR JONATHAN A. ARZAGA

FR HERSON Y. CALIAO AT IBA PA

DENR-CENRO Taytay, Palawan

DENR-CENRO
TAYTAY, PALAWAN
RELEASED

AUG 25 2022

2452

Mga Ginoo,

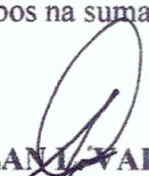
Pagbati!

Ito po ay tungkol sa nakumpiskang isang (1) unit ng banka (M/BCA Clydenike and Guenkean) at ilang mga kagamitan habang nagsasagawa ng illegal na pangingisda sa Bgy. Buena Suerte, El Nido, Palawan noong ika- 4 ng Agosto, 2022. Nabanggit sa ulat ang mga pangalan nina G. Dennis Ermino at iba pa bilang mga responsable umano dito.

Kaugnay nito, amin pong ipinababatid na ang pagdinig sa usaping ito ay gaganapin sa tanggapan ng PAMO-ENTMRPA sa ika-30 ng Agosto, 2022, araw ng Martes sa ganap na ika- 9:00 ng umaga

Inaasahan namin ang inyong pagdalo. Salamat po.

Lubos na sumasainyo,


ALANI VALLE

Community Environment and Natural Resources Officer



Ika-24 ng Agosto, 2022

G. DENNIS ERMINO

Bgy. Maligaya, El Nido, Palawan

G. EPIC BARCARSE

G. TIRSO AGUILAR

G. ALVIN ARAGON

Bgy. Villa Libertad, El Nido, Palawan

G. DANILO BIA

G. BERNARDO ALCANTARA

G. JOSHUA ALCANTARA

Bgy. Tumbod, Taytay, Palawan

DENR CENRO
TAYTAY PALAWAN
RELEASED

AUG 25 2022

file

2452

Mga Ginoo,

Pagbati!

Ito po ay tungkol sa nakumpiskang isang (1) unit ng banka (M/BCA Clydenike and Guenkean) at ilang mga kagamitan habang nagsasagawa ng illegal na pangingsda sa Bgy. Buena Suerte, El Nido, Palawan noong ika- 4 ng Agosto, 2022. Nabanggit sa ulat ang inyong mga pangalan bilang mga responsable umano dito.

Bilang paggalang sa proseso, kayo po ay inaatasang pumunta sa tanggapan ng PAMO-ENTMRPA sa ika-30 ng Agosto, 2022, araw ng Martes sa ganap na ika- 9:00 ng umaga upang magpaliwanag ukol dito.

Mangyari po ay magdala kayo ng mga kaukulang papeles o dokumento kung meron man gayundin ng anumang pagkakakilanlan o Identification Card (ID). Karapatan nyo din na kumuha ng paglilingkod ng Tagapagtanggol (Legal Counsel) upang kayo ay gabayan.

Inaasahan namin ang inyong pagdalo. Salamat po.

Lubos na sumasainyo,

ALAN VALLE

Community Environment and Natural Resources Officer



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

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

By the National Highway, Poblacion, Taytay, Palawan 5312

Mobile: 0926-505-9335 TM 0912-171-3889 TNT

Email: cenrotaytay@denr.gov.ph

Annex D₂

Ika-24 ng Agosto, 2022

KGG. RICKY BALLENA

Punong Barangay

Barangay Buena Suerte, El Nido, Palawan

DENR CENRO
TAYTAY PALAWAN
RELEASED

AUG 25 2022

24/8/22

Kgg. na Punong Barangay,

Pagbati!

Ito po ay tungkol sa nakumpiskang isang (1) unit ng banka (M/BCA Clydenike and Guenkean) at ilang mga kagamitan habang nagsasagawa ng illegal na pangangisda sa Bgy. Buena Suerte, El Nido, Palawan noong ika- 4 ng Agosto, 2022. Nabanggit sa ulat ang mga pangalan nina G. Dennis Ermino at iba pa bilang mga responsable umano dito.

Kaugnay nito, amin pong ipinababatid na ang pagdinig sa usaping ito ay gaganapin sa tanggapan ng PAMO-ENTMRPA sa ika-30 ng Agosto, 2022, araw ng Martes sa ganap na ika- 9:00 ng umaga.

Inaasahan namin ang inyong pagdalo. Salamat po.

Lubos na sumasainyo,

ALAN L. VALLE

Community Environment and Natural Resources Officer



Annex E

Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources
EL NIDO-TAYTAY MANAGED RESOURCE PROTECTED AREA
Calle Real, Barangay Masagana, El Nido, Palawan 5313
Contact No. Landline (048-716-0674)
Email: denrpao_elnidopal@yahoo.com / entmrpa@gmail.com

CENRO Case No. _____

For

Violation of RA 7586 or NIPAS Act of 1992
as amended by RA 11038 or ENIPAS Act of 2018,
Section 20 item E and G and RA 8550 as amended by RA 10654

1st PRELIMINARY HEARING

TRANSCRIPT

of the minutes of the Administrative Hearing undertaken on the above-mentioned case on August 30, 2022 at 09:20 in the morning in the Protected Area Management Office (PAMO) Conference Room of El Nido-Taytay Managed Resource Protected Area (ENTMRPA), Masagana, El Nido, Palawan.

MILDRED A. SUZA

Hearing Officer

LANIE JANE A. REY

Acting Recorder

Appearances:

1. Dennis B. Ermino	Respondent/Boat Captain
2. Voltaire M. Delos Angeles	Forest Technician I
3. Herson Y. Caliao	Forest Ranger
4. Jonathan A. Arzaga	Forest Ranger
5. Adora G. Ermino	Wife of Mr. Dennis B. Ermino

Hearing Officer: Magandang umaga po sa inyong lahat. Ako po si PASu Mildred Suza at kayo po ay pinatawag dito sa pagdinig na ito upang maisaproseso po natin yong violation na inyo pong na commit sa loob ng protected area. Kasama po natin ang ating taga record po ng ating mga statements si Ms. Lj, ang atin pong examiner para sa pagdinig na ito si Forest Technician Voltaire Delos Angeles at kasama din po natin ang mga apprehending officers. Bago po tayo magpatuloy, nais po nating ipaalala na ang mga sumusunod. Kung sino lamang po ang inimbitahan ang isasalang po sa katanungan. So, for this case po, ay si Mr. Dennis Ermino po ano? So, yong ating telepono ay ilagay lang po sa silent mode, iwasan po natin ang pagtaas ng boses upang magkaintindihan, panatilihin po ang paggalang at pagiging mahinahon sa isa't isa. Sa mga inimbitahan po, maari po kayong kumuha ng abogado. Kailangan niyo pa po ba ng abogado? Maari po kayong sumagot sa mga katanungang ibabato sa inyo at maaari din po 'nyong hindi sagutin kung hindi po kayo komportable dahil ilalagay po namin sa minutes na kayo ay sumagot o hindi sumagot sa pagpapatuloy po ng pagdinig na ito. Malinaw po? Kailangan niyo po ba ng abogado sa pagkakataong ito or kaya niyo na pong sagutin yong mga itatanong po sa inyo?

Mr. Dennis Ermino: Kaya na po ma'am.

Hearing Officer: O sige. Okay. Ito pong pagdinig na ito ay patungkol po sa ulat na ibinigay ng ating apprehending officers kung saan ang inyo pong bangka, anong pangalan ng bangka nila? Clydenike?

FT I Voltaire Delos Angeles: Opo, Clydenike.



Annex E,

Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources
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Hearing Officer: Ay nahuli po sa loob po ng jurisdiction ng protected area. Ito po ang protected area (itinuro sa mapa) yong pula at ang inyo pong bangka ay itong nasasaloob po siya ng jurisdiction. So, kung nasa pinangalangalagaang pook po tayo, may mga allowed tsaka disallowed po na gamit, ano po. So, malinaw po sa atin na mayron tayong nacommit na paglabag dahil ang atin pong fishing vessel ay natagpuan sa loob ng protected area. Linawin po natin kung ano ang mga partikular na probisyon po na inyo pong nacommit ano o naviolate. Tayo po kasi ay ginagabayan ng batas na Republic Act 11038 kung saan ayon sa prohibited acts nito Section 20 letter (e), using any fishing or harvesting gears and practices that destroys coral reef, seagrass beds or other marine life and their associated habitats or terrestrial habitats as may be determined by the DA or the DENR, provided that mere possession of such gears, yon pong pagtataglay po nong mga gamit na iyon sa loob ng protected area ay magsisilbi pong ebidensya na po laban po sa nahuli. Isa pa pong probisyon yong Section 20 letter (g), operating any motorized conveyance within the protected area without permit from the PAMB, except when such use of motorized conveyance is the only practical means of transportation of IPs o mga katutubo in accessing their ancestral land and domain. So, hanggang doon lang po muna siguro, actually pati po yong sa fishery code may violation din po tayo bagamat yon po ay hindi na natin jurisdiction sa DA po natin or BFAR po natin eendorse. So, yon po ang background nong patawag natin na pagdinig na ito kaya ngayon po, ibibigay ko kayo sa ating examiner si Forest Technician Voltaire para po sa mga katanungan.

FT I Voltaire Delos Angeles: Magandang araw po Mr. Dennis Ermino. Kayo po ba sir ay magsasabi ng katotohanan at pawang katutuhanan lamang sa mga katanungang ibibigay namin sa inyo?

Mr. Dennis Ermino: Opo.

FT I Voltaire Delos Angeles: Kasi po lahat ng sasabihin niyo ay pupwedeng maging pabor sa inyo o maging laban sa inyo sa anumang korte kung may sasampahan ng kaso. Ngayon, may karapatan kayong kumuha ng abogado gaya ng sinasabi ni ma'am, ngayon kung wala kayong kakayahan na kumuha ng abogado yong gobyerno po ang magbibigay sa inyo. Ngayon na naiintindihin niyo na ang karapatan niyo, sasagutin niyo po ba yong mga katanungan ko po?

Mr. Dennis Ermino: Opo.

FT I Voltaire Delos Angeles: Kayo po nong August 4 po ng mga parte na bago mag-alas dose asan po kayo non?

Mr. Dennis Ermino: Don kami sa, diba nong nahuli niyo kami, sa unahan pa kami non. Ngayon diba ang sabi ko malakas yong agos kaya doon muna kami, ang problema mauubusan na kami ng krudo, nagbakasakali po ako na siyempre kami naglalaot din, yong ano namin ay makabawi man lang po ng pangkunsumo.

FT I Voltaire Delos Angeles: Nasaan po kayo non sa partikular na lugar sa pagkakaalam niyo po? Saan kayo malapit?

Mr. Dennis Ermino: Sa may laot po ng baboy island. Sa ano ng.... itong kawayan.

FT I Voltaire Delos Angeles: Kayawan. Sa may malapit kayo sa kayawan tsaka cadlao. Yong mga oras po na yon, ano po yong ginagawa niyo doon sa lugar na sinasabi nating sa pagitan ng kawayan tsaka ng cadlao island? Ano pong ginagawa niyo doon?

Mr. Dennis Ermino: Nagpapa-ilaw po.

FT I Voltaire Delos Angeles: Nagpapa?

Mr. Dennis Ermino: Ilaw.

FT I Voltaire Delos Angeles: Nagpapa-ilaw para po?

Mr. Dennis Ermino: Sa madaraw, padaraw po ng isda.



Annex E₂

Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources
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Email: denrpao_elnidopal@yahoo.com / entmrpa@gmail.com

FT I Voltaire Delos Angeles: Isda. Isda na..... Ano po yong ginagamit niyong ano non, pampa-ilaw? Ilaw na... petromax ba, de kuryente?

Mr. Dennis Ermino: De kuryente ho.

FT I Voltaire Delos Angeles: De kuryente. So, ilan po yong ano non..... ilan yong wattage nong mga ilaw niyo po?

Mr. Dennis Ermino: Ang pinakamataas po na ilaw namin is 200 watts.

FT I Voltaire Delos Angeles: 200 watts

Mr. Dennis Ermino: Yong apat.

FT I Voltaire Delos Angeles: Yong apat.

Mr. Dennis Ermino: Tapos 100, tapos.....

FT I Voltaire Delos Angeles: Ilang 100 niyo po?

Mr. Dennis Ermino: Ah... Dalawa.

FT I Voltaire Delos Angeles: Dalawang 100.

Mr. Dennis Ermino: Tapos 40 watts, 45 watts ang mga bombelya namin.

FT I Voltaire Delos Angeles: Tag-ilan yong 40 watts?

Mr. Dennis Ermino: Yong 40 watts po is dalawa.

FT I Voltaire Delos Angeles: Yong 45?

Mr. Dennis Ermino: Yong 45, isa lang yon sir.

FT I Voltaire Delos Angeles: Isa lang..... So, ano po yong nagpapagana don sa ano niyo?

Mr. Dennis Ermino: Ang nagpapagana po nong ano namin is bale yong portable na generator.

FT I Voltaire Delos Angeles: Generator. Hindi siya nakadiretso sa makina. So, hiwalay.....

Mr. Dennis Ermino: Hiwalay.

FT I Voltaire Delos Angeles: Auxiliary siya, auxiliary?

Mr. Dennis Ermino: Oo.

FT I Voltaire Delos Angeles: Nong... pero po yong... yong ginagawa niyong pagpapa-ilaw doon, alam niyo po ba na pinagbabawal yan sa loob ng protected area?

Mr. Dennis Ermino: Wala po kaming ano kasi di po namin ano dahil wala pong sign na ano...

FT I Voltaire Delos Angeles: Hindi pero alam niyo na bawal sa protected area?

Mr. Dennis Ermino: Alam ko po na bawal po yon pero... Alam ko pong pasok po kami sa PA. Pasok po talaga po kami sa PA. Ang ano lang po don, diba po sabi ko nong nakapondo na po kami don naghangad lang po kami na makahuli po ng kunsumo, yon po yong pagkasabi ko po sa inyo nong nahuli niyo po kami. Tapos, wala na po kaming krudo kaya don na lang po kami nag-ano...



Annex E3

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FT I Voltaire Delos Angeles: Ano ba yong methods... Ano yong uri ng pamamalakaya niyo non?

Mr. Dennis Ermino: Ang uri ng pamamalakaya po namin is lambat na ano...

FT I Voltaire Delos Angeles: Hindi. Ano yong tawag niyo doon? Meron kasing hulbot, merong parang....
Ano po yong tawag niyo don?

Mr. Dennis Ermino: Liba-liba po yong tawag sa...

FT I Voltaire Delos Angeles: Liba-liba yong sa inyo. Liba-liba.

Mr. Dennis Ermino: Opo. Bali po salok lang yong... tapos sahod lang po siya. Kung ano lang po yong daraw namin sa ilaw, yon lang po yong masasalok namin.

FT I Voltaire Delos Angeles: Ilan po kayo non?

Mr. Dennis Ermino: Bali po pito... pito po kami non.

FT I Voltaire Delos Angeles: Pito kayo. So, ikaw lang yong nakaattend dito, yong anim wala po.

Mr. Dennis Ermino: Yong anim po e wala po. Ang sabi nila nong nakaraan.....

FT I Voltaire Delos Angeles: Pero napagsabihan po sila?

Mr. Dennis Ermino: Napagsabihan po sila. Yong ano po nila sa amin, sa akin ay wala naman po silang pang-gastos sa pamilya nila, nagsama muna sila don sa ano... Kasi tambay po sila.

FT I Voltaire Delos Angeles: So, hindi po natin maririning yong pahayag nila, ano po? Kasi parang inano po nila, winiwave na po nila yong karapatan nila nong hindi sila nag-attend na alam naman nila ang patawag. So, kung magkakaroon po ng asunto, iwiniwave na nila ang karapatan nila magpaliwanag sa amin, ano po? So, sa anim po na yon, pito po kayo diba, pito. Lahat po ba yon ay may fisherfolk ID? May mga ID ba sila na sila ay namamalakaya?

Mr. Dennis Ermino: Meron po silang.... Ang tatlo po ang merong fisherfolks.....

FT I Voltaire Delos Angeles: Tatlo ang may fisherfolk, yong iba wala?

Mr. Dennis Ermino: Yong iba wala.

FT I Voltaire Delos Angeles: Yong sa inyo sir, yong banca niyo e nakarehistro bilang?

Mr. Dennis Ermino: Ang banca...

FT I Voltaire Delos Angeles: Ano po? Fishing, o...

Mr. Dennis Ermino: Nakarehistro po bilang island hopping.

FT I Voltaire Delos Angeles: Island hopping.

Mr. Dennis Ermino: Sa ano po ng pandemic, diba po wala po tayong ano... Kaya pinasok ko po don para po meron po kaming income at panghanap-buhay habang hindi pa kami nag-ooperation ng island hopping.

FT I Voltaire Delos Angeles: Yong bangka niyo po ba, nakarehistro ano?

Mr. Dennis Ermino: Nakarehistro po.

FT I Voltaire Delos Angeles: Nakarehistro siya saan po? Sa marina?



Annex E₄

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Mr. Dennis Ermino: Sa marina po.

FT I Voltaire Delos Angeles: Anong gross tonnage niya po? Ah... 8.5.

Mr. Dennis Ermino: Opo.

FT I Voltaire Delos Angeles: So, lampas pa rin talaga sa 3 tonnage below kung sa loob ka ng PA. Yon po ba yong pagparehistro niyo po, yong papa-island hopping niyo po sabi niyo ginagamit yong inyong banca, passenger, island hopping, yon po ba yong nag-operate po kayo ay mayroon po kayong kaukulang papel o endorsement galing sa PAMB?

Mr. Dennis Ermino: Actually po, wala po talaga dahil sa... pag ano po ng pamalakaya ng isda?

FT I Voltaire Delos Angeles: Hindi po. Yong sa island hopping.

Mr. Dennis Ermino: Ah, meron po.

FT I Voltaire Delos Angeles: May PAMB endorsement kayo?

Mr. Dennis Ermino: Ah....Wala po... Walang pong PAMB pang-island hopping.

FT I Voltaire Delos Angeles: So, gaano na po kayo katagal na nag-ooperate nong island hopping?

Mr. Dennis Ermino: Ang island po namin simula... 10 years... Mahigit 10 years na po.

FT I Voltaire Delos Angeles: Mahigit 10 years.

Mr. Dennis Ermino: Mahigit 10 years.

FT I Voltaire Delos Angeles: Mahigit 10 years na rin kayong walang PAMB endorsement.

Mr. Dennis Ermino: Lahat yan wala po. Lahat kami. Lahat...

FT I Voltaire Delos Angeles: Opo. Kasi po dapat po pagka nasa loob ka ng PA ultimo sari-sari store dapat may PAMB endorsement. Kapag meron pong business na o ano mang negosyo, ano mang pinagkakakitaan, may PAMB endorsement po na kinakaukulan yan. So, wala po kayong PAMB endorsement, sa inyo po yong tatlong merong fisherfolk ID, taga saan po yon? Taga- El Nido?

Mr. Dennis Ermino: Taga-El Nido po.

FT I Voltaire Delos Angeles: Taga-El Nido. Kayo po sigurado meron kayong lisensya sa kapitan.

Mr. Dennis Ermino: Meron po. Meron.

FT I Voltaire Delos Angeles: Kayo po yong kapitan, ano?

Mr. Dennis Ermino: Oo.

Hearing Officer: Pwede nating makita kaya yon ano....

FT I Voltaire Delos Angeles: May ano sir? May kaukulan kayong dokumentong dala po sa banca niyo?

Mr. Dennis Ermino: Wala po. Valid ID lang po.

FT I Voltaire Delos Angeles: Sana makita natin yong lisensya....

Hearing Officer: Ipadala dito siguro.



Annex E5

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FT I Voltaire Delos Angeles: Pwede niyo po bang maipaphotocopy at maiforward sa amin? Ngayon po, meron po kayo dito sa amin na ibinigay na affidavit of undertaking with prayer for release of temporary custody of motor banca. Ah.... Ito po pagkatapos po ng ating pagdinig ay ipoforward po ito lahat para sa kaukulang disposition po ano. Si PASu na rin po ang magsasabi sa inyo mamaya. Ang sa akin lang po e... Huling katanungan po ano, yong sinasabi niyo kanina na nasa loob kayo ng PA, alam niyong sa loob kayo ng PA at nag-arya rin po kayo?

Mr. Dennis Ermino: Alam po at inaamin ko po talaga na nakapasok kami ng PA.

FT I Voltaire Delos Angeles: Nakapasok kayo ng PA pero nag-arya pa rin kayo dahil sa sabi niyo na merong..... Nagbabakasakali kayo na makabawi kayo ng gastusin.

Mr. Dennis Ermino: Makabawi man lang sa gastusin.

FT I Voltaire Delos Angeles: Sige po. So, yon lang po mam.

Hearing Officer: Thank you FT Voltaire para sa iyong mga katanungan. Sino pa pwedeng magtanong? Kasama po natin ang ating apprehending officers, yong mga nakahuli po sa inyo, baka may gusto kayong itanong.

FR Jonathan Arzaga: Magandang umaga. Jonathan Arzaga po, Team Leader ng FPMS IV Lamoro. Tanong ko lang po sa inyo, kasi may nakabanggit sa akin na kayo raw po ay palaging pumapasok dyan sa area na yan dyan, nong mga time na.... the past ano...

Mr. Dennis Ermino: Saan pong area yon?

FR Jonathan Arzaga: Dyan sa may small lagoon, dumadaan kayo don.

Mr. Dennis Ermino: Actually po, nakakapasok po ako minsan pero pagbagyo na. Bagyo na po, wala po maharangan kami ay nakakapasok po pero hindi kami madalas talaga na sabing ano dyan.

FR Jonathan Arzaga: Pero nakakapasok kayo?

Mr. Dennis Ermino: Nakakapasok kami dyan pero hindi talaga sabing ano, pagbagyong-bagyo na po na malakas ang alon na hindi kami makalabas, dyan nakakaano kami pero hindi po kami sabing araw-araw dyan o weekly na andyan. Alam naman po ng mga mangingisda o mamumusit na ano e na malayo na po kami.

FR Jonathan Arzaga: Pero may time po sir na may nakapagsita rin sa inyo dyan?

Mr. Dennis Ermino: Wala pa po. Wala po kaming na ano dyan kasi ito pa lang po yong unang ano sa amin e dapat nga po may warning po sana kami na ganito na bawal po dito, bawal doon, wala po kaming ano na winarningan po kami. Simula nagdala po ako wala pong nakaapekto sa akin na yon bawal.

FR Jonathan Arzaga: So, yon lang po.

Hearing Officer: Thank you sir Arzaga. Wala ng tanong? Malinaw po kanina naipresent yong inyo pong mga violation na commit po ano inside ng protected area.....

Mr. Dennis Ermino: Opo.

Hearing Officer: Yong section 20 letter (e) at tsaka section 20 letter (g). Maging sa fishery code po ay mayron din kayong mga paglabag na na commit. So, ito naman ay hindi namin jurisdiction, eendorso din namin sa DA-BFAR para po sa kanilang aksyon din. So, ito po yong mga penalties na maaring maipataw sa inyo kung kayo ay mapatunayan na guilty po doon sa mga violation na yon. So, under section 21 po, a fine of not less than 200,000 pesos but not more than 1,000,000 pesos or imprisonment from one (1) year but not more than six (6) years, or both, pareho, plus damage of triple value of the said resources, or both, shall be imposed of any person who violates paragraph (a) to (e), so kasama po yong E kanina na nabanggit



Annex 12

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of section 20 herein. Don naman po sa section 20 letter G, ganon din po, a fine of not less than 200,000 pesos but not more than 1,000,000 or imprisonment from one (1) year but not more than six (6) years, or both, plus damages of triple value of the said resources, or both, shall be imposed upon any person who violates paragraph (f) to (n), na nadoon yong letter (g) of section 20 herein. Sa bahagi naman po ng conveyance and vessels, the conveyances, vessels, equipment, paraphernalia, implements, gears, tools and similar devices used in the commission of crime shall be dealt with in accordance with part 4 rule 12, custody and disposition of seized items, equipment, paraphernalia, conveyances and instrument of administrative matter number 09-6-8 SC "Rules of Procedure for Environmental Cases" issued by the Supreme Court. So, kanina po binanggit ni Examiner natin na ano man po yong naging resulta po nitong ating pagdinig na ito ay ipoforward po namin sa Regional Office specially po doon sa inyong affidavit of undertaking para makuha yong custody nong banca. So, bago po tayo magtapos, ang commitment niyo po dito sa ating pagdinig na ito ay magsusumete po kayo ng mga dokumento na patungkol po sa pagmamay-ari niyo ng banca, yon pong ID niyo bilang kapitan, yong ID po ng mga fisherfolks, rehistro ng banca. So, may mga nais pa po ba kayong sabihin o iparating po sa huling pagkakataong ito.

Mr. Dennis Ermino: Ma'am pwede po bang.... Tanong ko po kasi sa panahon po ng pandemya napasok po namin yong pamamalakaya na ganyan dahil sa siyempre kailangan po namin na... meron po kaming panghanapbuhay e sa amin po e kami bago lang po, wala po ba kaming ano na 1st Offense o ano yong ano namin dahil kami ay hindi naman po namin talaga yan yong hanapbuhay namin. Sa amin po talaga ay pang-island hopping, napasok lang po namin dahil nga po sa pandemya.

FT I Voltaire Delos Angeles: E aano po natin yan sir, noted po yan, ilalagay din naman po natin sa report yan at nakarecord naman tayo. So, yong minutes naman ay ipapadala naman lahat yan. Then, yong region po, kung hihingi po kayo na... yong sa 1st Offense e noted naman po yan. Ilalagay naman po namin sa report yan na may ganon. So, hintayin na lang po natin siguro kung ano man ang magiging desisyon ng Regional Office na patungkol dito po sa pagdinig natin.....

Mr. Dennis Ermino: Kasi hindi naman po kami ma'am ano e, hindi kami bayolente na ano, o tao na laging na ano..... Nagsimula po kami ng ganyang hanapbuhay, bago lang po yan nangyari sa amin... yong paglipat namin dahil sa ano ng pandemya pero hindi po kami violator doon sa island hopping, wala po kaming record sa..... kahit na dito po wala po kaming record. Napasok lang po namin yong ganyang hanapbuhay nong ano lang po nong pandemya.

FT I Voltaire Delos Angeles: Noted po yan sir. Nakarecord naman po yan, sasabihin natin yan. Ipoforward po natin kung ano man yong transcript na nangyari sa ating pagdinig, lahat po yan nakaforward. Ihihimay-himay po ng Regional Office, si PASu po ay magbibigay din ng report doon kung ano man po yong nakita niya bilang hearing officer natin. Sa amin lang po e establish lang namin po yong dapat e establish dito patungkol po dito sa nangyaring paghuli. Kasi po kagaya po ng sinabi ko sa inyo, kung kami po ay nong una pa lang ay nagbitaw na kami, binitawan na namin yong mga ganyan, lahat na po violators na mga first timer, ganon ng ganon po yong gagawin sa atin. So, ngayon po hindi na namin hawak yan. Kasi kung kami po masusunod, hindi na po tayo aabot sa Regional Office, kami masusunod talaga e bibitawan talaga namin yan kaso e... marami po kasing ano na... pulitiko na nagsasabi na kami po ay walang ginagawa partikular po si SB Rosento na sinasabi ang DENR walang ginagawa patungkol sa nangyayaring kasiraan sa loob ng ENTMRPA. So, kami po e... Kaya inaksyunan na namin ngayon ng ganyan, let the higher ups po decide kung ano man po ang magiging resulta sa pagdinig e magiging fair and square naman yon. Kasi kung kami masusunod nga gaya ng sinabi ko, hindi na aabot sa Regional Office. So, yon lang po yon.

Hearing Officer: Sa part po namin, gusto rin naming hingin din ang tulong ninyo para maiwasan din natin yong mga ganyan pong insidente. Don sa komunidad po natin, maaaring ipaabot natin na talagang nag-iintensify po, mas vigilant ngayon ang mga enforcers po ng ENTMRPA dahil hinahamon kami ng Local Government Unit, wala daw kaming ginagawa. So, ngayon po, tulungan din ninyo sila na spare na o wag ng pumasok ng ENTMRPA para po maiwasan yong mga same case na katulad nito.

Mr. Dennis Ermino: Sa amin po talaga mam... Simula nong... Kasi nakarenew na nga po sa marina po yong banca namin. Talagang ano lang po kami ng ano na yan dahil sa... Wala na talaga kaming balak na magbalik na sa ganyang pamamalakaya dahil mas malaking kawalan sa amin tulad ngayon, tambay kami, wala po kaming ano, yong banca namin, wala kaming lahat na pagkakitaan, kung babalik pa din po kami



Annex E7

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sa ganyan baka mas malala pa yong mangyari ulit sa amin. Kaya 'pag na ano namin yong banca, hindi na kami babalik. Balik uli ako island hopping.

FT I Voltaire Delos Angeles: Nakalagay naman po doon sa affidavit of undertaking forwarded naman ni CENRO, may endorsement yan galing kay CENRO po tsaka yong sulat niyo ito po, ipoforward natin sa Region yan. Lahat po ng sinabi natin dito ay nakarecord yan lahat ng sinabi nyo na naghihingi kayo ng consideration na kasi first time yan, nakalagay po lahat yan. So, sila po magdedecide niyan kasi po yan, actually yong report na yan e yong report nakarating na sa Regional Office so hinihintay na lang nila 'to para madesisyonan nila, ibababa sa atin. Tsaka isa nga po, yong sinasabi ni PASu talagang intensified na po ngayon. Kami kung makikita niyo, madalas na po kami dito kasi nakafull operation po ang enforcement ng DENR CENRO Taytay dito sa ENTMRPA dahil kagagawan nga po nong August 21 ata o 22 na nagkaroon ng problema sa Sanggunian na binabanatan po kami ng mga pulitiko na wala raw po kaming ginagawa. Ang sinasabi namin kaya nga kami may nahuli kasi may ginagawa. Yon nga partikular si SB Rosento na galit na galit sa amin na wala kaming ginagawa, parang pabaya yong opisina ng DENR sa nangyayari dito sa ENTMRPA. Kaya nga po binibigyan na kayo ni PASu ng warning na mapaabot niyo sa ibang samahan. Hindi po, hindi lang liba-liba, lahat po ng ilegal na aktibidades dito po sa loob ng ENTMRPA pati po yong pagtitinda na yan sa mga isla, aaksyunan na po natin lahat yan dahil po yon ang gusto ni SB kasi kami po talagang ayaw namin silang sagasaan kasi alam nating panghanapbuhay nila yan kaso siya po nagrereklamo na kaya no choice po kami kundi ipakita sa Local Government Unit lalo na sa pamahalaang bayan ng El Nido na hindi natutulog yong DENR. Hindi po kami nagpapabaya. Ay sila na yong nag-ano sa amin na may ganon na nga po, so, yon lang po. So, sa inyo naman, yong hinihingi niyong consideration e noted po yan. Lahat po yan ilalagay po dyan, lahat ng sinabi natin nakasulat dyan, nakareport yan ng ganito, babasahin po yan nong sa Regional Office. Hintayin lang po natin, kung ano po yong magiging resulta, so ipafast track naman yan kasi ipafollow-up natin yan na mafast track yan. Siguro within this month magkakameron tayo ng resulta po kasi ipafast track po yan, yon din ang gusto ni CENRO kasi ifast track yon.... So, yon lang po.

Mr. Dennis Ermino: Sana nga po para makapaghanapbuhay na po kami. Kailangan din po namin sa hanapbuhay para makapag-ano e...

Hearing Officer: Sige po baka may gusto pa po kayong sabihin bago po natin tuluyang isara po.

Mr. Dennis Ermino: Bali po yong... Habang ganito pa po, hindi pa po talaga marelease yong banca namin?

FT I Voltaire Delos Angeles: Wala pa po yon sir kasi itong affidavit of undertaking niyo ang magpapatunay po na gusto niyong irelease kaya ifinorward na ni CENRO dito. Ipoforward natin at hihintayin po natin sila magdesisyon kasi kung kami po magdesisyon siguro nabitawan na natin yan kaso gustong idaan lahat sa... by the book po ba. Rules and procedure po tayo kaya idinadaan po nila yan sa ano. Yon po yong gusto po ni CENRO e idaan na po. Kung sa aming gana lang, ako personally e alam naman nating naiintidihan namin kayo e, irerecommend sana namin na ganon kaso si CENRO sabi niya idaan sa prosesong maganda para hindi tayo pulaan. Kasi mamaya baka may magreklamo na naman na o ayan nahuli niyo na nirelease niyo pa, minadali niyo pa. May mga ganon po yan e, hinahanapan ng butas palagi ang DENR. Kung irerelease po namin yan, nagrereklamo naman yan sila na may nahuli na nga kayong violator, nirelease niyo pa. So, idaan natin sa libro para kung sino magreklamo na narelease yong banca niyo, o may violator, hindi, yon ang gusto ng Regional Office, hindi natin. Kung kami lang e narelease na po sana sa inyo yan. Kaya lang idaan na lang po natin sa ano yan... Yon po kasi ang order ni CENRO po na idaan, iforward kaya nag-undergo tayo ng admin hearing. Actually po, don po makikita ngayon, isa lang po yan idagdag ko lang, dito po makikita ngayon ng sa Regional Office kung kayo po ay papfile-an ng kaso. Maski po yan ay mairelease natin ang banca, sinasabi nga may violation dyan e papapfile-an ng kaso yan. Ngayon, kung gusto niyo po gumawa ng sulat o position letter na ito po ay first offense namin baka pupwede pong ganon, nasasainyo po yan, pwede po nating idagdag sa ano yan.

Mr. Dennis Ermino: Pwede rin po ba yong ganon?

FT I Voltaire Delos Angeles: Pwede magsulat kayo sa opisina, pwede po yon. Position letter niyo na kami po ay first offense lang baka pwede niyo po kaming... parang promise sorry note. Mabibigyan pa po ng bigat yong ano niyo, parang mabibigyan pa kayo ng konting dagdag na hope para maano ang banca niyo. Sulat po kayo.



Annex E8

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Hearing Officer: Para bukod po don sa report namin, meron kayong sariling appeal doon sa opisina.

FT I Voltaire Delos Angeles: Nag-aapila kayo agad.

Hearing Officer: Opo. Although isasama na din po namin yong request ninyo dito sa...

Mr. Dennis Ermino: Bali po doon sa CENRO sa Taytay?

FT I Voltaire Delos Angeles: Iaddress niyo lang po kay PASu po kasi...

Hearing Officer: Dito po. Kami na lang po...

FT I Voltaire Delos Angeles: Kung ano yong gusto niyo pong sabihin, sinabi niyo kanina, ilagay niyo po doon. Maski hindi na po notaryado. Kung gusto niyong ipanotaryado, mas maganda. Isulat niyo po doon parang promise sorry note niyo lang na kayo ay nangangako na ganon pwera dito sa affidavit of undertaking niyo. Kasi po dito may napansin ako sa affidavit of undertaking niyo na parang irerelease e yong ano.... pati paraphernalia hindi lang yong banca. So, ilagay niyo po kung ano yong gusto niyong ilagay sa position letter niyo. Winiwelcome po yan para mabigyan po kayo ng konting ano na kung ano gusto niyong sabihin don, isasama po namin yon don sa ano.... Yon lang po.

Hearing Officer: Okay. Meron pa po ba? Kung wala na po siguro ay pwede na nating tapusin po ang pagdinig na ito. Maraming salamat po Mr. Ermino po at Mrs. sa inyo pong pagdalo. Thank you very much!

Hearing ended at 9:50 in the morning.

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


LANIE JANE A. REY
FTI/ Acting Recorder

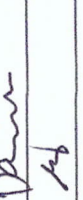
NOTED BY:


MILDRED A. SUZA
SVEMS/PASu ENTMRPA/Hearing Officer



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources Office
EL NIDO-TAYTAY MANAGED RESOURCE PROTECTED AREA
Calle Real, Bgy. Masagana, El Nido, Palawan 5313
Landline No.048-716-0674
Email: denrpao_elnidopal@yahoo.com / entmrpa@gmail.com

FIRST ADMINISTRATIVE HEARING ON THE APPREHENDED FISHING BOAT (M/BCA CLYDENIKE & GWENKEAN)
PAMO Conference Room, Bgy. Masagana, El Nido, Palawan
August 30, 2022

No.	Name	Sex		Position	Agency/Organization	Contact Number	Signature
		M	F				
1.	XOVIKHE M. DEAS XMEPFA	/		PTI	CANTO TAYTAY		
2.	Milledad A. Bala		/	PASeu	EN/mrpa - PAMOs		
3.	HETSON Y. CAYATO	/		PR	CAMP TAYTAY		
4.	JONATHAN X. APZACA	/		PR	Campo TAYTAY	09467319626	
5.	Adelw G. Furmis		/			091261084226	
6.	Dennis B. Ermino	-				09720422961	Dain
7.	Lanie Jane A. Rey		-	FTI	PAMO EN/mrpa	09508123612	As
8.							
9.							
10.							
11.							
12.							
13.							
14.							
15.							



COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

By the National Highway, Poblacion, Taytay, Palawan 5312

Mobile: 0926-505-9335 TM 0912-171-3889 TNT

Email: cenrotaytay@denr.gov.ph

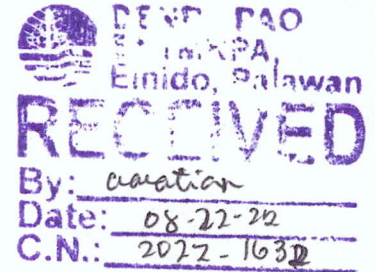
August 17, 2022

MEMORANDUM

TO : The Protected Area Superintendent (PASu)
El Nido- Taytay, Managed Resource Protected Area
Protected Area Office, Masagana, El Nido, Palawan

FROM : The Community Environment and
Natural Resources Officer

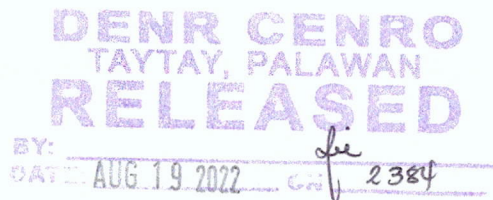
SUBJECT : **COPY OF AFFIDAVIT OF UNDERTAKING RE APPREHENDED
ONE (1) MOTORBANCA WITH ITS ACCESSORIES AT BGY.
BUENA SUERTE, EL NIDO, PALAWAN**



Referred to your office is the copy of Affidavit of Undertaking dated August 15, 2022 relative to the above subject.

In view hereof, you are hereby instructed to conduct administrative proceedings in violation regarding the NIPAS Act. If in case the offense is purely in violation to Fishery Code of the Philippines, you may turn-over the minutes of the case to the Bureau of Fisheries and Aquatic Resources (BFAR) including conveyances and other related accessories. Further, you are advised to include this copy to the case involving that apprehension. Submit report on the matter.

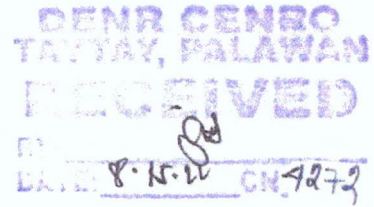
For compliance.




ALAN L. VALLE

8/15/22

Allan L. Valle
Cenro, Taytay el nido



tanuunmitt ko po ang kopya ng certificate
of undertaking may kinatawan sa banca na
nabuhay nang August 4, 2022, sa el nido.
inmasahan kopo na Magagbigyan nyo ang
amang kahaligan. Marang Salamat po.

ibus na Ganagdag
S

Dennis B. Erwin

09261089276.

REPUBLIC OF THE PHILIPPINES)
PROVINCE OF PALAWAN)
MUNICIPALITY OF EL NIDO)

AFFIDAVIT OF UNDERTAKING
with Prayer for Release and Temporary Custody of Motorbanca

I, **DENNIS B. ERMINO**, of legal age, Filipino, married, with residence and postal address at Brgy. Maligaya, El Nido, Palawan, after having been sworn to in accordance with law, hereby state:

1. That I am the registered owner of a motorbanca which is hereinafter described as follows:

Name of Ship : MBca "CLYD NIKE & GUENKEAN"
Type of Ship : Passenger
Hull : Wood
Length : 16.98 meters
Breadth : 1.45 meters
Depth : 1.40 meters
Gross Tonnage : 8.53
Net Tonnage : 5.80
No. of Engine : 1
Engine Make : FUSO
Serial Number : 4DR5-784476
KW : 59.66
No. of Cylinder: 4
Cycle : 4

2. That the said motorbanca is now under custody of the Protected Area Management Office of the El Nido-Taytay Managed Resource Protected Area (ENTMARPA) , for having been apprehended on August 4, 2022 for violation of the existing laws and regulations of the Protected Area;

3. That the motorbanca is being used primarily for island hopping activities. It was used occasionally for fishing especially during the outbreak of the deadly Covid-19 virus;

4. The use of the fishnet in catching small squid locally known as "pusit ball pen" is in good faith. We honestly believe that the method is allowed in the municipal waters of El Nido because it is popular method used in the Municipality of Linapacan, Palawan;

5. That I am requesting to the good officers for temporary release and under my temporary custody of the said motorbanca and to bring the said motobanca to court if ordered by the competent authority and promise not to dispose of/deliver/assigned/waive/mortgage the same at any time during the investigation and pendency of the complaint;

6. That I undertake not to use our motorbanca ever again in catching small squid using fishnet within the municipal waters of El Nido;

7. The motorbanca and its accessories on board are in danger of being dissipated or destroyed for lack of daily maintenance taking into consideration the delay to be incurred in the proceedings of the investigation of the incident;

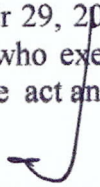
8. This Affidavit is executed to attest to the truthfulness of the foregoing facts and to request the Office of the Protected Area Management Office (PAMO) of El Nido-Taytay Managed Resource Protected Area (ENTMARPA) to release the seized motorbanca and its accessories with the undertaking not to commit the same act as complained of.

Affidavit of Undertaking with Prayer for Release of Motorbanca
Dennis B. Ermino
X-----X

IN WITNESS WHEREOF, I have hereunto affix my signature this 12th day of August, 2022 in El Nido, Palawan.


DENNIS B. ERMINO
Affiant

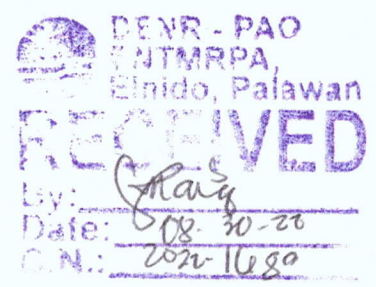
SUBSCRIBED AND SWORN to before this 12th day of August, 2022 personally DENNIS B. ERMINO who have satisfactorily proven to me his identity through his Tax Identification Card, with TIN 408-653-896, issued on November 29, 2011, by the office of Bureau of Internal Revenue, known to me to be same person who executed the foregoing affidavit and he acknowledged before me that the same is his free act and deed;


Atty. OLEGARIO S. CAYETANO JR.
Notary Public
Until December 31, 2022
PTR No. 0889449, 01/04/2022, PALAWAN
IBP No. 175160, 01/10/2022, PALAWAN
ATTORNEY'S ROLL NO. 41250
MCLE COMPLIANCE NO. VII- 0022235, 06/23/2022

Doc. No. 4229
Page No. 81
Book No. XXXIX
Series of 2022

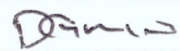


Mildred A. Azusa
August 30, 2022
ENTMRPA- PAMO
Bgy, Masagana El nido, Palawan



Ako si Dennis Ermino, Nakikiusap na sana po ay mabigyan muna kami ng first offense sa nagawa naming illegal fishing, sa loob ng protected area. Napasok po naming pamamalayang Liba-Liba sa panahon ng pandemic, dahil sa wala po kaming pinagkakakitaan habang hindi pa po namin nagagamit ang aming Bangka para sa Island Hopping.

Nakikiusap po ako na sana po ay mabigyan niyo po muna ako ng temporary release ang aking Bangka para magamit na po sa pang hanap buhay at pang sustento sa aking mga anak na nag aaral. Sana po ay mapagbigyan niyo ako sa aking kahilingan. Maraming Salamat po!

Lubos na Gumagalang

DENNISE ERMINO



Republic of the Philippines
Department of Transportation and Communications
MARITIME INDUSTRY AUTHORITY
Parkview Plaza 984 Taft Avenue cor. T.M. Kalaw Ave., Ermita, Manila

Pursuant to Section 12(g) of Executive Order No. 125/125-A,
and MARINA Memorandum Circular No. 2012-03, this

CERTIFICATE OF MARINE PROFESSION

is hereby issued to

DENNIS B. ERMINO

granting the authority and privileges to practice his profession

as

BOAT CAPTAIN 1

License No. BC1-10-003181

on board ships 15 GT and below

In testimony whereof, this Certificate is issued on 27 July 2015

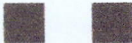
BATANGAS, Philippines


ATTY. MANUEL C. PORTUS
Regional Director



Signature of the Licensee: _____

Amount Paid: P 500.00
Paid Under O.R. No.: 5143498
Date: 07/29/2015





Republic of the Philippines
Department of Transportation and Communications
MARITIME INDUSTRY AUTHORITY
Parkview Plaza 584 Taft Avenue cor. T.M. Kalaw Ave., Ermita, Manila.

CERTIFICATE OF PHILIPPINE REGISTRY

THIS IS TO CERTIFY THAT pursuant to Section 10 of Republic Act No. 9295 and Section 12 of Executive Order No. 125-A **DENNIS B. ERMINO** having made the required declaration, deposes and says that:

Owner/Company ERMINO, DENNIS B.	Business Address EL NIDO, PALAWAN
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is the owner of the herein named and described vessel.

Name of Ship MBca "CLYD NIKE & GUENKEAN"	Official Number 04-0000501	Call Sign N. A.	IMO Number N. A.
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GENERAL PARTICULARS

Type of Ship PASSENGER	Trading Area Bay & River	Homeport EL NIDO, PALAWAN
Builder FLORENCIO PACULI	Place Built EL NIDO, PALAWAN	Year Built 2009
Former Vessel Name N. A.	Former Owner N. A.	
Number of Mast 3	Number of Decks 1	Hull Material WOOD
Length (Meter) 16.08	Breadth (Meter) 1.45	Depth (Meter) 1.40
Gross Tonnage 8.53		Net Tonnage 5.80
		Deadweight N. A.

PARTICULARS OF PROPULSION SYSTEM

No. of Engine 1	Engine Make FUSO	Serial Number 4DR5-784476	KW 59.66	No. of Cylinder 4	Cycle 4
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WHEREAS, the Maritime Industry Authority has approved the registration of the above named ship, after compliance by the owner with the requirements for registration.

WHEREFORE, **MBca "CLYD NIKE & GUENKEAN"** is hereby entered in the Register of Philippine Ships and is entitled to the rights appurtenant thereto and the protection of the Government of the Republic of the Philippines.

Issued by the Authority of the Government of the Philippines under my hand and seal at **BATANGAS** this 22nd day of May 2015 and is valid until 21 May 2020.

Documentary Stamp Paid

Amount Paid: P 938.00
Paid Under O.R. No.: 51250615125730
Date: 03/13/2015

For the Administrator:
ATTY. MANUEL C. PORTUS
Regional Director

Note: This cancels and supersedes Certificate of Philippine Vessel Registry No. 083051 issued by the MARINA dated 19 March 2014.

due to expiration of validity.

REG- 0082818
MARINA COPY



RECREATIONAL BOAT CERTIFICATE

THIS IS TO CERTIFY THAT pursuant to Section 10 of Republic Act No. 9295, Section 12 of Executive Order No. 125-A and Memorandum Circular No. DS-2019-01 and MARINA Advisory No. 2022-36, MR. DENNIS B. ERMINO having made the required declaration, deposes and says that:

Owner/ Company ERMINO, DENNIS B.	Business/Permanent Address EL NIDO, PALAWAN
-------------------------------------	--

is the owner/operator of the herein named and described vessel.

Name of Vessel CLYD NIKE & GUENKEAN	Body Number N.A	Call Sign N.A	Official No. PH04-000901W (04-0000001)
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GENERAL PARTICULARS

Type of Recreational Boat TOUR BOAT (COMMERCIAL USE)	Hull Material WOOD	Homeport BATANGAS
Builder FLORENCIO PACULI	Place Built EL NIDO, PALAWAN	Year Built / Rebuilt 2009 / 2013
Former Vessel Name N.A.	Former Owner N.A.	
Length (Meter) 16.98	Breadth (Meter) 1.45	Depth (Meter) 1.40

PROPULSION PARTICULARS

No. of Engines ONE (1)	Engine Make FUSO	Serial Number/s 4DRS-784475	Kilowatt (KW) 59.66 KW
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WHEREAS, the Maritime Industry Authority has approved the registration of the above vessel, after compliance by the owner with the requirements for registration.

WHEREFORE, "CLYD NIKE & GUENKEAN" is hereby entered in the Recreational Boat Registry and is entitled to the rights appurtenant thereto and the protection of the Government of the Republic of the Philippines.

Issued by the Authority of the Government of the Philippines under my hand and seal at BATANGAS this 3rd August 2022 and is valid until 02 August 2027.

BY THE AUTHORITY OF THE ADMINISTRATOR:
(Per AO No. 29-21 dated 19 August 2021)

ENGR. EMMANUEL B. CARPIO
Regional Director

JNS/km
Amount Paid : P 400.00
O.R. No. : 5110707
Date : 07/15/2022

Note: This cancels and supersedes Certificate of Philippine Registry No. 0082818 issued by the MARINA dated 22 May 2015. Due to Loss of Certificate and pursuant to MARINA Advisory No. 2022-36.

VISION: "A globally competitive Philippine Maritime Industry."
Application for renewal shall be filed at least thirty (30) days prior to expiry date.

RBC No 22-00901W

Anna G4

REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF INTERNAL REVENUE



ERMINO, DENNIS B.
TIN: 408-653-896
RIZAL ST., BUENA SUERTE,
EL NIDO, PALAWAN
BIRTHDATE: 04/24/1977
ISSUEDATE: 11/29/2011

Dennis
SIGNATURE

006274355

- * This card bears your permanent Taxpayer Identification Number (TIN). Always indicate your TIN on all returns / documents filed with the BIR.
- * Report immediately to your Revenue District Office the loss of this card and change of name or address.
- * Any person who secures and / or uses more than one TIN shall be criminally liable and shall be punishable by fine and imprisonment.