

Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
1515 L&S Bldg., Roxas Boulevard, Ermita, Manila

CENRO Control No.: 2023-F487

E-FMS No.: 2023-175110-F487

MIMAROPA Ab Case No. 113

NOTICE OF ISSUANCE OF A DECISION

**IN RE : IN THE MATTER OF THE ADMINISTRATIVE ADJUDICATION
PROCEEDINGS OF TWENTY-THREE (23) PIECES OF LUMBER OF
WHITE LAUAN AND MALUGAI SPECIES HAVING AN AGGREGATE
VOLUME OF 0.51 CUBIC METER (216 BOARD FEET) AND TEN (10)
SACKS OF WOOD CHARCOAL APPREHENDED AT SITIO BANTULAO,
BARANGAY PACLOLO, MAGSAYSAY, OCCIDENTAL MINDORO**

**TO : CENR OFFICER
SAN JOSE, OCCIDENTAL MINDORO**

Greetings!

Please be informed that a Decision dated 28 NOV 2023 was issued by this Office on the above-entitled subject, copy of which is enclosed. The original copy is on file in this Office.

You are hereby directed to inform this Office within five (5) days from receipt, indicating the date you received the copy of the aforesaid Decision.

Please be guided accordingly.

28 NOV 2023
Date: _____


ATTY. GANDHI GAGNI-FLORES
Chief, Legal Division



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

IN THE MATTER OF THE
ADMINISTRATIVE ADJUDICATION
PROCEEDINGS OF TWENTY-THREE (23)
PIECES OF LUMBER OF WHITE LAUAN
AND MALUGAI SPECIES HAVING AN
AGGREGATE VOLUME OF 0.51 CUBIC
METER (216 BOARD FEET) AND TEN (10)
SACKS OF WOOD CHARCOAL
APPREHENDED AT SITIO BANTULAO,
BARANGAY PACLOLO, MAGSAYSAY,
OCCIDENTAL MINDORO

MIMAROPA Ab Case No. 113

DECISION

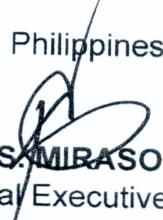
Records show that on July 07, 2023 at around 12:23 in the afternoon, at Sitio Bantulao, Barangay Pacollo, Magsaysay, Occidental Mindoro, the Enforcement and Monitoring Section (EMS) of CENRO San Jose apprehended twenty-three (23) pieces of lumber of White Lauan and Malugai species having an aggregate volume of 0.51 cubic meter (216 board feet) and ten (10) sacks of wood charcoal, with an estimated fair market value of PHP 11,880.00 and PHP 3,500.00, respectively. The subject forest products have no claimant/s during the time of apprehension and were hauled and deposited at the compound of DENR Ranger Monitoring Station at Barangay Murtha, San Jose, Occidental Mindoro. A Seizure Order and Seizure Receipt both dated July 07, 2023 was issued by LMO III Rhodora A. Garcia, Seizure Officer.

Pursuant to Section 8 of DAO 97-32, the CENRO concerned posted Notices of Hearing on July 10, 2023, July 17, 2023 and July 24, 2023, in conspicuous public places within the locality, informing the claimant/s to appear and show cause why the apprehended items should not be confiscated in favor of the government. However, despite said notices no one came to claim ownership of the same, hence considered **"ABANDONED."**

WHEREFORE, PREMISES CONSIDERED, the twenty-three (23) pieces of lumber of White Lauan and Malugai species having an aggregate volume of 0.51 cubic meter (216 board feet) and ten (10) sacks of wood charcoal, with an estimated fair market value of PHP 11,880.00 and PHP 3,500.00, respectively, apprehended at Sitio Bantulao, Barangay Pacollo, Magsaysay, Occidental Mindoro, are hereby **CONFISCATED** in favor of the government to be disposed of in accordance with existing DENR laws, rules and regulations governing the matter.

SO ORDERED.

Manila, Philippines, NOV 28 2023.


FELIX SAMBRASOL, JR., CESO IV
Regional Executive Director

Copy furnished:

PENRO Occidental Mindoro
CENRO San Jose
Legal Division, Regional Office

RDATS No. P-2023-119614
ED/JPT/11-09-2023

Department of Environment
and Natural Resources
MIMAROPA Region



Doc ID 119614

CERTIFIED TRUE COPY


MARILIE U. OCHUA
FORESTER/ENFORCEMENT DIVISION



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

**IN RE: IN THE MATTER OF THE ADMINISTRATIVE ADJUDICATION
PROCEEDINGS OF TWENTY-THREE (23) PIECES OF LUMBER OF
WHITE LAUAN AND MALUGAI SPECIES HAVING AN AGGREGATE
VOLUME OF 0.51 CUBIC METER (216 BOARD FEET) AND TEN (10)
SACKS OF WOOD CHARCOAL APPREHENDED AT SITIO BANTULAO,
BARANGAY PACLOLO, MAGSAYSAY, OCCIDENTAL MINDORO**

CERTIFICATION

This is to **CERTIFY** that per records on file in this Office, a **DECISION** dated NOV 28 2023 was issued in the above-captioned case confiscating the twenty-three (23) pieces of lumber of White Lauan and Malugai species having an aggregate volume of 0.51 cubic meter (216 board feet) and ten (10) sacks of wood charcoal, apprehended at Sitio Kabunliwan, Barangay Aguas, Rizal, Occidental Mindoro.

In compliance with Section 8(3), DAO 97-32, three (3) Notices of Hearing dated *July 10, 2023, July 17, 2023 and July 24, 2023*, over the apprehended items were posted for three (3) consecutive weeks in three (3) conspicuous public places in the locality.

Since no owner, claimant, or other interested party appeared at the proceedings, such failure to appear is deemed as a waiver of the right to appear and of any/all rights to the items apprehended in favor of the Government, as provided under Section 8(3), DAO 97-32.

Moreover, under Section 7, DAO 97-32, a Decision/Order shall become final and executory upon the lapse of fifteen (15) regular business days unless a Motion for Reconsideration is filed. Hence, the said Decision is declared **FINAL AND EXECUTORY**. The confiscated items are deemed permanent property of the Government and shall be entered into the books of the concerned CENRO/PENRO to be disposed of in accordance with the applicable laws, rules and regulations.

19 DEC 2023

Issued on _____ at Manila, Philippines.


FELIX S. MIRASOL, JR., CESO IV
Regional Executive Director

Copy furnished:

PENRO Occidental Mindoro
Brgy. Payompon, Mamburao, Occidental Mindoro

CENRO San Jose
National Hi-way, Brgy. Labangan, San Jose, Occidental Mindoro

Finance Division, Regional Office

Legal Division, Regional Office

Resident COA Auditor

CERTIFIED TRUE COPY



Doc ID: 119614

RDATS No. P-2023-119614
ED/JPT/11-09-2023


MARGIE U. OCHOA
FORESTER/ENFORCEMENT DIVISION