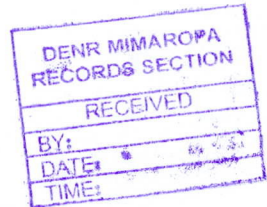




Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA REGION
Provincial Environment and Natural Resources Office



April 18, 2023

MEMORANDUM

FOR : The Regional Executive Director
MIMAROPA Region, Manila

THRU : The Assistant Regional Director for Management Services
The Chief, Legal Services Division

FROM : The OIC-PENR Officer

SUBJECT : **COMPLAINT FILED BY ISRAELI A. ZAMORA IN
BEHALF OF JERNY GOLENA AND RICKY
BUENAVENTURA AGAINST NANETTE B. CAPACIO
AND MARIE ANN F. GALIT OF CENRO ROXAS,
ORIENTAL MINDORO**

Forwarded herewith is the Show Cause Memorandum dated April 13, 2023 of the CENRO Roxas, Oriental Mindoro regarding the Respondent's Affidavit duly signed and submitted by Nanette B. Capacio and Marie Ann F. Galit in response with the above mentioned subject.

For information and consideration.


ALAN L. VALLE

Tracking No. 2304000256

TSD/RPS

Ilang-ilang St., Sitio II, Suqui, Calapan City, Oriental Mindoro
DENR Contact Nos. (043) 288-3017, Tel. Fax No. 288-3006



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

Community Environment and Natural Resources Office

Camia St., San Mariano, Roxas, Oriental Mindoro

Contact No.: 0917 876 9985 / 0917 169 0232

VOIP: (043) 289-7118

Email: cenroroxasormindoro@denr.gov.ph

April 13, 2023

SHOW CAUSE MEMORANDUM

FOR : The Regional Executive Director
MIMAROPA Region, Manila

THRU : The OIC, PENR Officer
Calapan City, Oriental Mindoro

FROM : The CENR Officer
Roxas, Oriental Mindoro

SUBJECT : **COMPLAINT FILED BY ISRAELI A. ZAMORA IN BEHALF
OF JERNY GOLENA AND RICKY BUENAVENTURA
AGAINST NANETTE B. CAPACIO AND MARIE ANN F.
GALIT OF CENRO ROXAS, ORIENTAL MINDORO**

DENR-MIMAROPA REGION	
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE	
ORIENTAL MINDORO	
PENRO TRACKING NO.	
RECEIVED BY:	<i>[Signature]</i>
DATE:	APR 17 2023
TIME:	

Forwarded herewith the Respondent's Affidavit duly signed by Nanette B. Capacio and Marie Ann F. Galit in regards with the above-mentioned subject.

For records, information, and consideration.

[Signature]
ENGR. CAESAR E. QUEBEC

Tracking No. 2304000256

RPS/mhe-ann

**REPUBLIC OF THE PHILIPPINES
PROVINCE OF ORIENTAL MINDORO
MUNICIPALITY OF ROXAS**

)
)S.S.
)

RESPONDENT'S AFFIDAVIT

We, **NANETTE B. CAPACIO**, of legal age, Filipino, married and with resident address at San Mariano, Roxas, Oriental Mindoro, and **MARIE ANN F. GALIT**, of legal age, Filipino, single and with resident address at San Mariano, Roxas, Oriental Mindoro, that we are the respondents on the complaint filed by Israeli A. Zamora, respectfully submit herein affidavit to answer all the complaints;

That We, Nanette B. Capacio, Land Management Officer III, retired, and Marie Ann F. Galit, presently employed as Special Investigator I, under Regulation and Permitting Section (RPS) of DENR CENRO-Roxas, San Mariano, Roxas, Oriental Mindoro.

PREFATORY STATEMENT

Graft and corruption together with abuse of public authority are characterized by the relegation of public interests to satisfy private aims and utter disregard for the norms of public service. It involves evident bad faith that constitutes dishonest purpose and conscious wrongdoing for some bad motives or ill will to satisfy self-interest over that of the public.

We, the respondents, have neither undue interest nor personal gain in the awarding of such land as we will not be the ones who will benefit from it. We only strive to follow the orders of our superiors and do our job in serving the public faithfully, fairly, and efficiently to the best of our abilities.

Such allegations of graft, corruption, and abuse of public authority are baseless with the intention of undermining the public's trust in the spirit of good governance and competent public service which this office seeks to live by.

ANSWERS TO THE COMPLAINTS

1. Complainant statement at #4 of "Reklamo at Pagsasakdal";

It is true, that I, Nanette B. Capacio was appointed as Land Management Officer III under the Regulation and Permitting Section of DENR CENRO-Roxas on September 4, 2015, now retired. That I, Marie Ann Galit, am currently employed as Special Investigator I of

RPS-DENR CENRO-Roxas, Oriental Mindoro, appointed on October 1, 2015.

2. The complainant stated that I, Nanette B. Capacio process the titling of Suquicay Island under the name of Fernando Sandico (#6 of “Reklamo at Pagsasakdal”);

I vehemently deny that I am the one who processed the titling of Suguicay Island in the name of Fernando Sandico. Original Certificate of Title No. 5517 was issued to Mr. Fernando Sandico and entered as Free Patent No. 045204-92-24 from the Ministry of Justice, National Land Title and Deeds Registration Administration (LRC)-LRA Quezon City on August 11, 1992. In any chance that Mr. Zamora saw me with Ms. Teresita Magtuto, it's because I am a public servant and anyone can be a client in this office. In the year 1992, LMO III, Erwin Talendto (now deceased) was the Chief, Land Management Section and I was the Bill Collector and Mr. Bernardo Calinog is the Land Inspector.

3. The complainant claimed that I, Nanette B. Capacio, am the one who initiated the titling of Carambingan Island, a subdivision of Maasin Island, and the transfer of ownership of Target Island (#9 of “Reklamo at Pagsasakdal”);

As per Inventory of Small Island, Karambingan Island is claimed by Eva Saradpon, also, it was patented to her under Free Patent No. 045204-09-4831 dated March 9, 2009, covering F-045204-291-D, identical to Lot No. 1344, Pls-395-D with an area of 41,445 square meters and located at San Roque, Bulalacao, Oriental Mindoro. Mr. Cezar M. Delos Martirez is the one who processed the application of Ms. Saradpon under the Free Patent Law, hence no formal protest was filed against the said application.

Maasin Island was covered by Cadastral Survey under Cad-1298-D, it was surveyed on May 17, 2012, to May 17, 2014, by Engr. Rolando C. Siccion, and was approved on May 10, 2015. The resultant lot were 477 lots, and all the applications were supported by the barangay LGU of Maasin, as of this date there is no formal protest in regards to Cad-1298-D of Maasin Island.

Based on the inventory of small islands, the details for Target Island are incomplete. That I, Nanette B. Capacio, as a former Land Management Officer, my duties and responsibilities limit on the disposition of public land, and I vehemently deny his accusation that I transfer titled property.

4. The complainant stated that the herein respondent, Nanette B. Capacio is processing the titling of land covered by the case, public land and

land at Wasig, Mansalay, Oriental Mindoro (#10 "Reklamo at Pagsasakdal")

I am the Land Management Officer III/Chief, Permitting and Regulation Services of DENR CENRO-Roxas, Oriental Mindoro, and one of my duty and responsibility is to check and recommend the approval of a patent in favor of the applicant if they have complied with all the requirements of law leading to the issuance of a free patent in their favor.

5. Complainant statements in regards to Lot No. 774, Pls-416-D located at Cabalwa, Mansalay, Oriental Mindoro (#12,13, 14,15, 16, 17, 18, 19, 20, 21 of "Reklamo at Pagsasakdal");

In regards to Lot No. 774, Pls-416-D, I, Marie Ann F. Galit, conducted records and ground verification of this land, thus, Final Investigation Report was already transmitted to the Legal Division of MIMAROPA Regional Office on March 2022. The said report is also attached to this affidavit. All the allegations stated by Mr. Zamora regarding Lot No. 774, Pls-416-D are the same issue that this office has already answered and explained to the parties involved.

Before Mr. Israeli was the Attorney-in-fact/representative of all the Golena siblings namely Jerny Golena, Jovany Golena, Jovely Golena, Jovany Golena, and Jerly Golena, but it was revoked by other evidence by document Revocation of Power of Attorney dated March 28, 2022, and only Mr. Jerny Golena was the one left who represented by Mr. Israeli A. Zamora. It only shows that there are trust issues with Mr. Zamora to whom they entrusted their rights for this land but in return withdraw their authorization to this person as their representative.

All statements of Mr. Israeli A. Zamora concerning the corruption involving, me, Marie Ann F. Galit as Investigator of DENR CENRO-Roxas, are all false accusations without substantial evidence. I am doing my job description and services as per the request of the client in accordance with regulations, policies, and laws imposed by this agency. All the verifications in this land were included in the Final Report.

The acceptance of the public land application of a certain parcel of land will be accepted by the authorized inspector of this office, hence, in regards to this land, it was covered by claims and conflict, overlapping issues, and subdivision survey of the land. As per the manual of approval in acceptance of a public land application, only the Land Management Inspector is allowed to accept public land application after the area was being verified from the records, completeness of necessary documents, and with proper ground verification, in this case, the applicant failed to comply it.

On the issue of Special Power of Attorney given by the Golena siblings to Mr. Zamora, during the scheduled meeting of the Alternative Dispute Resolution (ADR) proceeding all the parties are present while Mr. Zamora came late. I explained to him that there is no need to represent the concerned parties because they were all present and it is important to hear from them what are the problems and options to settle their concern. On that moment, Mr. Zamora burst out yelling at me and interrupting the parties to speak, then stop the meeting and walk out with the Golenas in an improper manner.

ISSUE

The issue to be resolved in this case is:

WHETHER OR NOT THE CONDUCT OF THE RESPONDENT CONSTITUTES GRAFT AND CORRUPTION AND ABUSE OF PUBLIC AUTHORITY

DISCUSSION/ARGUMENTS

Herein, Respondents submit that they are not guilty of the administrative charges imputed to them. A careful examination of the allegations made by the complainant on his "Reklamo and Pagsasakdal" dated September 13, 2018, and Complaint dated July 9, 2022, stating only hearsay without any substantial evidence. "It is basic that whoever alleges a fact has the burden of proving it because a mere allegation is not evidence." (Alejandra Lazaro, et.al. v. Modesta Agustin, et.al. G.R. No. 152364, April 15, 2010 citing Unchuam v. Lozada, 585 SCRA 421.

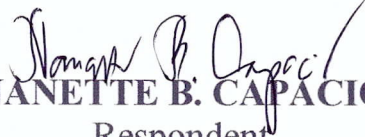
The subdivision survey was initiated by the Department and conducted by a private Geodetic Engineer under Cadastral survey (Maasin Island) supported with complete and proper documents of the status of the land upon careful ground verification to support their activities;

In the process of public land applications, the applicants must comply with all the requirements of the law leading to the issuance of a free patent in his/her favor.

The herein respondents only perform their duties and responsibilities as Land Management Officer III and Special Investigator I of DENR CENRO-Roxas, Oriental Mindoro in accordance with the existing regulation, laws, and policies of the Department.

WHEREFORE, premises considered, herein respondents respectfully prayed of this Honorable Office to dismiss the complaint against them for utter lack of merit and substantial evidence.

Roxas, Oriental Mindoro, April 12, 2023.


NANETTE B. CAPACIO
Respondent

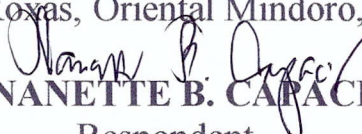

MARIE ANN F. GALIT
Respondent

VERIFICATION

NANETTE B. CAPACIO, previously Land Management Officer III now retired and **MARIE ANN F. GALIT**, currently employed as Special Investigator I of the Department of Environment and Natural Resources, Community Environment and Natural Resources Office in San Mariano, Roxas, Oriental Mindoro, having been first put under oath, state and declare that:

1. They are the respondents in Complaint for Graft and Corruption and Abuse of Public Authority filed by Israeli A. Zamora before the Office of the Ombudsman;
2. The allegations made by them in this Affidavit are true and correct, of their own knowledge, and as borne by authentic documents;
3. In the preparation of this Affidavit, they were assisted by a licensed legal professional;
4. They affirm the truthfulness of the allegations made in the foregoing Affidavit.

Roxas, Oriental Mindoro, APR 14 2023


NANETTE B. CAPACIO
Respondent

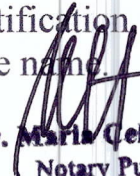

MARIE ANN F. GALIT
Respondent

GSIS ID No. CRN-006-0007-8123-9

GSIS ID No. CRN-021-1650-6146-2

SUBSCRIBED AND SWORN to before me this 14 day of April 2023 in Roxas, Oriental Mindoro by the above-named affiant whose identity is confirmed by their competent document of identification, the nature and details of which are indicated below their respective names.

Doc. No. 421
Page No. 86
Book No. 10
Series of 2023


Atty. Maria Celina Talens
Notary Public
Valid until December 31, 2023
Roll of Attorney's No. 81825
MCLE: Admitted to the Bar; 05-24-2022
IBP OR No. 218474; 05-30-2022
PTR No. 3024304; 01-03-2023
Roxas, Oriental Mindoro

Copy furnished:

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

THE OMBUDSMAN
Office of the Ombudsman
Agham Road, Diliman,
Quezon City



Community Environment and Natural Resources Office

Camia St., San Mariano, Roxas, Oriental Mindoro

Contact No.: 0917 876 9985 / 0917 169 0232

VOIP: (043) 289-7118

Email: cenroroxasormindoro@denr.gov.ph

March 10, 2022

MEMORANDUM

FOR : The REGIONAL EXECUTIVE DIRECTOR
DENR- MIMAROPA Region
Roxas Boulevard, Ermita, Manila

Att'n : The Chief, Legal Division

THRU : The PENR Officer
Calapan City, Oriental Mindoro

FROM : The CENR Officer

SUBJECT : **EX-PARTE FINAL INVESTIGATION REPORT
RE: JERNY GOLENA, JOVANY GOLENA, JOVELY GOLENA,
JOVANY GOLENA AND JERLY GOLENA REP. BY ISRAELI A.
ZAMORA -VS- H.A. NO. 9-4341 OF HERMINIGILDO
MANDANAS COVERING LOT NO. 774, PLS-416-D WITH AN
AREA OF 8.1538 HAS. LOCATED AT CABALWA, MANSALAY,
ORIENTAL MINDORO**

Forwarded is the Ex-Parte Final Investigation Report of Land Investigation Officer, Marie Ann F. Galit regarding the above-mentioned land case. Please be informed that the undersigned concurs with the recommendation stated thereon.

For records and consideration.

ENGR. CAESAR E. QUEBEC

RPS/Mhe-Ann

CERTIFIED PHOTOCOPY

VENICE ANGELA D. VIROS
Admin Officer I / Records Officer



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources Office
Camia St., San Mariano, Roxas, Oriental Mindoro
Contact No.: 0917 876 9985 / 0917 169 0232
VOIP: (043) 289-7118
Email: cenroroxasormindoro@denr.gov.ph

January 18, 2022

MEMORANDUM

FOR : The REGIONAL EXECUTIVE DIRECTOR
DENR- MIMAROPA Region
Roxas Boulevard, Ermita, Manila

Att'n : The Chief, Legal Division

THRU : The PENR Officer
Calapan City, Oriental Mindoro

FROM : Land Investigation Officer, Marie Ann F. Galit
Roxas, Oriental Mindoro

SUBJECT : **EX-PARTE FINAL INVESTIGATION REPORT
RE: JERNY GOLENA, JOVANY GOLENA, JOVELY GOLENA,
JOVANY GOLENA AND JERLY GOLENA REP. BY ISRAELI A.
ZAMORA -VS- H.A. NO. 9-4341 OF HERMINIGILDO MANDANAS
COVERING LOT NO. 774, PLS-416-D WITH AN AREA OF 8.1538
HAS. LOCATED AT CABALWA, MANSALAY, ORIENTAL
MINDORO**

BACKGROUNDER

A walk-in client named Aimee Camacho, visited our office requesting for verification and inspection of a certain parcel of land located at Cabalwa, Mansalay, Oriental Mindoro under the name of Herminigildo Mandanas.

On May 4, 2018, the undersigned together with Cartographer I, Noli F. Fillarca, proceeded to conduct ocular inspection. Attached is my inspection report dated May 9, 2018 stating the following:

“That during the ocular inspection, Ainee Camacho, who requested for inspection was not around but she was represented by her brother, present also are Mr. Jerney Golena, Jovelyn Golena, and Ms. Letty. Upon ground verification, we saw houses on the area, one (1) semi-concrete house owned by Jovelyn Golena, a concrete house owned by daughter/son of Jovelyn Golena, one concrete and one (1) made of light materials owned by Jerny Golena. Mr. Golena informed us that they were born in the area because their father was the caretaker of the land which was owned by Apolinario Patricio (their relative and original claimant of the land). But when Mr. Patricio sold the area to Mr. Mandanas, his father remained to be the caretaker. There are cow, goat, which are live stocks of Mr. Jerney Golena.

A copy of an approved plan (LRC) Psd-163968 surveyed on September 10, 1971 Subdivision Survey made for Rogelio Paglinawan, Et.Al; of H-72516 described in TCT No. T-7566 issued in favor of Sixto Gallamosa, the area was surveyed by Geodetic Engineer Rodolfo Dayanghirang with Original Survey on July 17, 1940 and was approved on July 17, 1972 was given on the site by a person named Letty. When it was plot in Lot 774, Pls-416-D, it shows overlapping”



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Community Environment and Natural Resources Office
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Email: cenroroxasormindoro@denr.gov.ph

Hereunder are circumstances that transpired:

1. September 29, 2020, an endorsement from Barangay Cabalwa, Mansalay was received by this office regarding the conflicts between Jerny F. Golena against Nazarita F. Buenaventura and Natibeth Buenaventura. We scheduled preliminary meeting on November 12 and 20, 2020 but the protestant did not attend. On November 25, 2020, all the parties arrived but did not materialize because the protestant and their representative are both present but their representative, Mr. Israeli Zamora did not allow the protestants to talk by themselves and he cut off the meeting on that day.
2. October 28, 2020, a letter from Jerny F. Golena dated October 1, 2020 was received by this office regarding his claims on Lot No. 774, Pls-416-D. The same letter was also received together with memorandum from PENRO Mary June F. Maypa on November 3, 2020. The same was forwarded by Regional Office on February 1, 2021.
3. January 11, 2021, CENRO, Alma E. Gibe sent letter to Mr. Jerny Golena regarding his claims and conflicts and advise him to submit protest together with the necessary requirements/documents to support his allegations.
4. February 23, 2021, Mr. Jerny Golena, Jovely Golena, Jerly G. Selorio and Jovany Golena answered the letter of CENRO, Alma E. Gibe stating that they are the rightful persons to apply for the land and they attached their public land application form.
5. Another letter was sent by siblings Jerny Golena, Jovany Golena, Jovely Golena and Jerly Golena that they will file petition not protest on March 11, 2021.
6. This office received 8888 Citizens' Complaint from Mr. Jerney Golena on March 28, 2021 regarding land titling application with reference no. G20210328-765-21.
7. On March 29, 2021, the complaint was answered and a letter was also sent to Mr. Jerney Golena regarding the 8888 complaints.
8. A letter to Mr. Jerney Golena dated April 14, 2021 was mailed to him and copy furnished the following: The Secretary-DENR Central Office, The Director-Presidential Complaint Center and The Commissioner-Civil Service Commission.
9. On May 14, 2021, a Protest dated May 11, 2021 was received by this office together with all the necessary documents: Non-Forum Shopping; Barangay endorsement; 2x2 pictures, pictures of the land and payment of protest fee. An Order of Investigation was issued by PENRO, Mary June F. Maypa dated June 21, 2021.



RECORDS VERIFICATION

Lot No. 774, Pls-416-D is located at Cabalwa, Mansalay, Oriental Mindoro with an area of 8.1538 hectares. As per numerical list of claimants, Mr. Apolinario Patricio is the listed survey claimant. Mr. Patricio filed FPA No. 9-437 but no carpeta on file, on the allocation book of Pls-416-D it is written "cancelled 8-25-58 sold to Herminigildo Mandanas".

Homestead Application No. 9-4341 was filed by Herminigildo Mandanas on July 8, 1957, still subsisting but no carpeta on file.

ACTION TAKEN

In order to ensure the best interest of both parties Hearing Officer, Nanette B. Capacio conducted preliminary meetings on November 12, 20 and 25, 2020, only the latter had attended by the protestant. The meeting was cancelled by the protestant because Mr. Israeli Zamora did not want the protestants to speak, he wanted to do the talking while the protestants are present and able to do it by themselves. Though he had the authorization from the Golena siblings but the fact that they are present and able to handle the meeting the hearing officer see thru to it that they speak by themselves but Mr. Zamora interrupted and cancelled the meeting on that day.

An Order of Investigation dated June 21, 2021 was signed by PENRO Mary June F. Maypa for the case "Jerny Golena, Jovany Golena, Jerly G. Solerio and Jovely Golena, Protestant -versus- HA No. 9-4341 of Herminigildo Mandanas".

The scheduled hearing were August 10, 2021, August 25, 2021 and September 3, 2021 but only Mr. Israeli Zamora, rep. of the protestants attended the said hearings. A Certification from barangay Cabalwa, Mansalay, Oriental Mindoro was secured by this office stating that all the notices sent to Mr. Mandanas was not able to receive by the concern party because he was not residing within the locality and his whereabouts is unknown.

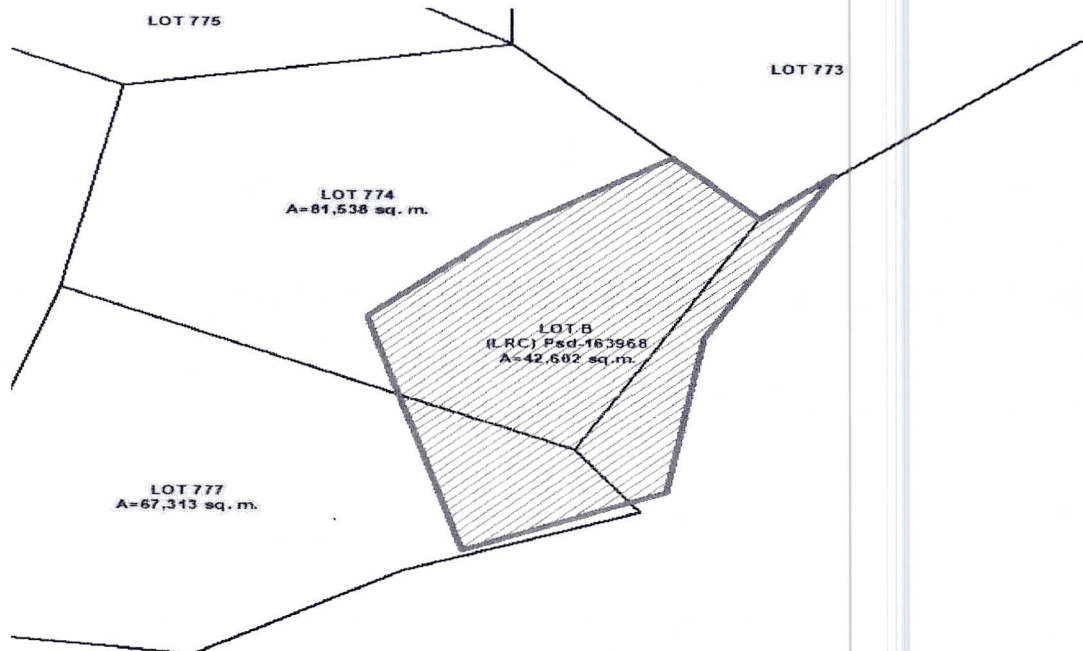
OCULAR INSPECTION

The ocular inspection was scheduled on November 17, 2021 wherein the improvements found in the area were: 3 concrete houses, 1 semi-concrete house, 3 nipa huts, forest trees and fruit-bearing trees, and some cattle, poultry and goat raised in the area. Attached is the GIS Map and geo-tagged photos showing the location of the houses/improvements where it was constructed.

The protestants with their representative were advised to submit their position paper on or before December 17, 2021 for the final report of the case.



Below is the sketch showing Lot No. 774, Pls-416-D and Lot B, (LRC) Psd-163968:



DOCUMENTS SUBMITTED

Position Paper by Protestant/Petitioner received on December 1, 2021

1. Certification of Barangay Cabalwa duly signed by Barangay Captain, Teddy F. Buenaventura;
2. Unnumbered Application of Jerney Golena duly notarized by Notary Public, Judge Godofredo G. Hernandez, Sr. (Ret.) dated October 16, 2018;
3. Unnumbered Application of Jovely Golena duly notarized by Notary Public, Judge Godofredo G. Hernandez, Sr. (Ret.) dated October 16, 2018;
4. Unnumbered Application of Jovany Golena duly notarized by Notary Public, Judge Godofredo G. Hernandez, Sr. (Ret.) dated October 16, 2018;
5. Unnumbered Application of Jerly Golena duly notarized by Notary Public, Judge Godofredo G. Hernandez, Sr. (Ret.) dated October 16, 2018;
6. Letter from DENR CENRO-Roxas, Oriental Mindoro dated April 14, 2021;
7. Letter from DENR CENRO-Roxas, Oriental Mindoro dated March 29, 2021;
8. Certificate of Appearance of Mr. Israeli Zamora dated August 10, 2021, August 25, 2021 and September 3, 2021, respectively;
9. Special Power of Attorney in favor of Israeli A. Zamora signed by Jerney Golena dated November 9, 2020;
10. Special Power of Attorney in favor of Israeli A. Zamora signed by Jovely F. Golena, Jovany F. Golena and Jerly G. Selorio dated August 6, 2021;
11. CERTIFICATION of land status of Lot No. 774, Pls-416-D;
12. Letter dated January 11, 2021 to Mr. Jerney Golena from DENR CENRO-Roxas;
13. LRA Certification of land status of Lot No. 774, Pls-416-D;
14. Notice of Ocular Inspection.

The applicant/respondent nor any representative did not attend hearings and submitted Position Paper.



OBSERVATIONS AND RECOMMENDATIONS

1. Based on records on file, Lot No. 774, Pls-416 has no patent issued. The listed survey claimant, Apolinario Patricio filed public land application and it was rejected with note in the allocation book that it was sold to Herminigildo Mandanas but the carpeta was not among our file;
2. The Golena siblings were born in the area because their father is the caretaker of Mr. Apolinario Patricio;
3. That as per Sketch Map, it shows that Lot No. 774, Pls-416 overlapped with approved plan (LRC)Psd-163968 and on the GIS Map it shows that the location of the house of Jerny Golena, Jovany Golena, Jerly G. Solerio and Jovely Golena is within the overlapped areas;
4. On the Position Papers submitted by the protestants they attached unnumbered applications of Jerny Golena, Jovany Golena, Jerly G. Solerio and Jovely Golena wherein they all applying for Lot No. 774, Pls-416-D and the said documents was not given by authorized representative of this office;
5. Applicant/Respondent Herminigildo Mandanas did not attend hearings nor submitted position paper;
6. One of the marks (mojon) pointed by Mr. Jerney Golena and Israeli Zamora was within point 3 of Lot No. 777, Pls-416-D which is adjoining lot of Lot No. 774, Pls-416-D;

It is hereby recommended that the Homestead Application No. 9-4341 filed by Herminigildo Mandanas be ordered rejected since the applicant is not in actual occupation and his whereabouts was unknown as per Barangay Certifications.

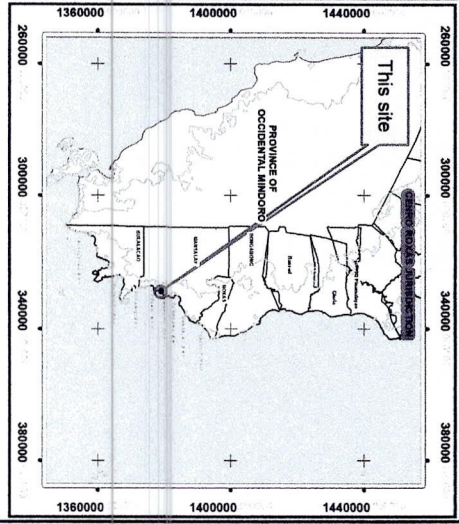
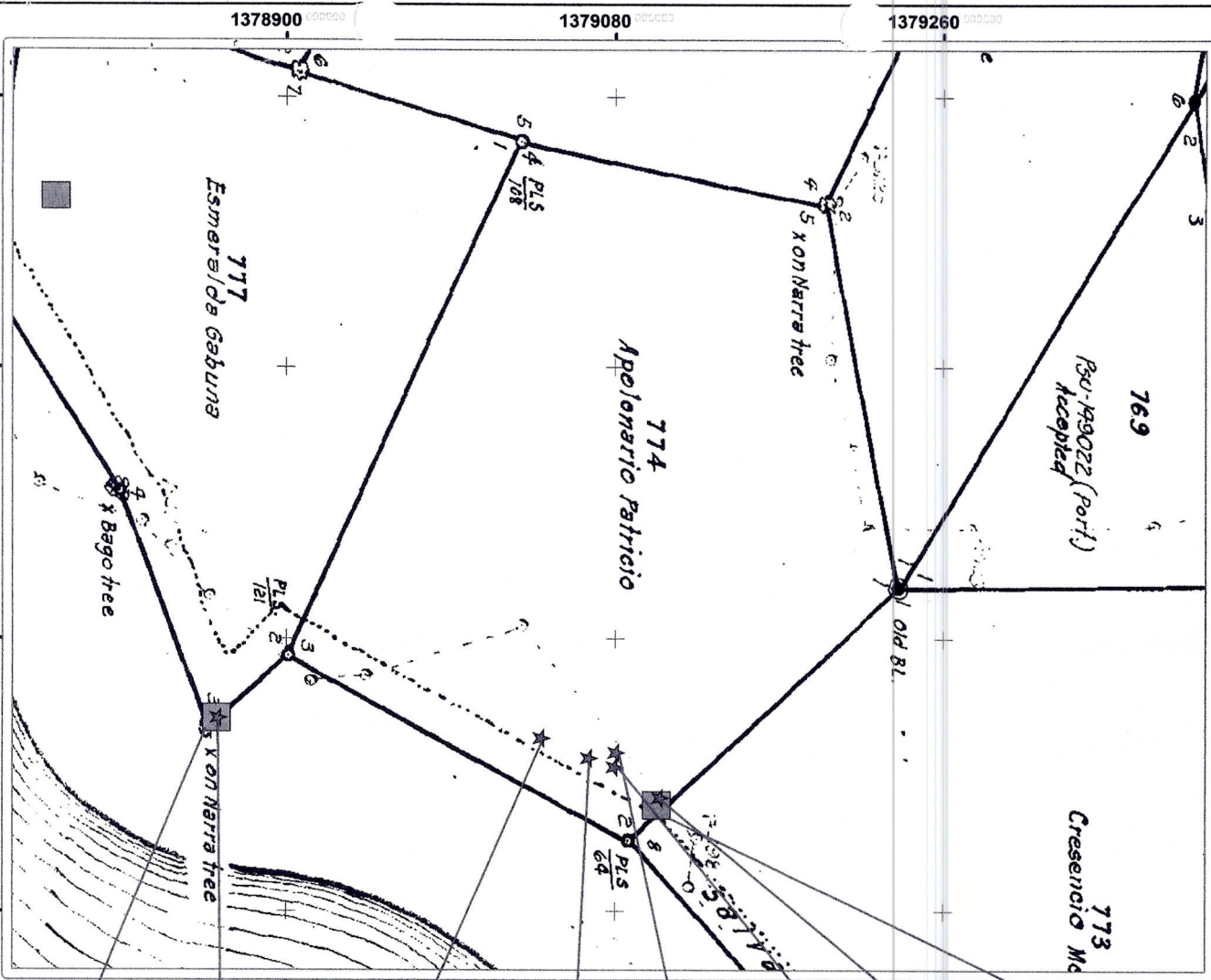
Furthermore, it is recommended that the protestant and respondent be advised to hire a licenced Geodetic Engineer to properly verify the area they are claiming and to segregate the area of (LRC)Psd-163968 which upon ocular inspection was found to be within Lot No. 774, Pls-416-D.

For records and consideration.


MARIE ANN F. GALIT

CERTIFIED PHOTOCOPY

328350 328500 328650 328800



SCALE 1:3,500

0 15 30 60 90 120 Meters

North Arrow

Map Information

Scale: 1:3,500

Projection: Universal Transverse Mercator (UTM), Zone 51N

Horizontal Datum: 1982

Vertical Datum: 1982

MAP OF THE PLAN OF LAND

LOT 774, PLS. 416-D, MANSALAY

PUBLIC LAND SUBDIVISION

Area: 81,537.52 Square meters

CENRO: Roxas
PSMO: Oriental Mindoro
District: Mansalay
Barangay: Cabalwa
Municipality: Mansalay
Province: Oriental Mindoro

LEGEND:

- ☐ Lot Boundary
- ☒ Geotag location of houses
- ☐ Geotag location of installed region
- ☐ Municipal Boundary
- ☐ Provincial Boundary
- ☐ Forestland Boundary

PERSONNEL IN CHARGE:

Republic of the Philippines
Department of Environment and Natural Resources
Mansalay Region
San Mariano, Oriental Mindoro

CERTIFICATION

This is to certify that this is the true and correct map of Lot 774, PLS. 416-D, Mansalay Public Land Subdivision as described herein. This map was prepared based on the available data in the office and GPS survey.

GPS surveyed by:

MARIE ANN F. GALT
SP. Land Investigator

Prepared by:

CHUCKLE B. NGABIT
Forester II

Noted by:

ENGR. CRESAR E. QUEBEC
CENP. Officer

CERTIFIED PHOTOCOPY

VENICE ANGELA D. VIROS
Admin Officer I / Records Officer



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

Community Environment and Natural Resources Office

Camia St., San Mariano, Roxas, Oriental Mindoro

Contact No.: 0917 876 9985 / 0917 169 0232

VOIP: (043) 289-7118

Email: cenroroxasormindoro@denr.gov.ph

CERTIFICATION

TO WHOM IT MAY CONCERN:

This is to certify that lot 774, PLS-416-D situated at Brgy. Cabalwa, Bulalacao, Oriental Mindoro, Philippines containing an area of 8.1538 hectares verified to be within the Alienable and disposable area but some portion of it is within salvage zone under Project No. 8-A, L.C. Map No. 622; Certified on November 15, 1926 by the then Director of Forestry.

November 17, 2021. San Mariano, Roxas, Oriental Mindoro, Philippines.

VERIFIED BY:


CHUCKLEE B. NGABIT
Forester I

REVIEWED & ATTESTED BY:


REY G. FIRMAMES
Forester II

SUBSCRIBED AND SWORN to before me on the date and place stated above.


ALMA E. GIBE
Development Management Officer V
OIC, CENRO

CERTIFIED PHOTOCOPY

CDS/cbn


VENICE ANGELA D. VIROS
Admin. Officer I / Records Officer



Republika ng Pilipinas
Lalawigan ng Silangang Mindoro
Bayan ng Mansalay
Barangay Cabalwa

TANGGAPAN NG PUNONG BARANGAY

PAGPAPATUNAY

SA KINAUKULAN,

Ito ay nagpapatunay na si **G. HERMINIGILDO MANDANAS**, ay hindi nakatira dito sa Barangay Cabalwa, Mansalay Silangang Mindoro at hindi alam kung saang Bayan o Probinsya siya nakatira.

Ang patunay na ito ay nilagdaan ngayong ika-01 ng Setyembre, 2021 dito sa Barangay Cabalwa, Mansalay Silangang Mindoro.

TEDDY F. BUENAVENTURA
Punong Barangay



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

Community Environment and Natural Resources Office

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Contact No.: 0917 876 9985 / 0917 169 0232

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May 30, 2022

MEMORANDUM

FOR : The REGIONAL EXECUTIVE DIRECTOR
DENR- MIMAROPA Region
Roxas Boulevard, Ermita, Manila

Att'n : The Chief, Legal Division

THRU : The PENR Officer
Calapan City, Oriental Mindoro

FROM : The CENR Officer

SUBJECT : **STATUS REPORT**
EX-PARTE FINAL INVESTIGATION REPORT
RE: JERNY GOLEÑA, JOVANY GOLEÑA, JOVELY GOLEÑA,
JOVANY GOLEÑA AND JERLY GOLEÑA REP. BY ISRAELI A.
ZAMORA -VS- ILA. NO. 9-4341 OF HERMINIGILDO
MANDANAS COVERING LOT NO. 774, PLS-416-D WITH AN
AREA OF 8.1538 HAS. LOCATED AT CABALWA, MANSALAY,
ORIENTAL MINDORO

Forwarded are the Revocation of Power of Attorney dated March 28, 2022 signed by Jovely F. Goleña and Jovany Goleña and Revocation of Power of Attorney dated April 18, 2022 signed by Pepito Paderes Selorio representative of Jerly Goleña Selorio.

The parties revoked, annulled and voided the power of attorney and all powers and authority given and granted, or intended to be given or granted to Mr. Israeli A. Zamora. Also, the parties are requesting that the land claims and conflict proceeding be handled by them personally.

For records and consideration.

ENGR. CAESAR E. QUEBEC
[Signature]

Tracking Nos. 2204000350 and 2205000874

RPS/Mhe-Aun

CERTIFIED PHOTOCOPY

[Signature]
ANGELA D. VIROS
Admin Officer I / Records Officer

REVOCATION OF POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

WE, **JOVELY F. GOLEÑA**, married, and **JOVANY F. GOLEÑA**, married, of legal age, Filipino citizens, and with residence and postal address at Brgy. Cabalwa, Mansalay, Oriental Mindoro, by certain public instrument made and executed in Mansalay, Oriental Mindoro on August 6, 2021 before Atty. Adelita T. Torreifiel-Sucgang Notary Public for and register in her notarial register as Doc No. 5325, Page No. 84, Book No. 70, Series of 2021, did name, constitute, and appoint **ISRAEL A. ZAMORA**, resident of Zone II, Socorro, Oriental Mindoro our true and lawful Attorney-in-Fact, for the purpose and with powers mentioned in said public instrument.

NOW, THEREFORE WE, **JOVELY F. GOLEÑA** and **JOVANY F. GOLEÑA**, by virtue of these presents, do hereby REVOKE, ANNUL and make VOID the said power of attorney and all powers and authority therein or thereby given and granted, or intended to be given or granted to said **ISRAEL A. ZAMORA**.

IN WITNESS WHEREOF, We have hereunto set our hands this 28th day of March, 2022 in Mansalay, Oriental Mindoro.


JOVELY F. GOLEÑA

Principal

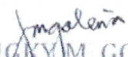
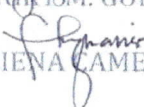
PHILHEALTH ID NO. 23-001978727-9


JOVANY F. GOLEÑA

Principal

PHILHEALTH ID NO. 23-002009853-3

SIGNED IN THE PRESENCE OF:

- 
1. **JINKY M. GOLEÑA**
- 
2. **SHIELA CAMEL G. NARCISO**

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
PROVINCE OF ORIENTAL MINDORO) S.S
MUNICIPALITY OF MANSALAY)

X-----X

BEFORE ME, personally came and appeared the above-named persons whose identification cards are indicated below their names, known to me and to me known to be the same persons who executed the foregoing Special Power of Attorney and who acknowledged to me that the same are their voluntary act and deed.

WITNESS MY HAND AND SEAL, this 28th day of March, 2022 in Mansalay, Oriental Mindoro

Doc. No. 50
Page No. 10
Book No. 69
Series of 2022


ATTY. ARNEL T. CALDERON

Notary Public

Until June 30, 2022

Roll of Attorney's No. 58510

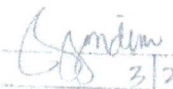
MCLE Compliance No. VI-0028279;04-14-22

IBP OR No. 172318; 01-06-22

PTR No. 2251562A; 01-04-22

Mansalay, Oriental Mindoro

CENRO - CENRO
MARIANO ROXAS
ORIENTAL MINDORO
RECEIVED



3/28/22

REVOCATION OF POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS:

I, **PEPITO PADERES SELORIO**, husband and representative of **JERLY GOLEÑA SELORIO**, of legal age, Filipino citizen, and with residence and postal address at Brgy. Cabalwa, Mansalay, Oriental Mindoro, by certain public instrument made and executed in Mansalay, Oriental Mindoro on August 6, 2021 before Atty. Adelita T. Torreifiel-Sugang Notary Public for and register in her notarial register as Doc No. 5325, Page No. 84, Book No. 70, Series of 2021, did name, constitute, and appoint ISRAEL A. ZAMORA, resident of Zone II, Socorro, Oriental Mindoro my true and lawful Attorney-in-Fact, for the purpose and with powers mentioned in said public instrument.

NOW, THEREFORE, **PEPITO PADERES SELORIO**, husband and representative of **JERLY GOLEÑA**, by virtue of these presents, do hereby REVOKE, ANNUL and make VOID the said power of attorney and all powers and authority therein or thereby given and granted, or intended to be given or granted to said ISRAEL A. ZAMORA.

IN WITNESS WHEREOF, We have hereunto set our hands this 18th day of April, 2022 in Mansalay, Oriental Mindoro.

PEPITO
PEPITO PADERES SELORIO
Principal/Representative of
JERLY GOLEÑA SELORIO
VIN:5207-0052B-B2275PPS10000

SIGNED IN THE PRESENCE OF:

1. *J. M. Goleña*
JIMMY M. GOLEÑA
2. *F. T. Zamora*
FREDDIE MAE T. ZAMORA

ACKNOWLEDGEMENT

REPUBLIC OF THE PHILIPPINES)
PROVINCE OF ORIENTAL MINDORO) S.S
MUNICIPALITY OF MANSALAY)

X-----X

BEFORE ME, personally came and appeared the above-named persons whose identification cards are indicated below their names, known to me and to me known to be the same persons who executed the foregoing Special Power of Attorney and who acknowledged to me that the same are their voluntary act and deed.

WITNESS MY HAND AND SEAL, this 18th day of April, 2022 in Mansalay, Oriental Mindoro

Doc. No. 111
Page No. 23
Book No. 70
Series of 2022

Arnel D. Calderon
ATTY. ARNEL D. CALDERON
Notary Public
Until June 30, 2022
Roll of Attorney's No. 58510
MCLE Compliance No. VI-0028279;04-14-22
IBP OR No. 172318; 01-06-22
PTR No. 2251562A; 01-04-22
Mansalay, Oriental Mindoro

INVENTORY OF SMALL ISLAND DENR-CENRO ROXAS, ORIENTAL MINDORO

Name of Small Island	Total Land Area (Hectares)	Land Classification	Status (Patented or covered with Permit/Leases and others)	If Titled Survey Number	If fraudently acquired titles Name of Owner	With Pending Reversion Case Yes No	REMARKS
1. Buyayao Island	206.2129	A&D	Titled	OCT- RO 19(406) Psu-04-08015	Titled in the Name of Greenland Corp.	No	
2. Aslorn Island	17.5500	Timber Land	Untitled	-	Claimed by Leilah Burgos	No	Under Cadas
3. Maasin Island	76.9500	Timber Land	Untitled	-	-	No	
4. Pocanel Island	6.6800	-	-	-	-	No	
5. Opao Island *	2.000	Timber Land	Untitled	-	Claimed by Leilah Burgos	No	
6. Tambaron Island	212.0100	Timber Land	Untitled	-	Claimed by Jaime Fajardo	No	
7. Target Island	6.000	-	-	-	-	No	
8. Alibatan Island	14.17520	Timber Land	Untitled	-	Claimed by George Fortune	No	
9. Sliad Island	4.6500	Timber Land	Untitled	-	Claimed by Innocencio Madera	No	
10. Liwagao Island	120.0000	A&D	Untitled	PSU 168468	Claimed by Eva Saradpon	No	
11. Karambingan Island	4.1445	A&D	Titled	045-204-09-4831	-	-	
12. Islet 1 of Buyayao	-	-	-	-	-	-	

PREPARED BY:

ATTESTED BY:

[Signature]
SILVERIA A. MERQUITA
Records and Special Disbursing
and Collecting Officer
in Concurrent Capacity CENRO- Roxas

[Signature]
ISAGANI V. MANALILI
CENRO

CERTIFIED PHOTOCOPY

[Signature]
VERNICE ANGELA D. VIROS
Admin Officer I / Records Officer