



Republic of the Philippines
Department of Environment and Natural Resources
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
MIMAROPA Region

JAN 27 2023

MEMORANDUM

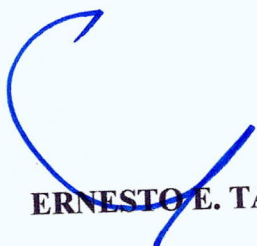
FOR : The Regional Executive Director
MIMAROPA Region
1515 DENR By the Bay Building, Roxas Blvd.
Barangay 668, Ermita, Manila

FROM : The OIC PENR Officer

SUBJECT : RESOLUTION NO. 2022-065

Respectfully forwarded is the memorandum from CENR Officer Efren L. delos Reyes dated January 17, 2023 pertaining to the result of administrative adjudication on the apprehended two (2) units of chainsaw and one hundred sixty four (164) pieces of Gmelina lumber having an aggregate volume of 1,240.17 board feet at Barangay Sta. Teresa, Magsaysay, Occidental Mindoro by personnel of Magsaysay Municipality, Concepcion, Calintaan, Occidental Mindoro.

For your information and record.


ERNESTO E. TAÑADA



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

JAN 17 2023

MEMORANDUM

FOR : The Regional Executive Director
1515 DENR By The Bay Building, Roxas Boulevard,
Barangay 668, Ermita, Manila

THRU : The OIC-PENR Officer
Mamburao, Occidental Mindoro

FROM : The CENR Officer

SUBJECT : RESOLUTION NO. 2022-065

Respectfully submitted is the Resolution No. 2022-065 as a result of administrative adjudication on the apprehended two (2) units of chainsaw and one hundred sixty four (164) pcs. Gmelina lumber with different dimensions having a total volume of 1,240.17 bdft. at Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro by personnel of Magsaysay Municipal Police on October 21, 2022.

For your information and record.


EFREN L. DELOS REYES 

RECORDS	
RECEIVED BY:	
DATE:	1/25
TIME:	
RELEASED BY:	
DATE:	
TIME:	

Brgy. Labangan, San Jose, Occidental Mindoro
Tel. Number (043) 457-0236 / (043) 742-6627
Email: cenrosanjose@denr.gov.ph

Republic of the Philippines
Department of Environment and Natural Resources
CENRO SAN JOSE
Address: Labangan, San Jose, Occidental Mindoro

APPREHENSION RECEIPT

CENRO Control No.: 2022-F466
E-FMS No: 2022-175110-F466

This APPREHENSION RECEIPT is issued to -

Name	Address	Civil Status	Age	Participation	Status of the Person
Ronnie Martinez a.k.a "Boyang"	So. Bamban, Brgy. Nicolas, Magsaysay, Occ. Mindoro			operator	
Samuel G. Cuden	So. Tagumpay, Brgy. Mapaya, San Jose, Occ. Mindoro			owner	
Jesus Flores	So. Tagumpay, Brgy. Mapaya, San Jose, Occ. Mindoro			operator	

pursuant to the provision of P.D. 705 as amended by E.O. No. 277 and DENR Administrative Order No. 97-32 Series of 1997 for the following Forest Products, Conveyances, Machinery/Equipment, Tool and Implements that have been apprehended, to wit:

1. Forest Products:

MAJOR FOREST PRODUCTS									
Kind	Item:	Sourc e/ Origi n of Forest Produ cts	Species Grouping	Species	Pieces	Volume/Unit of Measurement	Estimated Value	Impound ing Area	Custod ian
lum ber			Lesser Used Species	Gmelina	26	2x3x12=156.00	7,020.00		
					13	2x5x10=108.33	4,875.00		
					2	2x6x9=18.00	810.00		
					2	2x7x8=18.67	840.00		
					3	2x10x8=40.00	1,800.00		
					6	2x6x7=42.00	1,890.00		
					21	2x6x6=126.00	5,670.00		
					12	2x7x7=98.00	4,410.00		
					1	2x7x6=7.00	315.00		
					3	2x8x6=24.00	1,080.00		
					8	2x5x6=40.00	1,800.00		
					4	5x6x10=100.00	4,500.00		
					1	4x5x8=13..	600.00		
					1	3x6x8=12.00	540.00		
					2	6x6x7=42.00	1,890.00		
					1	6x7x7=24.50	1,102.50		
					2	4x5x7=23.33	1,050.00		
					1	4x5x6=10.00	450.00		

lum ber			Lesser Used Species	Gmelina	1	5x5x6=12.50	562.50		
					1	5x6x8=20.00	900.00		
					16	1x5x7=46.67	2,100.00		
					14	1x5x8=46.67	2,100.00		
					4	2x4x7=18.67	840.00		
					3	2x5x6=15.00	675.00		
					5	2x8x8=53.33	2,400.00		
					1	5x6x6=15.00	675.00		
					1	4x4x4=5.33	240.00		
					2	4x6x8=32.00	1,440.00		
					1	6x6x7=21.00	945.00		
					5	4x5x4=33.33	1,500.00		
					1	5x6x7=17.50	787.50		
					164	1,240.17	55,807.50		
Total									

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
N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
			Estimated Value:					

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

Equipment Involved					
Type	Quantity	Details	Impounding Area	Custodian	Estimated Value
chainsaw	1	STIHL without Serial #	MPS Magsaysay		Php 15,000.00
chainsaw	1	STIHL with Serial # 13255721 (Nancy Llavares)	MPS Magsaysay		Php 15,000.00

Implements Involved	
Type	Quantity
N/A	N/A

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

APPREHENSION						
Date and Time of Apprehension	Place of Apprehension				Apprehending Officer	Factual Legal Basis for Apprehension
	Province	City/Municipality	Barangay	Sitio		
Oct. 21, 2022	OCC. MINDORO	MAGSAYSAY	STA. TERESA	N/A	MPS MAGSAYSAY	Sec. 7, par. 1 of RA 9175 and PD 705 as amended

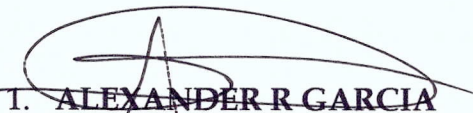
Is/are hereby declare under apprehension on the following FACTUAL reasons:

- _____
- _____

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

Done this 21st day of October, year 2022 at Magsaysay, Occ. Mindoro.

APPREHENDING OFFICER
(Signature over Printed Name)


1. ~~ALEXANDER R. GARCIA~~
Position: PCMS
Address: MPS Magsaysay

2. _____
Position: _____
Address: _____

3. _____
Position: _____
Address: _____

WITNESSES:

OWNER/CLAIMNANT/REPRESENTATIVE/DRIVER
(Signature over Printed Name)

1. RONNIE MARTINEZ
Position: _____
Address: Brgy. Nicolas,
Magsaysay, Occ. Mindoro

3. JESUS FLORES
Position: _____
Address Brgy. Mapaya,
San Jose, Occ. Mindoro

2. SAMUEL G. CUDEN
Position: _____
Address: Brgy. Mapaya,
San Jose, Occ. Mindoro

4. _____
Position: _____
Address: _____

Copy Received by:

Signature over Printed Name

Date/Time

Remarks:

_____.

Republic of the Philippines
Department of Environment and Natural Resources
CENRO SAN JOSE
Address : Labangan San Jose, Occidental Mindoro

SEIZURE ORDER

CENRO Control No.: 2021-F466
E-FMS No: 2021-F175110-F466

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

FACTS

1. Forest Products:

MAJOR FOREST PRODUCTS									
Kind	Item	Source/ Origin of Forest Products	Species Grouping	Species	Pieces	Volume/Unit of Measurement	Estimated Value	Impounding Area	Custodian
Lumber			Lesser Used Species	Gmelina	26	2x3x12=156.00	7,020.00		LMO III Rhodora A. Garcia
					13	2x5x10=108.33	4,875.00		
					2	2x6x9=18.00	810.00		
					2	2x7x8=18.67	840.00		
					3	2x10x8=40.00	1,800.00		
					6	2x6x7=42.00	1,890.00		
					21	2x6x6=126.00	5,670.00		
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					8	2x5x6=40.00	1,800.00		
					4	5x6x10=100.00	4,500.00		
					1	4x5x8=13.00	600.00		
					1	3x6x8=12.00	540.00		
					2	6x6x7=42.00	1,890.00		
					1	6x7x7=24.50	1,102.50		
					2	4x5x7=23.33	1,050.00		

Lum ber			Lesser Used Species	Gmelina	1	4x5x6=10.00	450.00		LMO III Rhodora A. Garcia
					1	5x5x6=12.50	562.50		
					1	5x6x8=20.00	900.00		
					16	1x5x7=46.67	2,100.00		
					14	1x5x8=46.67	2,100.00		
					4	2x4x7=18.67	840.00		
					3	2x5x6=15.00	675.00		
					5	2x8x8=53.33	2,400.00		
					1	5x6x6=15.00	675.00		
					1	4x4x4=5.33	240.00		
					2	4x6x8=32.00	1,440.00		
					1	6x6x7=21.00	945.00		
					5	4x5x4=33.33	1,500.00		
					1	5x6x7=17.50	787.50		
Total:					164	1,240.17	55,807.50		

Minor forest products				
Kind	Unit of Measur ement	No. of Units	Estimated Value	Custodian
N/A	N/A	N/A	N/A	N/A

Conveyance Involved					
Type	Make/ Model/ Year	Plate No.	Color/Markings	CR No.	OR No.
N/A	N/A	N/A	N/A	N/A	N/A

Conveyance Involved (Additional Details)				
Engine No.	Chassis No.	Accessories	Estimated Market Value	Custodian*
N/A	N/A	N/A	N/A	N/A

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

If Animal					
Kind	Quantity	Gender	Age (Adult/Young)	Color	Custodian
N/A	N/A	N/A	N/A	N/A	N/A

Equipment Involved				
Type	Quantity	Details	Estimated Value	Custodian
chainsaw	1	STIHL without Serial #	MPS Magsaysay	
chainsaw	1	STIHL with Serial # 13255721 (Nancy Llevares)	MPS Magsaysay	

Implements Involved			
Type	Quantity	Details	Custodian
N/A	N/A	N/A	N/A

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

Name	Address	Civil Status	Age	Participation	Status of the Person
Ronnie Martinez a.k.a "Boyang"	So. Bamban, Brgy. Nicolas, Magsaysay, Occ. Mindoro			operator	
Samuel G. Cuden	So. Tagumpay, Brgy. Mapaya, San Jose, Occ. Mindoro			owner	
Jesus Flores	So. Tagumpay, Brgy. Mapaya, San Jose, Occ. Mindoro			operator	

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

SEIZURE						
Date and Time of Seizure	Place of Seizure				Seizing Officer	Legal Basis for Seizure
	Province	City/Municipality	Barangay	Sitio		
Oct. 21, 2022	OCC. MINDORO	SAN JOSE	LABANGAN	N/A	Rhodora A. Garcia	RA 9175/ PD 705

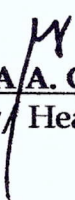
Examination Conducted by Seizure Officer:

Persons Examined	Date	Time	Place
Apprehending Officer			
Witnesses			

After thorough evaluation of the Apprehension Report dated October 21, 2022 and all relevant documents submitted, and after examining personally the apprehending officers and witnesses of the apprehension about the violation committed, it was determined that there is prima facie evidence that existing laws and DENR regulations have been violated and that the offender is probably guilty thereof.

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

So ordered this 21st day of October, 2022 at Brgy. Labangan, San Jose, Occidental Mindoro.


RHODORA A. GARCIA
Seizure Officer / Hearing Officer



RE: APPREHENSION OF TWO (2) UNITS OF CHAINSAW (ONE (1) STIHL BRAND WITHOUT SERIAL NUMBER, ONE (1) STIHL BRAND WITH SERIAL NUMBER 1325527121) AND ONE HUNDRED SIXTY FOUR (164) PCS. OF GMELINA LUMBER WITH DIFFERENT DIMENSIONS HAVING AN AGGREGATE VOLUME OF 1,240.17 BD.FT AT BRGY. STA. TERESA, MAGSAYSAY OCCIDENTAL MINDORO ON OCTOBER 21, 2022 BY THE PERSONNEL OF MAGSAYSAY MUNICIPAL POLICE

X-----X

RESOLUTION NO. 2022-065

This pertains to the apprehension of two (2) units of chainsaw (one (1) STIHL brand without Serial Number, One (1) STIHL brand with Serial Number 1325527121) and One Hundred Sixty four (164) pcs. of Gmelina lumber with different dimensions having an aggregate volume of 1,240.17 bdft at Brgy. Sta. Teresa, Magsaysay Occidental Mindoro on October 21, 2022, at around 12:45 in the afternoon by the Personnel Magsaysay Municipal Police Station.

The facts of the subject case are as follows, to wit:

1. That, on around 1:35 in the afternoon of October 21, 2022, EMS Staff received a call from Magsaysay Municipal Police Station that they have apprehended two (2) units of STIHL chainsaw and One Hundred Sixty four (164) pcs. of Gmelina lumber with different dimensions having an aggregate volume of 1,240.17 bdft and believed to be illegally cut within the vicinity of Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro;
2. That, on the same date EMS Staff proceeded to the Magsaysay Municipal Police Station to verify the apprehended chainsaws. It was found out that one (1) unit of STIHL chainsaw which was operated by a certain Mr. Ronnie Martinez and Mr. Samuel Cuden (at large) has no serial number. The perpetrators presented a photocopy of Certificate of Registration No. 2022-08 bearing an engine Serial No. 157441555 in the name of Mr. Antonio Guinto Jr. of Brgy. Tagumpay, Mapaya, San Jose, Occidental Mindoro that was believed to be falsified.
3. That, based on the verification at the DENR-CENRO records, Certificate of Chainsaw Registration No. 2022-08 bearing an Engine No. 157441555 issued on February 3, 2022 to Mr. Antonio Q. Guinto Jr. has no record/does not exist;

4. That, the other one (1) unit of STIHL chainsaw with a Serial Number 1325527121 which was believed to be tampered and operated by a certain Mr. Jesus R. Flores. The perpetrator presented a photocopy of Certificate of Chainsaw Registration No. 2016-13 which was issued to Ms. Nancy Llevares of Brgy. Alacaak, Sta. Cruz, Occidental Mindoro on April 13, 2021 at DENR-CENRO Sablayan;
5. That the two (2) units of Chainsaw were apprehended and turned-over to the DENR-CENRO San Jose for proper safekeeping and documentation;
6. That, EMS Staff together with the Magsaysay Municipal Police proceeded to the cutting area. It was found out that there were lumbers that were stocked piled in the area and believed to be illegally harvested, cut and manufactured;
7. That, based on verification and map projection the said cutting area/site falls within the Forest Land/Timber Land as per Land Classification Map No. 600 certified on June 9, 1926
8. That, based on the actual scaling there were One Hundred Sixty four (164) pcs. of Gmelina lumber with different dimensions having an aggregate volume of 1,240.17 bdft. was apprehended and hauled at the Magsaysay Municipal Police Station for temporary custody and safe keeping purposes.
9. That, a letter dated November 7, 2022 was sent to CENRO Anastacio A. Santos to verify the legality of the issued Certificate of Chainsaw Registration. Based on the Memorandum dated December 2, 2022
10. That a corresponding Apprehension Receipt with CENRO Control No, 2022-F465 was issued by the apprehending Officer PCMS Alexander R. Garcia of Magsaysay Municipal Police Station for the Two (2) units of chainsaws and One Hundred Sixty four (164) pieces of Gmelina lumber;
11. That, a Seizure Order with CENRO Control Number 2022-F465 was issued by the Seizure Officer, RPS Chief, LMO III, Rhodora A. Garcia.
12. That, a Notice of Administrative Hearing dated November 3, 2022 was sent to Mr. Ronnie Martinez, Samuel Cuden and Jesus Flores for an administrative proceeding that was scheduled on November 7, 2022;
13. That, only Mr. Jesus Flores appeared on the scheduled date of administrative proceeding;
14. That, during the administrative proceeding Mr. Jesus Flores stated that he was the operator of a chainsaw with Serial No. 157441555 that was

registered/owned by his cousin Ms. Nancy Llevares and he was hired by a certain Mr. Bert de Lara to cut Gmelina trees within his area.

15. That, a Notice of Administrative Hearing dated November 8, 2022 was sent to Mr. Bert de Lara and Ms. Nancy Llevares inviting them for an administrative proceeding that was scheduled on November 11, 2022 .
16. That, on November 11, 2022 Mr. Bert De Lara and Ms. Nancy Llevares had appeared at DENR-CENRO San Jose for an administrative proceeding;
17. That, during the administrative hearing Mr. Bert de Lara identified himself as Mr. Gualberto De Lara and admitted that he hired and ordered Mr. Jesus Flores to cut Gmelina trees within his area for personal use;
18. That, Mr. De Lara cannot present any legal documents showing the legality of said cutting and harvesting activity. Likewise, Mr. De Lara could not present any documents/instruments/Contracts showing his rights and legality over his claimed area that falls within the forestland;
19. That, during the hearing Ms. Nancy Llevares stated that his cousin Mr. Flores borrowed the chainsaw with serial number 157441555 to be used in the cutting of trees within the area of Mr. De Lara that will be used in the repair of their house;
20. That, Ms. Llevares presented the original copy of the Certificate of Chainsaw Registration No. 2016-13 that was issued by CENRO Sablayan on April 13, 2021 and a photo copy was given to the undersigned;
21. That, a 2nd and 3rd Notices of Administrative Hearing dated November 10 and 22, 2022 respectively were sent to Mr. Samuel Cuden and Ronnie Martinez for an administrative proceeding that were scheduled November 11 and 24, 2022 however, they never appeared;

The issues to be resolved in this case are as follow;

1. Whether or not the apprehended One Hundred Sixty four (164) pieces of Gmelina lumber with different dimensions having an aggregate volume of 1,240.17 board feet be confiscated in favor of the Government;
2. Whether or not the apprehended one (1) unit of STHIL chainsaw without serial number be confiscated in favor of the Government;
3. Whether or not the apprehended one (1) unit of STHIL chainsaw with Serial Number 157441555 registered to Ms. Nancy Llevares be confiscated in favor of the Government;

4. Whether or not Mr. Gualberto De Lara is liable to the offense and subject for prosecution; and
5. Whether or not Mr. Ronnie Martinez, Samuel Cuden are guilty in falsifying a government issued document.

For the resolution of the above stated case, the provisions of the Presidential Decree No. 705, as amended by the Executive No. 277, Republic Act 7161, the Department Administrative Order (DAO) No. 97-32, the Rules for the Administrative apprehension, seizure, confiscation and disposition of illegally possessed, cut, gathered, removed or transported forest products, the machinery, equipment, tools and implements used in the connection therewith, and of the conveyances used to move or otherwise transport the same shall be observed and:

Moreover, Article 171 in relation to Article 172 of the Penal Code of the Philippines regarding the Falsification of Public documents by a private individual.

The grounds for apprehension and seizure of the forest products are valid, as the apprehended forest products is not supported with any cutting permit issued by the Office of the DENR CENRO San Jose, Occidental Mindoro.

The grounds for the apprehension and seizure of the one (1) unit of chainsaw without serial number is valid, as the apprehended chainsaw is not supported with any legal document issued by the Office of the DENR CENRO San Jose, Occidental Mindoro.

The grounds for the apprehension and seizure of the one (1) unit of STHIL chainsaw with Serial Number 157441555 registered to Ms. Nancy Llevares is valid, as the apprehended chainsaw was used in the cutting of trees without any legal document issued by the Office of the DENR CENRO San Jose, Occidental Mindoro.

Under the following Provision's to wit:

Presidential Decree No. 705, May 19, 1975, Revising Presidential Decree No. 705 otherwise Known as the Forestry Reform Code of the Philippines, as amended by Executive Order No. 277 and republic Act No. 7161, states that;

SECTION 77. Cutting, Gathering and/or collecting Timber, or other Forest Products without License. – Any person who shall cut, gather, collect, removed timber or other forest products from any forest land, or timber from alienable or disposable public land, or from private land, without any authority, or possess timber or other forest products without the legal documents as

required under existing forest laws and regulations, shall be punished with the penalties imposed under Articles 309 and 310 of the Revised Penal Code

xxx

SECTION 77-A. Administrative Authority of the Department Head or His Duly Authorized Representative to Order Confiscation. – *In all cases of violations of this Code or other forest laws, rules and regulations, the Department Head or his duly authorized representative, may order the confiscation of any forest products illegally cut, gathered, removed, or possessed or abandoned, and all conveyances used either by land, water or air in the commission of the offense and to dispose of the same in accordance with pertinent laws, regulations or policies on the matter.*

Xxx

Department Administrative Order No. 97-32

Sec. 2. Items subject to apprehension, seizure, confiscation and forfeiture.

- a. **ILLEGAL FOREST PRODUCTS** - *Any forest products(s) defined in Section 1(e) above that are removed, cut, collected, processed and/or transported: (a) without the requisite authorization or permit; or (b) with incomplete required supporting documents 1; (c) with genuine authorizations or permits and/or supporting documentation that have an expired validity, have been cancelled or that contain forged entries; or (d) with spurious (fake) authorizations, permits and/or supporting documentation. In implementing these Rules, original documents shall be required at all times to actually accompany any forest products being moved or transported to any place and for any purpose. Whenever the requisite authorization and/or supporting documentation are required to but do not actually accompany the forest products, such absence constitutes a violation covered by these Rules.*

CHAINSAW ACT (RA 9175)

Republic Act No. 9175, **AN ACT REGULATING THE OWNERSHIP, POSSESSION, SALE, IMPORTATION AND USE OF CHAIN SAWS, PENALIZING VIOLATIONS THEREOF AND FOR OTHER PURPOSES**, states that;

Section 7. Penal Provisions.

3. *Tampering of Engine Serial Number.* - Any person who is found to have defaced or tampered with the original registered engine serial number of any chain saw unit shall be punished by imprisonment of not less than one (1) month nor more than six (6) months and a fine of not less than One thousand pesos (P1,000.00) nor more than Four thousand pesos (P4,000.00).
4. *Actual Unlawful Use of Chain Saw.* - Any person who is found to be in possession of a chain saw and uses the same to cut trees and timber in forest land or elsewhere except as authorized by the Department shall be penalized with imprisonment of six (6) years and one (1) day to eight (8) years or a fine of not less than Thirty thousand pesos (P30,000.00) but not more than Fifty thousand pesos (P50,000.00) or both at the discretion of the court without prejudice to being prosecuted for a separate offense that may have been simultaneously committed. The chain saw unlawfully used shall be likewise confiscated in favor of the government.

Xxx

Department Administrative Order No. 97-32

Sec. 2. Items subject to apprehension, seizure, confiscation and forfeiture.

- b. ***MACHINERY , EQUIPMENT , TOOLS and IMPLEMENTS - used in the possession, gathering, collecting, processing and/or transporting of illegal forest products;***

xxx

DENR Administrative Order No. 2003-04 – Implementing Rules and Regulations of the Chainsaw Act of 2002 (RA NO. 9175) “An Act Regulating the Ownership, Possession, Sale, Importation and Use of Chainsaws, Penalizing Violations thereof and for other purposes.

Section 12. Penal Provisions

Paragraph 2. If the violation under this section is committed by or through the command or order of another person, partnership or corporation, the penalties herein provided shall likewise be imposed on such other person, or the responsible officer (s) in such partnership or corporation.

SECTION 14. CONFISCATION OF CHAINSAWS-

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

Penal Code of the Philippines Book 2

Article 171. *Falsification by public officer, employee or notary or ecclesiastic minister.* - The penalty of prision mayor and a fine not to exceed P5,000 pesos shall be imposed upon any public officer, employee, or notary who, taking advantage of his official position, shall falsify a document by committing any of the following acts:

1. Counterfeiting or imitating any handwriting, signature or rubric;
2. Causing it to appear that persons have participated in any act or proceeding when they did not in fact so participate;
3. Attributing to persons who have participated in an act or proceeding statements other than those in fact made by them;
4. Making untruthful statements in a narration of facts;
5. Altering true dates;
6. Making any alteration or intercalation in a genuine document which changes its meaning;
7. Issuing in an authenticated form a document purporting to be a copy of an original document when no such original exists, or including in such a copy a statement contrary to, or different from, that of the genuine original; or
8. Intercalating any instrument or note relative to the issuance thereof in a protocol, registry, or official book.

The same penalty shall be imposed upon any ecclesiastical minister who shall commit any of the offenses enumerated in the preceding paragraphs of this article, with respect to any record or document of such character that its falsification may affect the civil status of persons.

Article 172. *Falsification by private individual and use of falsified documents.* - The penalty of prision correctional in its medium and maximum periods and a fine of not more than P5,000 pesos shall be imposed upon:

1. Any private individual who shall commit any of the falsifications enumerated in the next preceding article in any public or official document or letter of exchange or any other kind of commercial document;

In relation to Article 171 of the Penal code

6. Making any alteration or intercalation in a genuine document which changes its meaning

xxx

The enumerated statements of facts, pieces of evidence and circumstances surrounding the above stated case, shows that the apprehended:

1. **ONE HUNDRED SIXTY FOUR (164) PIECES OF GMELINA LUMBER WITH DIFFERENT DIMENSIONS, WITH A TOTAL VOLUME OF 1240.17 BOARDFEET, Shall be confiscated in favour of the Government since those lumbers are product of an illegal act; and**
2. **ONE (1) UNIT OF STHIL CHAINSAW WITHOUT SERIAL NUMBER and ONE (1) UNIT OF STHIL CHAINSAW WITH SERIAL NUMBER 157441555 shall be confiscated in favor of the Government since those chainsaw were used in an illegal act.**

Based in the case at bar, the cutting of forest products without legal documents if proven is a violation of Section 77 of PD 705 as amended by Executive Order No. 277 and Republic Act 7161 thus subject to confiscation. Moreover, DENR Administrative Order 2003-04 Section 12.4, Par 2. Provided that the violation under this section is committed by or through the command or order of another person, partnership or corporation, the penalties herein provided shall likewise be imposed on such other person, or the responsible officer (s) in such partnership or corporation.

Xxx

Wherefore, pursuant to Section 77 and 77-a of PD 705 as amended, section 2 and 7 of DENR Administrative Order No. 97-32, series of 1990 and based on DAO 2022-05 (Manual of Authorities for Technical Matters), DENR Administrative Order 97-32, Sec 2, Par A, B. DENR Administrative Order No. 2003-04 Section 12 & 14 and Article 172 in relation to Article 171 of the Penal Code the following are hereby recommended:

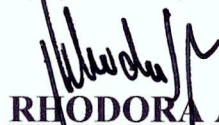
1. The apprehended **ONE HUNDRED SIXTY FOUR (164) PIECES OF GMELINA LUMBER WITH DIFFERENT DIMENSIONS, WITH A TOTAL VOLUME OF 1240.17 BOARDFEET are hereby confiscated in favor of the Government those lumbers are product of an illegal act;**
2. The apprehended **ONE (1) UNIT OF STHIL CHAINSAW WITHOUT SERIAL NUMBER and ONE (1) UNIT OF STHIL CHAINSAW WITH SERIAL NUMBER 157441555 are hereby**

confiscated in favor of the Government since those chainsaw were used in an illegal act.

3. With regards to the chainsaw operator Mr. Jesus Flores the facts and evidence presented in this case shows that there is sufficient grounds to be subject for the filing of criminal complaint in violation of Section 77 of PD 705 as amended and Section 7 paragraph 4 of RA 9175;
4. As regards to Mr. Guaberto De Lara, that he commanded the cutting activity, without legal documents a filing of criminal complaint in violation of Section 77 of PD 705 as amended and Section 7 paragraph 4 of RA 9175 shall be made against him;
5. As to the Chainsaw operators Mr. Ronnie Martinez, Samuel Cuden Notices of Administrative Proceedings were sent to them but did not appear or submit any affidavit, there is a probable cause that the respondents committed a violation of Section 77 of PD 705 as amended, Section 7 paragraph 4 of RA 9175 and Article 172 in relation to Article 171 of the Penal Code therefore a criminal complaint should be filed. As they willfully and feloniously involved in showing an authenticated form a document purporting to be a copy of an original document when no such original exists, or including in such a copy a statement contrary to, or different from, that of the genuine original.

Issued this _____ day of NOV 28 2022 at DENR-CENRO San Jose, Occidental Mindoro.

Prepared By:



RHODORA A. GARCIA

LMO III

Hearing Officer

Noted By:



EFREN L. DELOS REYES

CENR Officer

KATITIKAN NG ADMINISTRATIBONG PAGDINIG TUNGKOL SA PAGKAHULI NG ISANG UNIT NG CHAINSAW STIHL NA MAY SERIAL NUMBER 132552721 NA GINANAP SA OPISINA NG DENR-SAN JOSE OCCIDENTAL MINDORO NOONG IKA-11 NG NOBYEMBRE, 2022, ALAS 10:00 NG UMAGA SA PAGLABAG SA RA 9175

Mga Dumalo:

- | | | |
|-------------------------|---|------------------------|
| 1. Gualberto Delara | - | Katugon |
| 2. Nancy Llevares | - | may-ari ng chainsaw |
| 3. Rhodora A. Garcia | - | Hearing Officer |
| 4. Augreth S. Saligumba | - | Forester I/ Chief, EMS |
| 5. Maryjean M. Barolo | - | Stenographer |

Hearing Officer: Itong administratibong pagdinig ay tungkol sa pagkahuli ng isang unit ng chainsaw STIHL na may Serial Number 132552721 Sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro noong ika-21 ng Oktobre, 2022 ganap na 5:10 ng hapon ng mga tauhan ng MPS Magsaysay.

Sa katugon, ipinapaalam po namin sa inyo na kayo po ay nasa ilalim ng administratibong pagdinig ayon sa DAO No. 97-32. Pumunta at humarap kayo sa pagdinig na ito na walang kasamang abogado o tagapagsalita para sa inyo. May karapatan kayo na kumuha ng abogado at meron kayong makukuhang abogado na nagbibigay ng libreng serbisyo. May karapatan din kayo na magsawalang kibo at ang bawat salita na inyong sasabihin ay pwedeng gagamitin laban sa inyo.

Hearing Officer: G. Gualberto Delara, handa ka bang sumagot sa aking mga tanong o magbigay ng iyong malayang salaysay kahit wala kang kasamang abogado na magsasalita para sa iyo.

Gualberto Delara: Opo.

Hearing Officer: G. Gualberto Delara, pwede po ba kayong tumayo?

Hearing Officer: G. Gualberto Delara, ikaw ba ay magsasabi ng buong katotohanan at pawang katotohanan lamang sa pagsisiyasat na ito?

Gualberto Delara: Opo.

Hearing Officer: Pwede po ba ninyong sabihin ang iyong pangalan, edad, tirahan, trabaho at iba pang pagkakakilanlan?

Gualberto Delara: Ako po si Gualberto Delara, may asawa, 47 taong gulang, nakatira sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro at isang utility worker sa Sta. Teresa Elementary School.

Hearing Officer: Noong ika-7 ng Nobyembre, 2022 nagkaroon po kami ng Administratibong Pagdinig dito sa opisina nong operator ng chainsaw na si G. Jesus Flores at kanyang nabanggit na kayo ang nag-utos sa kanya na magtistis sa area.

Gualberto Delara: Opo, may katotohanan po iyon dahil kelangan po namin ng nanay ko nang kahoy para magpagawa ng bahay dahil ito ay pansarili lamang at sariling tanim namin.

Hearing Officer: May kaukulang permit ka ba sa pagpaputol ng kahoy?

Gualberto Delara: Wala po.

Hearing Officer: Alam mo ba na bawal magputol ng kahoy na walang dokumento?

Gualberto Delara: Hindi po.

Hearing Officer: May kaukulang dokumento po ba kayo na nagpapatunay na sa inyo ang lupa?

Gualberto Delara: Wala po, position paper lamang ang aking pinanghahawakan.

Hearing Officer: G. Gualberto Delara, meron ka pa bang gusto sasabihin o baguhin sa iyong salaysay?

Gualberto Delara: Wala na po.

Hearing Officer: Maraming salamat po Mr. Gualberto Delara.

Hearing Officer: Maraming salamat. Dahil wala na pong katanungan dito po nagtatapos ang ating administratibong pagdinig sa ganap ng 10:48 ng umaga ng ika-11 ng Nobyembre, 2022.

Salaysay ni Mrs. Nancy Llevares (may-ari ng chainsaw)

Hearing Officer: G. Nancy Llevares, handa ka bang sumagot sa aking mga tanong o magbigay ng iyong malayang salaysay kahit wala kang kasamang abogado na magsasalita para sa iyo.

Nancy Llevares: Opo.

Hearing Officer: Gng. Nancy Llevares, pwede po ba kayong tumayo?

Hearing Officer: Gng. Nancy Llevares, ikaw ba ay magsasabi ng buong katotohanan at pawang katotohanan lamang sa pagsisiyasat na ito?

Nancy Llevares: Opo.

Hearing Officer: Pwede po ba ninyong sabihin ang iyong pangalan, edad, tirahan, trabaho at iba pang pagkakakilanlan?

Nancy Llevares: Ako po si Nancy Llevares, may asawa, 56 taong gulang, nakatira sa Sta. Cruz, Occidental Mindoro at isang magsasaka

Hearing Officer: Noong ika-7 ng Nobyembre, 2022 nagkaroon po kami ng Administratbing Pagdinig dito sa opisina nong operator ng chainsaw na si G. Jesus Flores at kanyang nabanggit na kayo ang may-ari ng chainsaw. Kayo po ba ang may-ari ng chainsaw?

Nancy Llevares: Opo, sa akin nga po iyan.

Hearing Officer: Alam mo po ba na ginagamit ni Mr. Flores ang iyong chainsaw?

Nancy Llevares: Ang pagkakaalam ko po hiniram sa akin ng pinsan ko at gagamitin sa pagpaparepair ng bahay, ako ay nabigla at ito daw ay nagamit sa iba at ito ay nahuli.

Hearing Officer: Tinanong mo ba si Mr. Flores na ang kanyang lalagariin na puno ay may cutting permit ?

Nancy Llevares: Hindi ko na po natanong at ako nga ay malayo sa kanila at mahirap ang Signal sa lugar namin. Sya ay inutusan ni Mr. Delara na chainsaw-hin ang puno ng Gmelina sa area nya.

Hearing Officer: Pwede ko bang makita ang orihinal na kopya ng iyong chainsaw registration dahil Xerox copy lamang ang prinesent ni Mr. Flores noong ito ay nahuli ng mga pulis?

Nancy Llevares: Meron po.

(presented the original copy)

Hearing Officer: Gng. Nancy Llevares, meron ka pa bang gusto sasabihin o baguhin sa iyong salaysay?

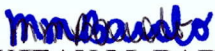
Nancy Llevares: Wala na po.

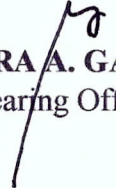
Hearing Officer: Maraming salamat po Gng. Nancy Llevares

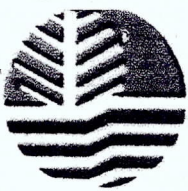
Hearing Officer: Maraming salamat. Dahil wala na pong katanungan dito po nagtatapos ang ating administratibong pagdinig sa ganap ng 10:30 ng umaga ng ika-11 ng Nobyembre, 2022.

Prepared by:

Noted by:


MARYJEAN M. BAROLO
Stenographer

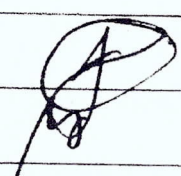
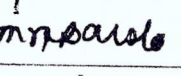
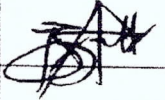

RHODORA A. GARCIA
Hearing Officer



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

ATTENDANCE
November 7, 2022

ADMINISTRATIVE HEARING FOR THE APPREHENSION OF ONE (1) UNIT
CHAINSAW STIHL WITH SERIAL NUMBER 13255721 APPREHENDED BY MPS
MAGSAYSAY PERSONNEL AT STA. TERESA, MAGSAYSAY, OCCIDENTAL
MINDORO ON OCTOBER 21, 2022.

NAME	ADDRESS	GEN DER	A G E	PARTICIPATION	SIGNATURE
JESUS R. FLORES	Mapaya II	M	40	RESPONDENT	
RHODORA A. GARCIA	DENR-CENRO	F	60	HEARING OFFICER	
MARXJEAN M. BAROLO	DENR-CENRO	F	43	STENOGRAPHER	m. barolo
ANGELITH S. SALIWABA	DENR-CENRO	F	29	CHIEF, EMS	



ATTENDANCE
November 11, 2022

ADMINISTRATIVE HEARING FOR THE APPREHENSION OF ONE (1) UNIT CHAINSAW STIHL WITH SERIAL NUMBER 13255721 APPREHENDED BY MPS MAGSAYSAY AT BRGY. STA. TERES, MAGSAYSAY, OCCIDENTAL MINDORO ON OCTOBER 21, 2022.

NAME	ADDRESS	GEN DER	A G E	PARTICIPATION	SIGNATURE
GUINALBERTO DE LARA	STA. TERESA	M	47	RESPONDENT	
RHODORA A. GARCIA	DENR	F	60	HEARING OFFICER	
AUGRETH S. SALIGUMBAN	DENR	F	29	CHIEF; EMS	
MARXJEAN M. BAROW	DENR	F	43	STENOGRAPHER	
DADAY LLEVAROS	STA. CRUZ, OCC. MDO	F	56	CHAINSAW OWNER	Llevaros



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

NOV 07 2022

ANASTACIO A. SANTOS
CENR Officer
DENR CENRO Sablayan, Occidental Mindoro

Dear CENRO Santos,

Isang maka-KALIKASANG pagbati po sa inyo!

This is in connection to the apprehended one (1) unit STIHL Brand chainsaw bearing serial number 132557214 by the personnel of this Office together with the elements of Magsaysay Municipal Police Station, Occidental Mindoro on October 21, 2022 at Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro.

Please be informed that based on the presented photocopy of documents it was found out to be registered from your good office in the name of Ms. Nancy Llevares of Brgy. Alacaak, Sta. Cruz, Occidental Mindoro. However, the said apprehension was effected on the failure of the operator to present authenticated copy of the Certificate of Registration and that the required sticker does not appear on the said chainsaw pursuant **Sec 10 Par 4 of Department Administration Order (DAO) 2003-24**. Also, the serial numbers appeared to be tampered in comparison/reference to the STIHL chainsaw that have been registered to this office that covered permit to sell from legitimate distributor.

In view thereof, and in order for us to be guided of appropriate course of action/decision, may we respectfully request a certification as to the validity and authenticity/legitimacy of registration of said chainsaw together with the stencil of the serial number of the chainsaw and authenticated copy of documents that support the registration.

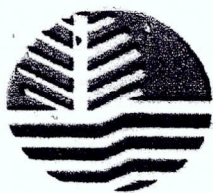
Please find attached xerox copy of the registration, terms and conditions for your further reference.

Thank you and participating for your kind understanding and favorable action.

Very Truly Yours,


EFREN L. DELOS REYES
CENR Officer

Brgy. Labangan, San Jose, Occidental Mindoro
Tel. Number (043) 457- 0236 / (043) 742-6627
Email: cenrosanJose@denr.gov.ph



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

NOV 03 2022

MR. JESUS R. FLORES

Brgy. Mapaya, San Jose, Occ. Mdo

Dear Mr. Flores,

Isang maka-KALIKASANG pagbati po sa inyo!

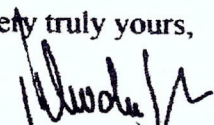
Ito ay may kaugnayan sa inyong chainsaw na nahuli ng mga kawani ng Magsaysay MPS sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro sa kadahilanan na walang maayos na dokumento na inyong maipresenta.

Base sa isinagawang pag-iimbistiga ng mga kawani ng aming tanggapan, ang lugar na inyong pinagputulan gamit ang nasabing chainsaw ay sa loob ng Forestland/timberland.

Kaugnay po nito, kayo po ay aming iniimbitahan sa isang Adminastribong pagdinig alinsunod sa DAO 97-32 sa ika-7 ng Nobyembre taong kasalukuyan sa ganap na alas 10:00 ng umaga sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Registration ng inyong chainsaw at Tree Cutting Permit.

Maraming salamat atinaasahan namin ang inyong panga-unawa at konsiderasyon.

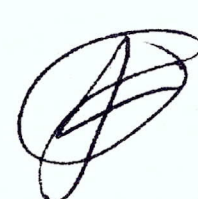
Very truly yours,


RHODORA A. GARCIA
Hearing Officer



Noted by:


NILO P. SALVADOR
DMO IV/Deputy, CENRO


JESUS FLORES



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

NOV 08 2022

MR. BERT DE LARA

Brgy. Sta. Teresa, Magsaysay, Occ. Mdo

Dear Mr. De Lara,

Isang maka-**KALIKASANG** pagbati po sa inyo!

Ito ay may kaugnayan sa chainsaw na nahuli kay G. Jesus R. Flores ng mga kawani ng Magsaysay MPS noong ika-21 ng Octubre, 2022 sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro sa kadahilanan na walang maayos na dokumento na kanilang maipresenta.

Base sa isinagawang pag-iimbistiga ng mga kawani ng aming tanggapan, ang lugar na kanilang pinagputulan gamit ang nasabing chainsaw ay sa loob ng Forestland/timberland at kayo di umano kayo ang nagutos.

Kaugnay po nito, kayo po ay aming iniimbitahan sa isang Adminastribong pagdinig alinsunod sa DAO 97-32 sa ika-11 ng Nobyembre taong kasalukuyan sa ganap na alas 10:00 ng umaga sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Tree Cutting Permit.

Maraming salamat atinaasahan namin ang inyong panga-unawa at konsiderasyon.

Very truly yours,

RHODORA A. GARCIA
Hearing Officer

Noted by:

NILO P. SALVADOR
DMO IV/ Deputy CENRO

Brgy. Labangan, San Jose, Occidental Mindoro
Tel. Number (043) 457- 0236 / (043) 742-6627
Email: cenrosanJose@denr.gov.ph



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

NOV 08 2022

MRS. NANCY LLEVARES

Brgy. Alacaak, Sta. Cruz, Occ. Mdo

Dear Mrs. Llevares,

Isang maka-KALIKASANG pagbati po sa inyo!

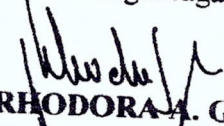
Ito ay may kaugnayan sa nakarehistrong chainsaw sa inyo na may serial number 13255214 na nahuli kay G. Jesus R. Flores ng mga kawani ng Magsaysay MPS noong ika-21 ng Oktubre, 2022 sa kadahilanan na walang maayos na dokumento na imaipresenta at gamit sa pagputol/paglagare ng mga punong kahoy na walang kaukulang Cutting Permit sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro.

Base sa isinagawang pag-iimbistiga ng mga kawani ng aming tanggapan bukod sa walang kaukulang Tree Cutting Permit, ang lugar na pinagputulan ni Ginoong Jesus R. Flores ay sa loob ng Forestland/timberland.

Kaugnay po nito, kayo po ay aming iniimbitahan sa isang Adminastribong pagdinig alinsunod sa DAO 97-32 sa ika- 11ng Nobyembre taong kasalukuyan sa ganap na alas 10:00 ng umaga sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Registration ng inyong chainsaw at Tree Cutting Permit.

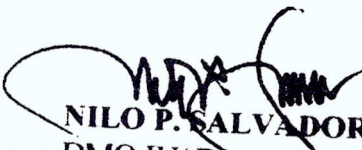
Maraming salamat at inaasahan namin ang inyong pang-unawa at konsiderasyon.

Labos na gumagalang,


RHODORA A. GARCIA
Hearing Officer

Noted by:

Nancy Llevares


NILO P. SALVADOR
DMO IV/ Deputy CENRO

Brgy. Labangan, San Jose, Occidental Mindoro
Tel. Number (043) 457- 0236 / (043) 742-6627
Email:



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

NOV 03 2022

MR. RONNIE MARTINEZ

Brgy. Nicolas Magsaysay, Occ. Mdo

Dear Mr. Martinez,

Isang maka-KALIKASANG pagbati po sa inyo!

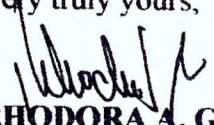
Ito ay may kaugnayan sa inyong chainsaw na nahuli ng mga kawani ng Magsaysay MPS sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro sa kadahilanan na walang maayos na dokumento na inyong maipresenta.

Base sa isinagawang pag-iimbistiga ng mga kawani ng aming tanggapan, ang lugar na inyong pinagputulan gamit ang nasabing chainsaw ay sa loob ng Forestland/timberland.

Kaugnay po nito, kayo po ay aming iniimbitahan sa isang Adminastribong pagdinig alinsunod sa DAO 97-32 sa ika-7 ng Nobyembre taong kasalukuyan sa ganap na alas 10:00 ng umaga sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Registration ng inyong chainsaw at Tree Cutting Permit.

Maraming salamat atinaasahan namin ang inyong panga-unawa at konsiderasyon.

Very truly yours,


RHODORA A. GARCIA
Hearing Officer

Noted by:


NILO P. SALVADOR
DMO IV/Deputy, CENRO


RHODORA A. GARCIA
MCH MPS
NOV. 3, 2022



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

NOV 03 2022

MR. JOSE A. NORELLA, JR.
Brgy. Caguray, Magsaysay, Occ. Mdo

Dear Mr. Norella,

Isang maka-KALIKASANG pagbati po sa inyo!

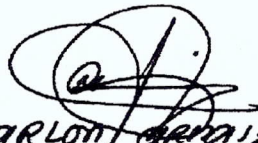
This has reference to the apprehension of two (2) chainsaw operated by Mr. Jesus R. Flores with Serial No. 132557214 (tampered) and Mr. Ronnie Martinez a.k.a Boyang without serial number was used in cutting Gmelina trees on their knowledge belief that is covered by Private Tree Plantation Registration (PTPR) in your name located at Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro.

That, further verification founded that the cutting area is duly outside your titled property covered by PTPR No. CSJ-2022-038 issued by this Office. Likewise, based on the projection was also found out it is within the forestland.

In this connection please be advised to temporarily suspend/stop your cutting operation while further investigation is being undertaken. Likewise, may we respectfully invite you for a technical conference on November 7, 2022 at around 1:00 in the afternoon to be held in this office.

Thank you and we are anticipating your kind understanding and cooperation.

Very truly yours,


MARLON *11-13-2022*
Executive Secretary


NILO P. SALVADOR
DMO IV/Deputy CENRO
In-Charge, Office of the CENRO





November 10, 2022

2nd NOTICE OF ADMINISTRATIVE HEARING

MR. RONNIE MARTINEZ

Brgy. Nicolas,
Magsaysay, Occidental Mindoro

Ginoong Martinez,

Isang maka-KALIKASANG pagbati!

Ito po ay may kaugnayan sa inyong chainsaw na nahuli ng mga tauhan ng Magsaysay MPS sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro sa kadahilanan na walang maayos na dokumento na inyong maipresenta.

Base sa isinagawang pag-iimbestiga ng mga kawani ng aming tanggapan, ang lugar na inyong pinagputulan gamit ang nasabing chainsaw ay sa loob ng Forestland/ Timberland.

Kaugnay po nito, kayo ay aming inaanyayahan sa isang Administratibong pagdinig alinsunod sa DAO 97-32 sa ika-11 ng Nobyembre, 2022 sa ganap na ika-1:00 ng hapon sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Registration ng inyong chainsaw at Tree Cutting Permit.

Maraming salamat po at inaasahan namin ang iyong pagdalo.

Lubos na gumagalang,

RHODORA A. GARCIA

LMO III

Hearing Officer/ Seizure Officer

Noted By:


ENGR. NILO P. SALVADOR

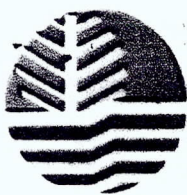
DMO IV/ Deputy, CENRO

In-Charge, Office of the CENRO

Brgy. Labangan, San Jose, Occidental Mindoro

Tel. Number (043) 457- 0236 / (043) 742-6627

Email: cenrosanjose@denr.gov.ph



November 22, 2022

3rd NOTICE OF ADMINISTRATIVE HEARING

MR. RONNIE MARTINEZ

Brgy. Nicolas,
Magsaysay, Occidental Mindoro

Ginoong Martinez,

Isang maka-KALIKASANG pagbati!

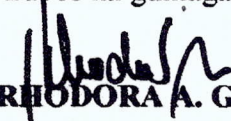
Ito po ay may kaugnayan sa inyong chainsaw na nahuli ng mga tauhan ng Magsaysay MPS sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro sa kadahilanan na walang maayos na dokumento na inyong maipresenta.

Base sa isinagawang pag-iimbestiga ng mga kawani ng aming tanggapan, ang lugar na inyong pinagputulan gamit ang nasabing chainsaw ay sa loob ng Forestland/ Timberland.

Kaugnay po nito, kayo ay aming inaanyayahan sa isang Administratibong pagdinig alinsunod sa DAO 97-32 sa ika-24 ng Nobyembre, 2022 sa ganap na ika-10:00 ng umaga sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Registration ng inyong chainsaw at Tree Cutting Permit.

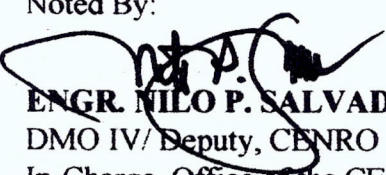
Maraming salamat po at inaasahan namin ang iyong pagdalo.

Lupos na gumagalang,


RHODORA A. GARCIA
LMO III

Hearing Officer/ Seizure Officer

Noted By:


ENGR. NILO P. SALVADOR
DMO IV/ Deputy, CENRO
In-Charge, Office of the CENRO

11-22-22 *(Signature)*

Brgy. Labangan, San Jose, Occidental Mindoro
Tel. Number (043) 457- 0236 / (043) 742-6627
Email: cenrosanjose@denr.gov.ph



November 03, 2022

NOTICE OF ADMINISTRATIVE HEARING

MR. SAMUEL CUDEN

Brgy. Nicolas,
Magsaysay, Occidental Mindoro

Ginoong Cuden,

Isang maka-KALIKASANG pagbati!

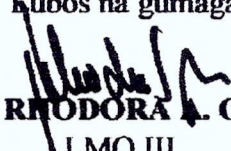
Ito po ay may kaugnayan sa inyong chainsaw na nahuli ng mga tauhan ng Magsaysay MPS sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro sa kadahilanan na walang maayos na dokumento na inyong maipresenta.

Base sa isinagawang pag-iimbestiga ng mga kawani ng aming tanggapan, ang lugar na inyong pinagputulan gamit ang nasabing chainsaw ay sa loob ng Forestland/ Timberland.

Kaugnay po nito, kayo ay aming inaanyayahan sa isang Administratibong pagdinig alinsunod sa DAO 97-32 sa ika-7 ng Nobyembre, 2022 sa ganap na ika-10:00 ng umaga sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Registration ng inyong chainsaw at Tree Cutting Permit.

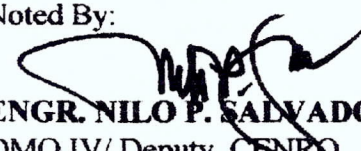
Maraming salamat po at inaasahan namin ang iyong pagdalo.

Kubos na gumagalang,


RHODORA A. GARCIA
LMO III

Hearing Officer/ Seizure Officer

Noted By:


ENGR. NILO P. SALVADOR
DMO IV/ Deputy, CENRO
In-Charge, Office of the CENRO

1-23-22



Brgy. Labangan, San Jose, Occidental Mindoro
Tel. Number (043) 457- 0236 / (043) 742-6627
Email: cenrosanosa@denr.gov.ph



November 10, 2022

2nd NOTICE OF ADMINISTRATIVE HEARING

MR. SAMUEL CUDEN

Brgy. Nicolas,
Magsaysay, Occidental Mindoro

Ginoong Cuden,

Isang maka-KALIKASANG pagbati!

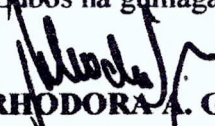
Ito po ay may kaugnayan sa inyong chainsaw na nahuli ng mga tauhan ng Magsaysay MPS sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro sa kadahilanan na walang maayos na dokumento na inyong maipresenta.

Base sa isinagawang pag-iimbestiga ng mga kawani ng aming tanggapan, ang lugar na inyong pinagputulan gamit ang nasabing chainsaw ay sa loob ng Forestland/ Timberland.

Kaugnay po nito, kayo ay aming inaanyayahan sa isang Administratibong pagdinig alinsunod sa DAO 97-32 sa ika-11 ng Nobyembre, 2022 sa ganap na ika-10:00 ng umaga sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Registration ng inyong chainsaw at Tree Cutting Permit.

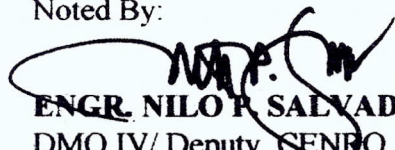
Maraming salamat po at inaasahan namin ang iyong pagdalo.

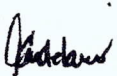
Lubos na gumagalang,


RHODORA A. GARCIA
LMO III

Hearing Officer/ Seizure Officer

Noted By:


ENGR. NILO P. SALVADOR
DMO IV/ Deputy, CENRO
In-Charge, Office of the CENRO

11-29-22 

Brgy. Labangan, San Jose, Occidental Mindoro
Tel. Number (043) 457- 0236 / (043) 742-6627
Email: cenrosanjose@denr.gov.ph



November 22, 2022

3rd NOTICE OF ADMINISTRATIVE HEARING

MR. SAMUEL CUDEN

Brgy. Nicolas,
Magsaysay, Occidental Mindoro

Ginoong Cuden,

Isang maka-KALIKASANG pagbati!

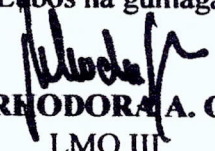
Ito po ay may kaugnayan sa inyong chainsaw na nahuli ng mga tauhan ng Magsaysay MPS sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro sa kadahilanan na walang maayos na dokumento na inyong maipresenta.

Base sa isinagawang pag-iimbestiga ng mga kawani ng aming tanggapan, ang lugar na inyong pinagputulan gamit ang nasabing chainsaw ay sa loob ng Forestland/ Timberland.

Kaugnay po nito, kayo ay aming inaanyayahan sa isang Administratibong pagdinig alinsunod sa DAO 97-32 sa ika-24 ng Nobyembre, 2022 sa ganap na ika-10:00 ng umaga sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Registration ng inyong chainsaw at Tree Cutting Permit.

Maraming salamat po at inaasahan namin ang inyong pagdalo.

Labos na gumagalang,


RHODORA A. GARCIA
LMO III

Hearing Officer/ Seizure Officer

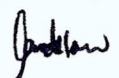
Noted By:



ENGR. NILO P. SALVADOR

DMO IV/ Deputy, CENRO

In-Charge, Office of the CENRO

1-23-22 

Brgy. Labangan, San Jose, Occidental Mindoro

Tel. Number (043) 457- 0236 / (043) 742-6627

Email: cenrosanJose@denr.gov.ph



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
So. Balud, Sto. Niño, Sablayan, Occidental Mindoro 5104
Email Add: cenro.sablayan@denr.gov.ph

CERTIFICATION OF REGISTRATION

NO. 2016-13

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

NANCY LLEVARES

(Name of Owner)

BERGY. ALACAAK, STA. CRUZ, OCCIDENTAL MINDORO

(Address)

Bearing the following information and descriptions:

USE OF CHAINSAW : To be used for cutting/clearing of trees under Titled Property, Private Plantation and for Other Legal Purposes

BRAND OF CHAINSAW : STIHL MODEL: 070

DATE ACQUISITION : SERIAL NUMBER: 132557214

HORSEPOWER :

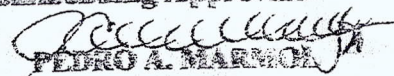
MAXIMUM LENGTH OF GUIDE BAR : 1 meter

ISSUED on April 13, 2021 at DENR-CENRO SABLAYAN, OCCIDENTAL MINDORO

EXPIRY DATE: April 13, 2023

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

Recommending Approval:


PEDRO A. MARMOL JR.
ECOMS I/Chief, Permitting Unit

Approved:


CAESAR E. QUIBREC
CENR Officer



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
So. Balud, Sto. Niño, Sablayan, Occidental Mindoro 5104
Email Add: cenrosablayan@denr.gov.ph

Permit to: **OPERATE CHAINSAW**
NO. 2016-13

Pursuant to the provisions of DENR Administrative Order No. 2003-24 Series of 2003 which provides the "Implementing Guidelines of the Chainsaw Act of 2003 (R.A. No. 9175) entitled "An act regulating the possession, ownership, sale, importation and use of chainsaw penalizing violations thereof and for other related purposes", this PERMIT to operate, Operate Chainsaw, is hereby issued to:

Name: NANCY LLEVARES

Address: BARANGAY ALACAAK, STA. CRUZ, OCCIDENTAL MINDORO

Bearing the following information and descriptions:

- Quantity : 1
- Brand : STIHL
- Model : 070
- Engine Serial No. : 132557214
- Purchase Price : Php

Purpose : To be used for cutting/clearing of trees under Titled Property.
Private Plantation and for Other Legal Purposes

Issued on: April 13, 2021 at DENR-CENRO Sablayan, Occidental Mindoro

Expiry Date : April 13, 2023

RECOMMENDING APPROVAL:

PEDRO A. MARMOL
ECOMS I/Chief, Permitting Unit

APPROVED:

CAESAR L. QUEBEC
CENR Officer

Republic of the Philippines
Department of Environment and Natural Resources
Region IV-B, MIMAROPA
Province of OCCIDENTAL MINDORO
Municipality of SAN JOSE

PERMIT TO OWN/POSSESS CHAINSAW
NO. 2022-08

Pursuant to the provision of DENR Administrative No. 2003-24 Series of 2003 which was provides the "Implementing Guidelines of Chainsaw Act of 2002 (R.A. 9175) entitled "An Act regulating the possession, ownership, sale, importation and use of chainsaws penalizing violations thereof and for other related purposes," this PERMIT to OWN/POSSESS CHAINSAW, is hereby issued to:

(State type of permit)

NAME: ANTONIO Q. GUINTO, JR.

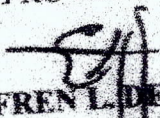
ADDRESS: SO. TAGUMPAY, BRGY. MAPAYA,
SANJOSE, OCCIDENTAL MINDORO

The following information and descriptions of the chainsaws subject of this permit are hereunder enumerated:

- Quantity One (1) unit of chainsaw
- Brand STIHL
- Model B70
- Engine Serial Number 157441555
- Country of Origin/Source
- Purchase Price/Selling Php
- Purpose Intended for cutting planted trees within the area of KAHUYANG
GUINTO CBEM Association, Inc.
- Others (Purchase Order No.)

Issued on February 3, 2022 at DENR-CENRO, SAN JOSE, OCCIDENTAL MINDORO.
Expiry Date February 3, 2024.

APPROVED:


EFREN L. DELOS REYES
Officer in-Charge

Republic of the Philippines
Department of Environment and Natural Resources
Region IV-B, MIMAROPA
Province of OCCIDENTAL MINDORO
Municipality of SAN JOSE

CERTIFICATE OF REGISTRATION
NO. 2022-08

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

ANTONIO Q. GUINTO, JR.
(Name)

SO. TAGUMPAY, BRGY. MAPAYA,
SAN JOSE, OCCIDENTAL MINDORO
(Address)

Bearing the following information and descriptions:

Use of the Chainsaw ~~intended for logging within the area of KAHUYANG~~
GUINTO CBFM Association, Inc.

Brand **STIHL**

Model **070**

Date of acquisition

Serial Number **157441555**

Horsepower **7** horsepower

Maximum Length of Guide bar **36** inches

Other

Issued on **February 3, 2022** at **DENR-CENRO, SAN JOSE, OCCIDENTAL MINDORO.**
Expiry Date **February 3, 2024.**

APPROVED:


EFREN L. DELOS REYES
Officer In-Charge

Republic of the Philippines
Department of Environment and Natural Resources
Region IV-B, MIMAROPA
Province of OCCIDENTAL MINDORO
Municipality of SAN JOSE

APPLICATION

Application No. 2022-08
Type: () NEW
(X) RENEWAL

DATE: FEBRUARY 3, 2022

OIC, EFREN L. DELOS REYES
DENR-CENRO, San Jose, Occ. Mindoro

Sir:

I / We ANTONIO Q. GUINTO, JR. with address at DRY. MAPAYA, SAN JOSE
OCCIDENTAL MINDORO and telephone no. _____ hereby applies for (Please
check appropriate box):

- (☒) Certificate of Registration of Chainsaw (renew)
- () Permit to Import Chainsaw
- () Permit to Manufacture
- () Permit to purchase, sell, re-sell, distribute or transfer of ownership of chainsaw

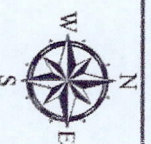
The requirements called for under my / our application are attached for your evaluation.

I/We understand that the filling of this application does not convey the authority to the undersigned to purchase, import, assemble, manufacture, sell, re-sell, distribute or use the chainsaw/s subject of application until such time that a Permit or Certificate of Registration is issued by DENR.

I / We further understand that any false statement, misinterpretation and/or misdeclaration stated herein shall be a ground for denial and /or revocation of registration without prejudice to the filing of appropriate legal action.

Very truly yours,

ANTONIO Q. GUINTO JR.
Signature over Printed Name of Applicant



LOCATION MAP SHOWING THE CUTTING AREA OF GMELINA TREES WITHIN THE FOREST LAND

LOCATED AT:

BARANGAY: STA. TERESA
MUNICIPALITY: MAGSAYSAY
PROVINCE: OCCIDENTAL MINDORO

APPROXIMATED AREA: 10.57 HECTARES

SCALE: 1:7,000



Projection: Universal Transverse Mercator - Zone 51 (N)

Datum: GCS WGS 1984



Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
Region IV-MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
San Jose, Occidental Mindoro

CERTIFICATION

This is to certify that this is the correct map showing the geotagged photos of Gmelina stumps where the appended 1,240.17 board feet were cut and slice on October 21, 2022.

Further certify that the cutting area/site falls within the Timber Land/Forest Land as per Land Classification Map No. 600 certify as such on June 9, 1926.

Prepared by:

CARL EMMANUEL A. URIETA
Forest Ranger

Reviewed by:

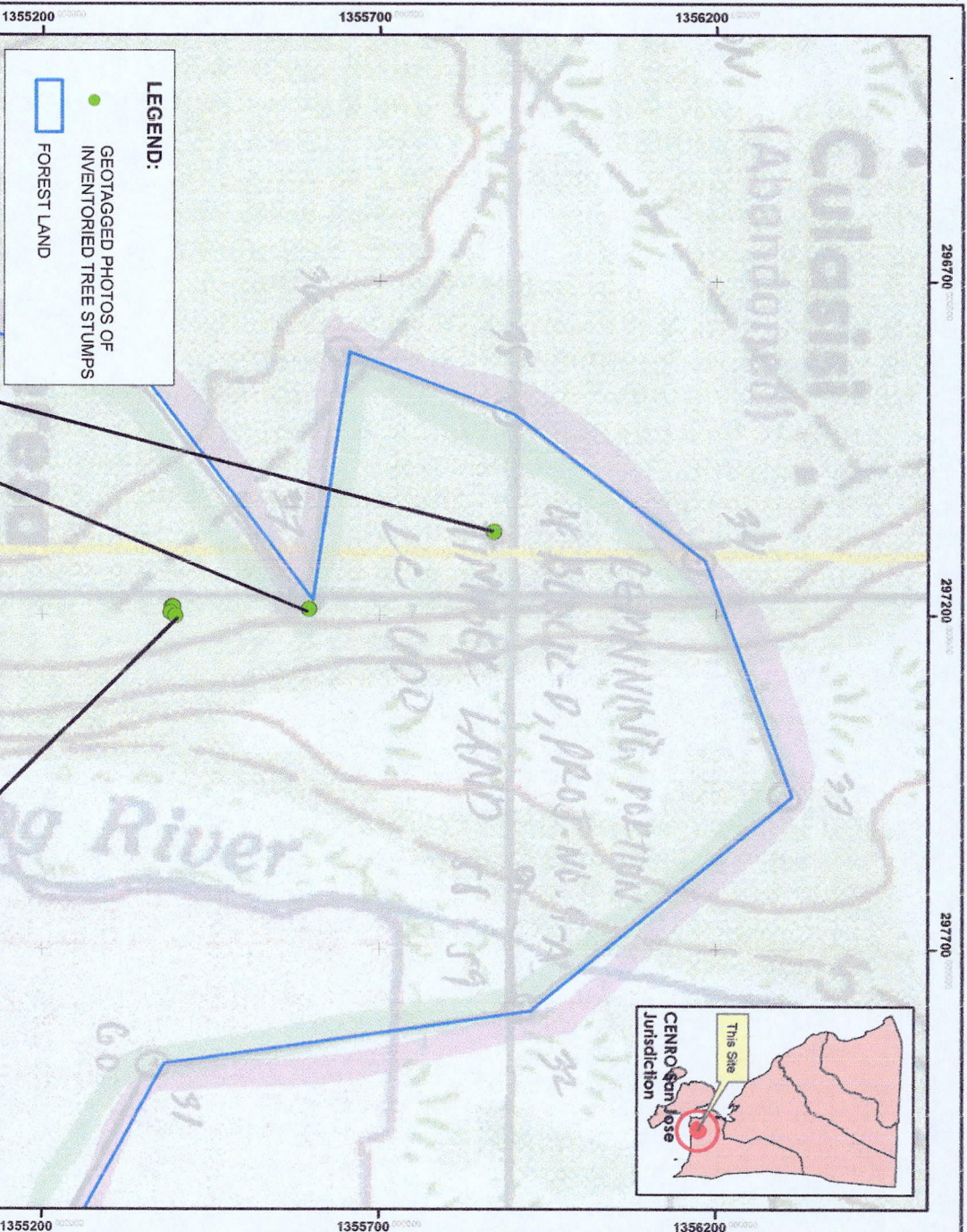
DOMINIC L. VIDAL
Forest Technician I

JIMMY D. HERRON
Forester II/CENR Unit

AUGRETH S. CAMBA
Forester

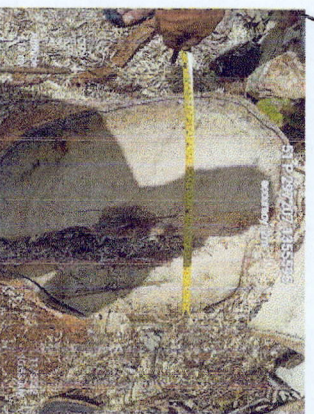
Approved by:

EFREN BILLO REYES
CENR Officer



LEGEND:

- GEOTAGGED PHOTOS OF INVENTORIED TREE STUMPS
- FOREST LAND





Republic of the Philippines
Department of Environment and Natural Resources
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
MIMAROPA Region

JAN 27 2023

MEMORANDUM

FOR : The Regional Executive Director
MIMAROPA Region
1515 DENR By the Bay Building, Roxas Blvd.
Barangay 668, Ermita, Manila

FROM : The OIC PENR Officer

SUBJECT : RESOLUTION NO. 2022-065

Respectfully forwarded is the memorandum from CENR Officer Efren L. delos Reyes dated January 17, 2023 pertaining to the result of administrative adjudication on the apprehended two (2) units of chainsaw and one hundred sixty four (164) pieces of Gmelina lumber having an aggregate volume of 1,240.17 board feet at Barangay Sta. Teresa, Magsaysay, Occidental Mindoro by personnel of Magsaysay Municipality, Concepcion, Calintaan, Occidental Mindoro.

For your information and record.


ERNESTO E. TAÑADA



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

JAN 17 2023

MEMORANDUM

FOR : The Regional Executive Director
1515 DENR By The Bay Building, Roxas Boulevard,
Barangay 668, Ermita, Manila

THRU : The OIC-PENR Officer
Mamburao, Occidental Mindoro

FROM : The CENR Officer

SUBJECT : RESOLUTION NO. 2022-065

Respectfully submitted is the Resolution No. 2022-065 as a result of administrative adjudication on the apprehended two (2) units of chainsaw and one hundred sixty four (164) pcs. Gmelina lumber with different dimensions having a total volume of 1,240.17 bdft. at Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro by personnel of Magsaysay Municipal Police on October 21, 2022.

For your information and record.


EFREN L. DELOS REYES

RECORDS	
RECEIVED BY: 	
DATE: 1/25	TIME:
RELEASED BY:	
DATE:	TIME:

Brgy. Labangan, San Jose, Occidental Mindoro
Tel. Number (043) 457-0236 / (043) 742-6627
Email: cenrosanjose@denr.gov.ph

KATITIKAN NG ADMINISTRATIBONG PAGDINIG TUNGKOL SA PAGKAHULI NG ISANG UNIT NG CHAINSAW STIHL NA MAY SERIAL NUMBER 132552721 NA GINANAP SA OPISINA NG DENR-SAN JOSE OCCIDENTAL MINDORO NOONG IKA-11 NG NOBYEMBRE, 2022, ALAS 10:00 NG UMAGA

Mga Dumalo:

- | | | |
|-------------------------|---|------------------------|
| 1. Gualberto Delara | - | Katugon |
| 2. Nancy Llevares | - | may-ari ng chainsaw |
| 3. Rhodora A. Garcia | - | Hearing Officer |
| 4. Augreth S. Saligumba | - | Forester I/ Chief, EMS |
| 5. Maryjean M. Barolo | - | Stenographer |

Hearing Officer: Itong administratibong pagdinig ay tungkol sa pagkahuli ng isang unit ng chainsaw STIHL na may Serial Number 132552721 Sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro noong ika-21 ng Oktubre , 2022 ganap na 5:10 ng hapon ng mga tauhan ng MPS Magsaysay.

Sa katugon, ipinapaalam po namin sa inyo na kayo po ay nasa ilalim ng administratibong pagdinig ayon sa DAO No. 97-32. Pumunta at humarap kayo sa pagdinig na ito na walang kasamang abogado o tagapagsalita para sa inyo. May karapatan kayo na kumuha ng abogado at meron kayong makukuhang abogado na nagbibigay ng libreng serbisyo. May karapatan din kayo na magsawalang kibo at ang bawat salita na inyong sasabihin ay pwedeng gagamitin laban sa inyo.

Hearing Officer: G. Gualberto Delara, handa ka bang sumagot sa aking mga tanong o magbigay ng iyong malayang salaysay kahit wala kang kasamang abogado na magsasalita para sa iyo.

Gualberto Delara: Opo.

Hearing Officer: G. Gualberto Delara, pwede po ba kayong tumayo?

Hearing Officer: G. Gualberto Delara, ikaw ba ay magsasabi ng buong katotohanan at pawang katotohanan lamang sa pagsisiyasat na ito?

Gualberto Delara: Opo.

Hearing Officer: Pwede po ba ninyong sabihin ang iyong pangalan, edad, tirahan, trabaho at iba pang pagkakakilanlan?

Gualberto Delara: Ako po si Gualberto Delara, may asawa, 47 taong gulang, nakatira sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro at isang utility worker sa Sta. Teresa Elementary School.

Hearing Officer: Noong ika-7 ng Nobyembre, 2022 nagkaroon po kami ng Administratibong Pagdinig dito sa opisina nong operator ng chainsaw na si G. Jesus Flores at kanyang nabanggit na kayo ang nag-utos sa kanya na magtistis sa area.

Gualberto Delara: Opo, may katotohanan po iyon dahil kelangan po namin ng nanay ko nang kahoy para magpagawa ng bahay dahil ito ay pansarili lamang at sariling tanim namin.

Hearing Officer: May kaukulang permit ka ba sa pagpapatul ng kahoy?

Gualberto Delara: Wala po.

Hearing Officer: Alam mo ba na bawal magputol ng kahoy na walang dokumento?

Gualberto Delara: Hindi po.

Hearing Officer: May kaukulang dokumento po ba kayo na nagpapatunay na sa inyo ang lupa?

Gualberto Delara: Wala po, position paper lamang ang aking pinanghahawakan.

Hearing Officer: G. Gualberto Delara, meron ka pa bang gusto sasabihin o baguhin sa iyong salaysay?

Gualberto Delara: Wala na po.

Hearing Officer: Maraming salamat po Mr. Gualberto Delara.

Hearing Officer: Maraming salamat. Dahil wala na pong katanungan dito po nagtatapos ang ating administratibong pagdinig sa ganap ng 10:48 ng umaga ng ika-11 ng Nobyembre, 2022.

Salaysay ni Mrs. Nancy Llevares (may-ari ng chainsaw)

Hearing Officer: G. Nancy Llevares, handa ka bang sumagot sa aking mga tanong o magbigay ng iyong malayang salaysay kahit wala kang kasamang abogado na magsasalita para sa iyo.

Nancy Llevares: Opo.

Hearing Officer: Gng. Nancy Llevares, pwede po ba kayong tumayo?

Hearing Officer: Gng. Nancy Llevares, ikaw ba ay magsasabi ng buong katotohanan at pawang katotohanan lamang sa pagsisiyasat na ito?

Nancy Llevares: Opo.

Hearing Officer: Pwede po ba ninyong sabihin ang iyong pangalan, edad, tirahan, trabaho at iba pang pagkakakilanlan?

Nancy Llevares: Ako po si Nancy Llevares, may asawa, 56 taong gulang, nakatira sa Sta. Cruz, Occidental Mindoro at isang magsasaka

Hearing Officer: Noong ika-7 ng Nobyembre, 2022 nagkaroon po kami ng Administratbing Pagdinig dito sa opisina nong operator ng chainsaw na si G. Jesus Flores at kanyang nabanggit na kayo ang may-ari ng chainsaw. Kayo po ba ang may-ari ng chainsaw?

Nancy Llevares: Opo, sa akin nga po iyan.

Hearing Officer: Alam mo po ba na ginagamit ni Mr. Flores ang iyong chainsaw?

Nancy Llevares: Ang pagkakaalam ko po hiniram sa akin ng pinsan ko at gagamitin sa pagpaparepair ng bahay, ako ay nabigla at ito daw ay nagamit sa iba at ito ay nahuli.

Hearing Officer: Tinanong mo ba si Mr. Flores na ang kanyang lalagariin na puno ay may cutting permit ?

Nancy Llevares: Hindi ko na po natanong at ako nga ay malayo sa kanila at mahirap ang Signal sa lugar namin. Sya ay inutusan ni Mr. Delara na chainsaw-hin ang puno ng Gmelina sa area nya.

Hearing Officer: Pwede ko bang makita ang orihinal na kopya ng iyong chainsaw registration dahil Xerox copy lamang ang prinesent ni Mr. Flores noong ito ay nahuli ng mga pulis?

Nancy Llevares: Meron po.

(presented the original copy)

Hearing Officer: Gng. Nancy Llevares, meron ka pa bang gusto sasabihin o baguhin sa iyong salaysay?

Nancy Llevares: Wala na po.

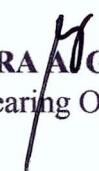
Hearing Officer: Maraming salamat po Gng. Nancy Llevares

Hearing Officer: Maraming salamat. Dahil wala na pong katanungan dito po nagtatapos ang ating administratibong pagdinig sa ganap ng 10:30 ng umaga ng ika-11 ng Nobyembre, 2022.

Prepared by:

Noted by:


MARYJEAN M. BAROLO
Stenographer


RHODORA A. GARCIA
Hearing Officer

Republic of the Philippines
Department of Environment and Natural Resources
CENRO SAN JOSE
Address: Labangan, San Jose, Occidental Mindoro

APPREHENSION RECEIPT

CENRO Control No.: 2022-F466
E-FMS No: 2022-175110-F466

This APPREHENSION RECEIPT is issued to -

Name	Address	Civil Status	Age	Participation	Status of the Person
Ronnie Martinez a.k.a "Boyang"	So. Bamban, Brgy. Nicolas, Magsaysay, Occ. Mindoro			operator	
Samuel G. Cuden	So. Tagumpay, Brgy. Mapaya, San Jose, Occ. Mindoro			owner	
Jesus Flores	So. Tagumpay, Brgy. Mapaya, San Jose, Occ. Mindoro			operator	

pursuant to the provision of P.D. 705 as amended by E.O. No. 277 and DENR Administrative Order No. 97-32 Series of 1997 for the following Forest Products, Conveyances, Machinery/Equipment, Tool and Implements that have been apprehended, to wit:

1. Forest Products:

MAJOR FOREST PRODUCTS									
Kind	Item:	Source/ Origin of Forest Products	Species Grouping	Species	Pieces	Volume/Unit of Measurement	Estimated Value	Impounding Area	Custodian
lumber			Lesser Used Species	Gmelina	26	2x3x12=156.00	7,020.00		
					13	2x5x10=108.33	4,875.00		
					2	2x6x9=18.00	810.00		
					2	2x7x8=18.67	840.00		
					3	2x10x8=40.00	1,800.00		
					6	2x6x7=42.00	1,890.00		
					21	2x6x6=126.00	5,670.00		
					12	2x7x7=98.00	4,410.00		
					1	2x7x6=7.00	315.00		
					3	2x8x6=24.00	1,080.00		
					8	2x5x6=40.00	1,800.00		
					4	5x6x10=100.00	4,500.00		
					1	4x5x8=13..	600.00		
					1	3x6x8=12.00	540.00		
					2	6x6x7=42.00	1,890.00		
					1	6x7x7=24.50	1,102.50		
					2	4x5x7=23.33	1,050.00		
					1	4x5x6=10.00	450.00		

lumber			Lesser Used Species	Gmelina	1	5x5x6=12.50	562.50		
					1	5x6x8=20.00	900.00		
					16	1x5x7=46.67	2,100.00		
					14	1x5x8=46.67	2,100.00		
					4	2x4x7=18.67	840.00		
					3	2x5x6=15.00	675.00		
					5	2x8x8=53.33	2,400.00		
					1	5x6x6=15.00	675.00		
					1	4x4x4=5.33	240.00		
					2	4x6x8=32.00	1,440.00		
					1	6x6x7=21.00	945.00		
					5	4x5x4=33.33	1,500.00		
					1	5x6x7=17.50	787.50		
					164	1,240.17	55,807.50		
Total									

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
N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A
			Estimated Value:					

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

Equipment Involved					
Type	Quantity	Details	Impounding Area	Custodian	Estimated Value
chainsaw	1	STIHL without Serial #	MPS Magsaysay		Php 15,000.00
chainsaw	1	STIHL with Serial # 13255721 (Nancy Llavares)	MPS Magsaysay		Php 15,000.00

Implements Involved	
Type	Quantity
N/A	N/A

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

APPREHENSION						
Date and Time of Apprehension	Place of Apprehension				Apprehending Officer	Factual Legal Basis for Apprehension
	Province	City/Municipality	Barangay	Sitio		
Oct. 21, 2022	OCC. MINDORO	MAGSAYSAY	STA. TERESA	N/A	MPS MAGSAYSAY	Sec. 7, par. 1 of RA 9175 and PD 705 as amended

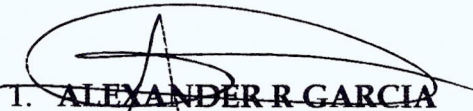
Is/are hereby declare under apprehension on the following FACTUAL reasons:

- _____
- _____

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

Done this 21st day of October, year 2022 at Magsaysay, Occ. Mindoro.

APPREHENDING OFFICER
(Signature over Printed Name)


 1. **ALEXANDER R. GARCIA**
 Position: PCMS
 Address: MPS Magsaysay

2. _____
 Position: _____
 Address: _____

3. _____
 Position: _____
 Address: _____

(Signature over Printed Name)

- Address: _____

Signature over Printed Name

Date/Time

Republic of the Philippines
Department of Environment and Natural Resources
CENRO SAN JOSE
Address : Labangan San Jose, Occidental Mindoro

SEIZURE ORDER

CENRO Control No.: 2021-F466
E-FMS No: 2021-F175110-F466

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

FACTS

1. Forest Products:

MAJOR FOREST PRODUCTS									
Kind	Item	Source/ Origin of Forest Products	Species Grouping	Species	Pieces	Volume/Unit of Measurement	Estimated Value	Impounding Area	Custodian
Lumber			Lesser Used Species	Gmelina	26	2x3x12=156.00	7,020.00		LMO III Rhodora A. Garcia
					13	2x5x10=108.33	4,875.00		
					2	2x6x9=18.00	810.00		
					2	2x7x8=18.67	840.00		
					3	2x10x8=40.00	1,800.00		
					6	2x6x7=42.00	1,890.00		
					21	2x6x6=126.00	5,670.00		
					12	2x7x7=98.00	4,410.00		
					1	2x7x6=7.00	315.00		
					3	2x8x6=24.00	1,080.00		
					8	2x5x6=40.00	1,800.00		
					4	5x6x10=100.00	4,500.00		
					1	4x5x8=13.00	600.00		
					1	3x6x8=12.00	540.00		
					2	6x6x7=42.00	1,890.00		
					1	6x7x7=24.50	1,102.50		
					2	4x5x7=23.33	1,050.00		

Lum ber			Lesser Used Species	Gmelina	1	4x5x6=10.00	450.00		LMO III Rhodora A. Garcia
					1	5x5x6=12.50	562.50		
					1	5x6x8=20.00	900.00		
					16	1x5x7=46.67	2,100.00		
					14	1x5x8=46.67	2,100.00		
					4	2x4x7=18.67	840.00		
					3	2x5x6=15.00	675.00		
					5	2x8x8=53.33	2,400.00		
					1	5x6x6=15.00	675.00		
					1	4x4x4=5.33	240.00		
					2	4x6x8=32.00	1,440.00		
					1	6x6x7=21.00	945.00		
					5	4x5x4=33.33	1,500.00		
					1	5x6x7=17.50	787.50		
Total:					164	1,240.17	55,807.50		

Minor forest products				
Kind	Unit of Measur ement	No. of Units	Estimated Value	Custodian
N/A	N/A	N/A	N/A	N/A

Conveyance Involved					
Type	Make/ Model/ Year	Plate No.	Color/Markings	CR No.	OR No.
N/A	N/A	N/A	N/A	N/A	N/A

Conveyance Involved (Additional Details)				
Engine No.	Chassis No.	Accessories	Estimated Market Value	Custodian*
N/A	N/A	N/A	N/A	N/A

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

If Animal					
Kind	Quantity	Gender	Age (Adult/Young)	Color	Custodian
N/A	N/A	N/A	N/A	N/A	N/A

Equipment Involved				
Type	Quantity	Details	Estimated Value	Custodian
chainsaw	1	STIHL without Serial #	MPS Magsaysay	
chainsaw	1	STIHL with Serial # 13255721 (Nancy Llevares)	MPS Magsaysay	

Implements Involved			
Type	Quantity	Details	Custodian
N/A	N/A	N/A	N/A

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

Name	Address	Civil Status	Age	Participation	Status of the Person
Ronnie Martinez a.k.a "Boyang"	So. Bamban, Brgy. Nicolas, Magsaysay, Occ. Mindoro			operator	
Samuel G. Cuden	So. Tagumpay, Brgy. Mapaya, San Jose, Occ. Mindoro			owner	
Jesus Flores	So. Tagumpay, Brgy. Mapaya, San Jose, Occ. Mindoro			operator	

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

SEIZURE						
Date and Time of Seizure	Place of Seizure				Seizing Officer	Legal Basis for Seizure
	Province	City/Municipality	Barangay	Sitio		
Oct. 21, 2022	OCC. MINDORO	SAN JOSE	LABANGAN	N/A	Rhodora A. Garcia	RA 9175/ PD 705

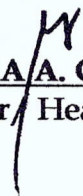
Examination Conducted by Seizure Officer:

Persons Examined	Date	Time	Place
Apprehending Officer			
Witnesses			

After thorough evaluation of the Apprehension Report dated October 21, 2022 and all relevant documents submitted, and after examining personally the apprehending officers and witnesses of the apprehension about the violation committed, it was determined that there is prima facie evidence that existing laws and DENR regulations have been violated and that the offender is probably guilty thereof.

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

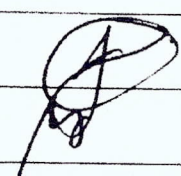
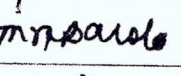
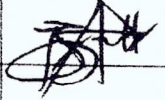
So ordered this 21st day of October, 2022 at Brgy. Labangan, San Jose, Occidental Mindoro.


RHODORA A. GARCIA
Seizure Officer / Hearing Officer



ATTENDANCE
November 7, 2022

ADMINISTRATIVE HEARING FOR THE APPREHENSION OF ONE (1) UNIT CHAINSAW STIHL WITH SERIAL NUMBER 13255721 APPREHENDED BY MPS MAGSAYSAY PERSONNEL AT STA. TERESA, MAGSAYSAY, OCCIDENTAL MINDORO ON OCTOBER 21, 2022.

NAME	ADDRESS	GEN DER	A G E	PARTICIPATION	SIGNATURE
JESUS R. FLORES	Mapaya II	M	40	RESPONDENT	
RHODORA A. GARCIA	DENR-CENRO	F	60	HEARING OFFICER	
MARXJEAN M. BAROLO	DENR-CENRO	F	43	STENOGRAPHER	mmbarolo
RIVERETH S. SALIWABA	DENR-CENRO	F	29	CHIEF, EMS	



ATTENDANCE
November 11, 2022

ADMINISTRATIVE HEARING FOR THE APPREHENSION OF ONE (1) UNIT CHAINSAW STIHL WITH SERIAL NUMBER 13255721 APPREHENDED BY MPS MAGSAYSAY AT BRGY. STA. TERES, MAGSAYSAY, OCCIDENTAL MINDORO ON OCTOBER 21, 2022.

NAME	ADDRESS	GEN DER	A G E	PARTICIPATION	SIGNATURE
GUALBERTO DE LARA	STA. TERESA	M	47	RESPONDENT	
RHODORA A. GARCIA	DENR	F	60	HEARING OFFICER	
AUGRETH S. SALIGUMBA	DENR	F	29	CHIEF, EMS	
MARJEAN M. BAROW	DENR	F	43	STENOGRAPHER	
DADAY LIEVAROS	STA. CRUZ, OCC. MDO	F	56	CHAINSAW OWNER	LIEVAROS



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

NOV 07 2022

ANASTACIO A. SANTOS
CENR Officer
DENR CENRO Sablayan, Occidental Mindoro

Dear CENRO Santos,

Isang maka-KALIKASANG pagbati po sa inyo!

This is in connection to the apprehended one (1) unit STIHL Brand chainsaw bearing serial number 132557214 by the personnel of this Office together with the elements of Magsaysay Municipal Police Station, Occidental Mindoro on October 21, 2022 at Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro.

Please be informed that based on the presented photocopy of documents it was found out to be registered from your good office in the name of Ms. Nancy Llevares of Brgy. Alacaak, Sta. Cruz, Occidental Mindoro. However, the said apprehension was effected on the failure of the operator to present authenticated copy of the Certificate of Registration and that the required sticker does not appear on the said chainsaw pursuant **Sec 10 Par 4 of Department Administration Order (DAO) 2003-24**. Also, the serial numbers appeared to be tampered in comparison/reference to the STIHL chainsaw that have been registered to this office that covered permit to sell from legitimate distributor.

In view thereof, and in order for us to be guided of appropriate course of action/decision, may we respectfully request a certification as to the validity and authenticity/legitimacy of registration of said chainsaw together with the stencil of the serial number of the chainsaw and authenticated copy of documents that support the registration.

Please find attached xerox copy of the registration, terms and conditions for your further reference.

Thank you and participating for your kind understanding and favorable action.

Very Truly Yours,


EFREN L. DELOS REYES
CENR Officer 

Brgy. Labangan, San Jose, Occidental Mindoro
Tel. Number (043) 457- 0236 / (043) 742-6627
Email: cenrosanJose@denr.gov.ph



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

NOV 03 2022

MR. JESUS R. FLORES

Brgy. Mapaya, San Jose, Occ. Mdo

Dear Mr. Flores,

Isang maka-KALIKASANG pagbati po sa inyo!

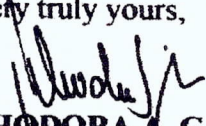
Ito ay may kaugnayan sa inyong chainsaw na nahuli ng mga kawani ng Magsaysay MPS sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro sa kadahilanan na walang maayos na dokumento na inyong maipresenta.

Base sa isinagawang pag-iimbistiga ng mga kawani ng aming tanggapan, ang lugar na inyong pinagputulan gamit ang nasabing chainsaw ay sa loob ng Forestland/timberland.

Kaugnay po nito, kayo po ay aming iniimbitahan sa isang Adminastribong pagdinig alinsunod sa DAO 97-32 sa ika-7 ng Nobyembre taong kasalukuyan sa ganap na alas 10:00 ng umaga sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Registration ng inyong chainsaw at Tree Cutting Permit.

Maraming salamat atinaasahan namin ang inyong panga-unawa at konsiderasyon.

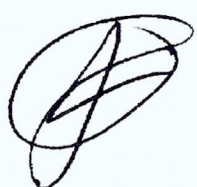
Very truly yours,


RHODORA A. GARCIA
Hearing Officer



Noted by:


NILO P. SALVADOR
DMO IV/Deputy, CENRO


JESUS FLORES



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

NOV 08 2022

MR. BERT DE LARA

Brgy. Sta. Teresa, Magsaysay, Occ. Mdo

Dear Mr. De Lara,

Isang maka-KALIKASANG pagbati po sa inyo!

Ito ay may kaugnayan sa chainsaw na nahuli kay G. Jesus R. Flores ng mga kawani ng Magsaysay MPS noong ika-21 ng Octubre, 2022 sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro sa kadahilanan na walang maayos na dokumento na kanilang maipresenta.

Base sa isinagawang pag-iimbistiga ng mga kawani ng aming tanggapan, ang lugar na kanilang pinagputulan gamit ang nasabing chainsaw ay sa loob ng Forestland/timberland at kayo di umano kayo ang nagutos.

Kaugnay po nito, kayo po ay aming iniimbitahan sa isang Adminastribong pagdinig alinsunod sa DAO 97-32 sa ika-11 ng Nobyembre taong kasalukuyan sa ganap na alas 10:00 ng umaga sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Tree Cutting Permit.

Maraming salamat atinaasahan namin ang inyong panga-unawa at konsiderasyon.

Very truly yours,

RHODORA A. GARCIA
Hearing Officer

Noted by:


NILO P. SALVADOR
DMO IV/ Deputy CENRO



Brgy. Labangan, San Jose, Occidental Mindoro
Tel. Number (043) 457- 0236 / (043) 742-6627
Email: cenrosanjose@denr.gov.ph



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

NOV 08 2022

MRS. NANCY LLEVARES
Brgy. Alacaak, Sta. Cruz, Occ. Mdo

Dear Mrs. Llevares,

Isang maka-KALIKASANG pagbati po sa inyo!

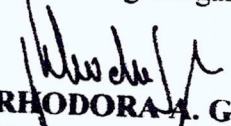
Ito ay may kaugnayan sa nakarehistrong chainsaw sa inyo na may serial number 13255214 na nahuli kay G. Jesus R. Flores ng mga kawani ng Magsaysay MPS noong ika-21 ng Oktubre, 2022 sa kadahilanan na walang maayos na dokumento na imaipresenta at gamit sa pagputol/paglagare ng mga punong kahoy na walang kaukulang Cutting Permit sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro.

Base sa isinagawang pag-iimbistiga ng mga kawani ng aming tanggapan bukod sa walang kaukulang Tree Cutting Permit, ang lugar na pinagputulan ni Ginoong Jesus R. Flores ay sa loob ng Forestland/timberland.

Kaugnay po nito, kayo po ay aming iniimbitahan sa isang Adminastribong pagdinig alinsunod sa DAO 97-32 sa ika- 11ng Nobyembre taong kasalukuyan sa ganap na alas 10:00 ng umaga sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Registration ng inyong chainsaw at Tree Cutting Permit.

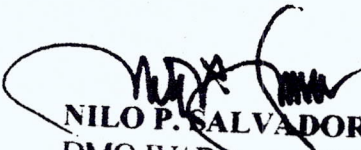
Maraming salamat at inaasahan namin ang inyong pang-unawa at konsiderasyon.

Labos na gumagalang,


RHODORA A. GARCIA
Hearing Officer

Noted by:

Nancy Llevares


NILO P. SALVADOR
DMO IV/ Deputy CENRO

Brgy. Labangan, San Jose, Occidental Mindoro
Tel. Number (043) 457- 0236 / (043) 742-6627
Email: cenro.labangan@denr.gov.ph



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

NOV 03 2022

MR. RONNIE MARTINEZ

Brgy. Nicolas Magsaysay, Occ. Mdo

Dear Mr. Martinez,

Isang maka-KALIKASANG pagbati po sa inyo!

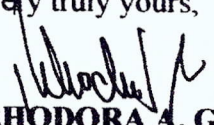
Ito ay may kaugnayan sa inyong chainsaw na nahuli ng mga kawani ng Magsaysay MPS sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro sa kadahilanan na walang maayos na dokumento na inyong maipresenta.

Base sa isinagawang pag-iimbistiga ng mga kawani ng aming tanggapan, ang lugar na inyong pinagputulan gamit ang nasabing chainsaw ay sa loob ng Forestland/timberland.

Kaugnay po nito, kayo po ay aming iniimbitahan sa isang Adminastribong pagdinig alinsunod sa DAO 97-32 sa ika-7 ng Nobyembre taong kasalukuyan sa ganap na alas 10:00 ng umaga sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Registration ng inyong chainsaw at Tree Cutting Permit.

Maraming salamat atinaasahan namin ang inyong panga-unawa at konsiderasyon.

Very truly yours,


RHODORA A. GARCIA
Hearing Officer

Noted by:


NILO P. SALVADOR
DMO IV/Deputy, CENRO


RHODORA A. GARCIA
MCH MPS
NOV. 3, 2022



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

NOV 03 2022

MR. JOSE A. NORELLA, JR.
Brgy. Caguray, Magsaysay, Occ. Mdo

Dear Mr. Norella,

Isang maka-KALIKASANG pagbati po sa inyo!

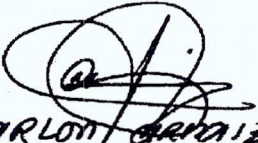
This has reference to the apprehension of two (2) chainsaw operated by Mr. Jesus R. Flores with Serial No. 132557214 (tampered) and Mr. Ronnie Martinez a.k.a Boyang without serial number was used in cutting Gmelina trees on their knowledge belief that is covered by Private Tree Plantation Registration (PTPR) in your name located at Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro.

That, further verification founded that the cutting area is duly outside your titled property covered by PTPR No. CSJ-2022-038 issued by this Office. Likewise, based on the projection was also found out it is within the forestland.

In this connection please be advised to temporarily suspend/stop your cutting operation while further investigation is being undertaken. Likewise, may we respectfully invite you for a technical conference on November 7, 2022 at around 1:00 in the afternoon to be held in this office.

Thank you and we are anticipating your kind understanding and cooperation.

Very truly yours,


MARLON *Marlon*
11-13-2022
Executive Secretary


NILO P. SALVADOR
DMO IV/Deputy CENRO
In-Charge, Office of the CENRO





November 10, 2022

2nd NOTICE OF ADMINISTRATIVE HEARING

MR. RONNIE MARTINEZ

Brgy. Nicolas,
Magsaysay, Occidental Mindoro

Ginoong Martinez,

Isang maka-KALIKASANG pagbati!

Ito po ay may kaugnayan sa inyong chainsaw na nahuli ng mga tauhan ng Magsaysay MPS sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro sa kadahilanan na walang maayos na dokumento na inyong maipresenta.

Base sa isinagawang pag-iimbestiga ng mga kawani ng aming tanggapan, ang lugar na inyong pinagputulan gamit ang nasabing chainsaw ay sa loob ng Forestland/ Timberland.

Kaugnay po nito, kayo ay aming inaanyayahan sa isang Administratibong pagdinig alinsunod sa DAO 97-32 sa ika-11 ng Nobyembre, 2022 sa ganap na ika-1:00 ng hapon sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Registration ng inyong chainsaw at Tree Cutting Permit.

Maraming salamat po at inaasahan namin ang inyong pagdalo.

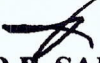
Lubos na gumagalang,

RHODORA A. GARCIA

LMO III

Hearing Officer/ Seizure Officer

Noted By:


ENGR. NILO P. SALVADOR

DMO IV/ Deputy, CENRO

In-Charge, Office of the CENRO

Brgy. Labangan, San Jose, Occidental Mindoro

Tel. Number (043) 457- 0236 / (043) 742-6627

Email: cenrosanjose@denr.gov.ph



November 22, 2022

3rd NOTICE OF ADMINISTRATIVE HEARING

MR. RONNIE MARTINEZ

Brgy. Nicolas,
Magsaysay, Occidental Mindoro

Ginoong Martinez,

Isang maka-KALIKASANG pagbati!

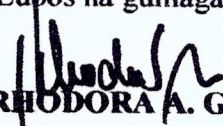
Ito po ay may kaugnayan sa inyong chainsaw na nahuli ng mga tauhan ng Magsaysay MPS sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro sa kadahilanan na walang maayos na dokumento na inyong maipresenta.

Base sa isinagawang pag-iimbestiga ng mga kawani ng aming tanggapan, ang lugar na inyong pinagputulan gamit ang nasabing chainsaw ay sa loob ng Forestland/ Timberland.

Kaugnay po nito, kayo ay aming inaanyayahan sa isang Administratibong pagdinig alinsunod sa DAO 97-32 sa ika-24 ng Nobyembre, 2022 sa ganap na ika-10:00 ng umaga sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Registration ng inyong chainsaw at Tree Cutting Permit.

Maraming salamat po at inaasahan namin ang iyong pagdalo.

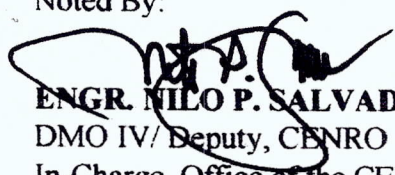
Lupos na gumagalang,

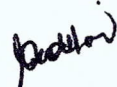

RHODORA A. GARCIA

LMO III

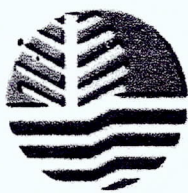
Hearing Officer/ Seizure Officer

Noted By:


ENGR. NILO P. SALVADOR
DMO IV/ Deputy, CENRO
In-Charge, Office of the CENRO

11-28-22 

Brgy. Labangan, San Jose, Occidental Mindoro
Tel. Number (043) 457- 0236 / (043) 742-6627
Email: cenrosanJose@denr.gov.ph



November 03, 2022

NOTICE OF ADMINISTRATIVE HEARING

MR. SAMUEL CUDEN

Brgy. Nicolas,
Magsaysay, Occidental Mindoro

Ginoong Cuden,

Isang maka-KALIKASANG pagbati!

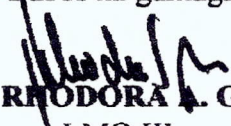
Ito po ay may kaugnayan sa inyong chainsaw na nahuli ng mga tauhan ng Magsaysay MPS sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro sa kadahilanan na walang maayos na dokumento na inyong maipresenta.

Base sa isinagawang pag-iimbestiga ng mga kawani ng aming tanggapan, ang lugar na inyong pinagputulan gamit ang nasabing chainsaw ay sa loob ng Forestland/ Timberland.

Kaugnay po nito, kayo ay aming inaanyayahan sa isang Administratibong pagdinig alinsunod sa DAO 97-32 sa ika-7 ng Nobyembre, 2022 sa ganap na ika-10:00 ng umaga sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Registration ng inyong chainsaw at Tree Cutting Permit.

Maraming salamat po at inaasahan namin ang iyong pagdalo.

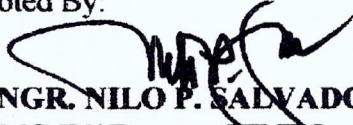
kubos na gumagalang,


RHODORA A. GARCIA

LMO III

Hearing Officer/ Seizure Officer

Noted By:


ENGR. NILO P. SALVADOR

DMO IV/ Deputy, CENRO

In-Charge, Office of the CENRO

1-23-22 

Brgy. Labangan, San Jose, Occidental Mindoro

Tel. Number (043) 457- 0236 / (043) 742-6627

Email: cenrosanJose@denr.gov.ph



November 10, 2022

2nd NOTICE OF ADMINISTRATIVE HEARING

MR. SAMUEL CUDEN

Brgy. Nicolas,
Magsaysay, Occidental Mindoro

Ginoong Cuden,

Isang maka-KALIKASANG pagbati!

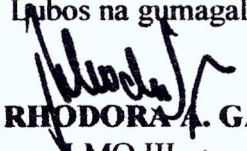
Ito po ay may kaugnayan sa inyong chainsaw na nahuli ng mga tauhan ng Magsaysay MPS sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro sa kadahilanan na walang maayos na dokumento na inyong maipresenta.

Base sa isinagawang pag-iimbestiga ng mga kawani ng aming tanggapan, ang lugar na inyong pinagputulan gamit ang nasabing chainsaw ay sa loob ng Forestland/ Timberland.

Kaugnay po nito, kayo ay aming inaanyayahan sa isang Administratibong pagdinig alinsunod sa DAO 97-32 sa ika-11 ng Nobyembre, 2022 sa ganap na ika-10:00 ng umaga sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Registration ng inyong chainsaw at Tree Cutting Permit.

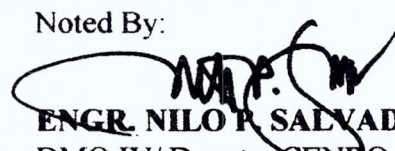
Maraming salamat po at inaasahan namin ang iyong pagdalo.

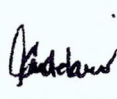
Lubos na gumagalang,


RHODORA A. GARCIA
LMO III

Hearing Officer/ Seizure Officer

Noted By:


ENGR. NILO P. SALVADOR
DMO IV/ Deputy, CENRO
In-Charge, Office of the CENRO

23-23 

Brgy. Labangan, San Jose, Occidental Mindoro
Tel. Number (043) 457- 0236 / (043) 742-6627
Email: cenrosanjose@denr.gov.ph



November 22, 2022

3rd NOTICE OF ADMINISTRATIVE HEARING

MR. SAMUEL CUDEN

Brgy. Nicolas,
Magsaysay, Occidental Mindoro

Ginoong Cuden,

Isang maka-KALIKASANG pagbati!

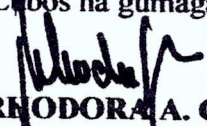
Ito po ay may kaugnayan sa inyong chainsaw na nahuli ng mga tauhan ng Magsaysay MPS sa Brgy. Sta. Teresa, Magsaysay, Occidental Mindoro sa kadahilanan na walang maayos na dokumento na inyong maipresenta.

Base sa isinagawang pag-iimbestiga ng mga kawani ng aming tanggapan, ang lugar na inyong pinagputulan gamit ang nasabing chainsaw ay sa loob ng Forestland/ Timberland.

Kaugnay po nito, kayo ay aming inaanyayahan sa isang Administratibong pagdinig alinsunod sa DAO 97-32 sa ika-24 ng Nobyembre, 2022 sa ganap na ika-10:00 ng umaga sa tanggapan ng DENR-CENRO San Jose at pinapayuhan namin kayo na magdala ng orihinal na dokumento kaugnay sa Registration ng inyong chainsaw at Tree Cutting Permit.

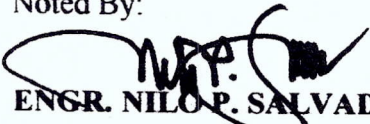
Maraming salamat po at inaasahan namin ang inyong pagdalo.

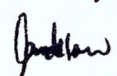
Lubos na gumagalang,


RHODORA A. GARCIA
LMO III

Hearing Officer/ Seizure Officer

Noted By:


ENGR. NILO P. SALVADOR
DMO IV/ Deputy, CENRO
In-Charge, Office of the CENRO

1-23-22 

Brgy. Labangan, San Jose, Occidental Mindoro
Tel. Number (043) 457- 0236 / (043) 742-6627
Email: cenrosanJose@denr.gov.ph



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
So. Balud, Sto. Niño, Sablayan, Occidental Mindoro 5104
Email Add: central@denr.gov.ph

CERTIFICATION OF REGISTRATION

NO. 2014-13

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

NANCY LLEVARES

(Name of Owner)

BRGY. ALACAAK, STA. CRUZ, OCCIDENTAL MINDORO

(Address)

Bearing the following information and descriptions:

USE OF CHAINSAW : To be used for cutting/clearing of trees under Titled Property,
Private Plantation and for Other Legal Purposes

BRAND OF CHAINSAW : STIHL MODEL: 070

DATE ACQUISITION : SERIAL NUMBER: 132557214

HORSEPOWER :

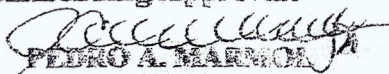
MAXIMUM LENGTH OF GUIDE BAR : 1 meter

ISSUED on April 13, 2021 at DENR-CENRO SABLAYAN, OCCIDENTAL MINDORO

EXPIRY DATE: April 13, 2023

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

Recommending Approval:


PEDRO A. MARMOL JR.
ECOMS / Chief, Permitting Unit

Approved:


CAESAR E. QUILTEC
CENR Officer



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
So. Balud, Sto. Niño, Sablayan, Occidental Mindoro 5104
Email Add: cenro.sablayan@denr.gov.ph

Permit to: **OPERATE CHAINSAW**
NO. 2016-13

Pursuant to the provisions of DENR Administrative Order No. 2003-24 Series of 2003 which provides the "Implementing Guidelines of the Chainsaw Act of 2003 (R.A. No. 9175) entitled "An act regulating the possession, ownership, sale, importation and use of chainsaw penalizing violations thereof and for other related purposes", this PERMIT to operate, Operate Chainsaw, is hereby issued to:

Name: NANCY LLEVARES

Address: BARANGAY ALACAAK, STA. CRUZ, OCCIDENTAL MINDORO

Bearing the following information and descriptions:

• Quantity : 1
• Brand : STIHL
• Model : 070
• Engine Serial No. : 132557214
• Purchase Price : Php

Purpose : To be used for cutting/cleaning of trees under Titled Property.
Private Plantation and for Other Legal Purposes

Issued on: April 13, 2021 at DENR-CENRO Sablayan, Occidental Mindoro

Expiry Date : April 13, 2023

RECOMMENDING APPROVAL:


PEDRO A. MARMOL
ECOMS /Chief, Permitting Unit

APPROVED:


CAESAR L. QUEBEC
CENR Officer

Republic of the Philippines
Department of Environment and Natural Resources
Region IV-B, MIMAROPA
Province of OCCIDENTAL MINDORO
Municipality of SAN JOSE

PERMIT TO OWN/POSSESS CHAINSAW
NO. 2022-08

Pursuant to the provision of DENR Administrative No. 2003-24 Series of 2003 which was provides the "Implementing Guidelines of Chainsaw Act of 2002 (R.A. 9175) entitled "An Act regulating the possession, ownership, sale, importation and use of chainsaws penalizing violations thereof and for other related purposes," this PERMIT to OWN/POSSESS CHAINSAW, is hereby issued to:

(State type of permit)

NAME: **ANTONIO Q. GUINTO, JR.**

ADDRESS: **SO. TAGUMPAY, BRGY. MAPAYA,**
SANJOSE, OCCIDENTAL MINDORO

The following information and descriptions of the chainsaws subject of this permit are hereunder enumerated:

- Quantity **One (1) unit of chainsaw**
- Brand **STIHL**
- Model **870**
- Engine Serial Number **157441555**
- Country of Origin/Source
- Purchase Price/Selling **Php**
- Purpose **Intended for cutting planted trees within the area of KAHUYANG**
GUINTO CBFM Association, Inc.
- Others (Purchase Order No.)

Issued on **February 3, 2022** at **DENR-CENRO, SAN JOSE, OCCIDENTAL MINDORO.**
Expiry Date **February 3, 2024.**

APPROVED:


EFREN L. DELOS REYES
Officer In-Charge

Republic of the Philippines
Department of Environment and Natural Resources
Region IV-B, MIMAROPA
Province of OCCIDENTAL MINDORO
Municipality of SAN JOSE

CERTIFICATE OF REGISTRATION
NO. 2022-08

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

ANTONIO Q. GUINTO, JR.
(Name)

SO. TAGUMPAY, BRGY. MAPAYA,
SAN JOSE, OCCIDENTAL MINDORO
(Address)

Bearing the following information and descriptions:

Use of the Chainsaw intended for logging planted trees within the area of KAHUYANG
GUINTO CBFM Association, Inc.

Brand **STIHL**

Model **070**

Date of acquisition

Serial Number **157441555**

Horsepower **7** horsepower

Maximum Length of Guide bar **36** inches

Other _____

Issued on **February 3, 2022** at **DENR-CENRO, SAN JOSE, OCCIDENTAL MINDORO.**
Expiry Date **February 3, 2024.**

APPROVED:



EFREN L. DELOS REYES
Officer In-Charge

Republic of the Philippines
Department of Environment and Natural Resources
Region IV-B, MIMAROPA
Province of OCCIDENTAL MINDORO
Municipality of SAN JOSE

APPLICATION

Application No. 2022-08
Type: () NEW
(X) RENEWAL

DATE: FEBRUARY 3, 2022

OIC, EFREN L. DELOS REYES
DENR-CENRO, San Jose, Occ. Mindoro

Sir:

I / We ANTONIO Q. GUINTO, JR. with address at DRY. MAPAYA, SAN JOSE
OCCIDENTAL MINDORO and telephone no. _____ hereby applies for (Please
check appropriate box) :

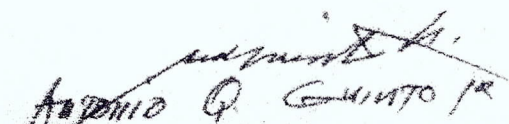
- (☒) Certificate of Registration of Chainsaw (renew)
- () Permit to Import Chainsaw
- () Permit to Manufacture
- () Permit to purchase, sell, re-sell, distribute or transfer of ownership of chainsaw

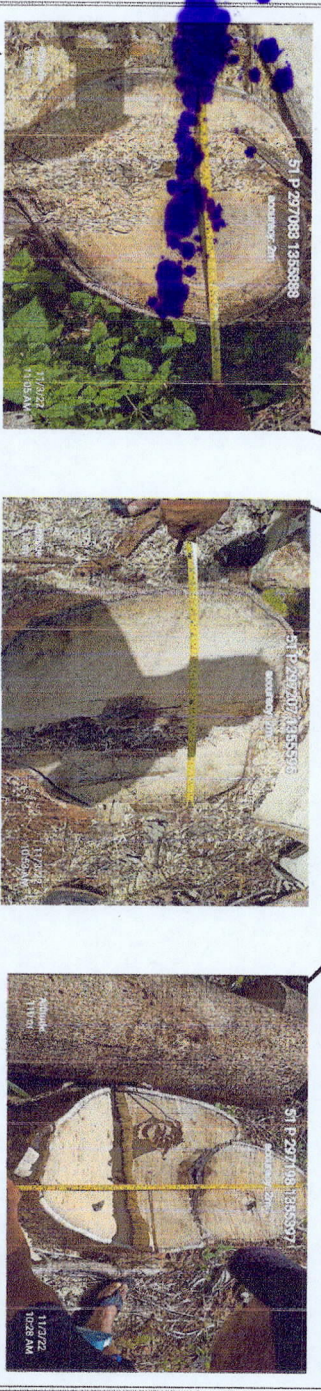
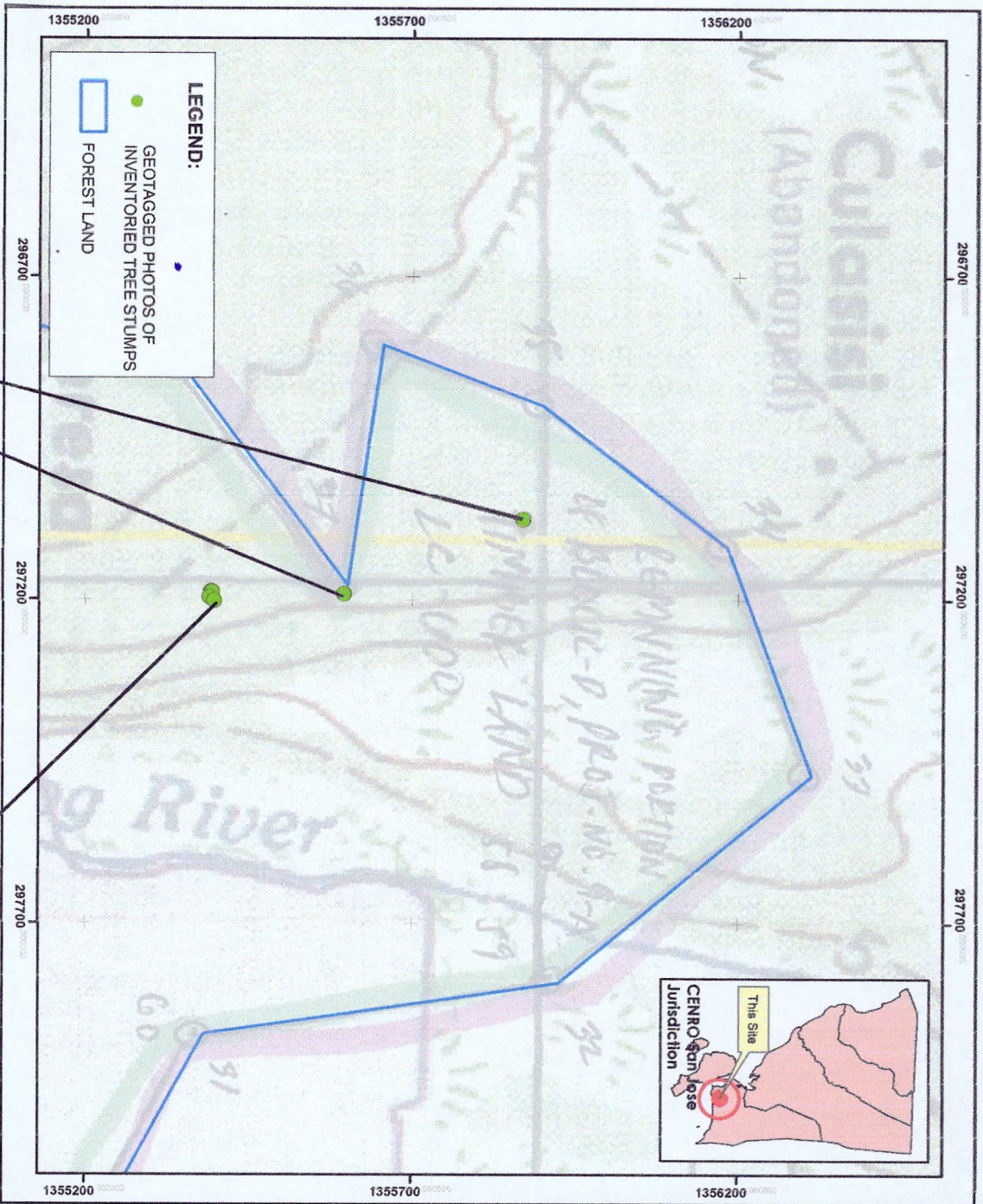
The requirements called for under my / our application are attached for your evaluation.

I/We understand that the filing of this application does not convey the authority to the undersigned to purchase, import, assemble, manufacture, sell, re-sell, distribute or use the chainsaw/s subject of application until such time that a Permit or Certificate of Registration is issued by DENR.

I / We further understand that any false statement, misinterpretation and/or misdeclaration stated herein shall be a ground for denial and /or revocation of registration without prejudice to the filing of appropriate legal action.

Very truly yours,


Signature over Printed Name of Applicant

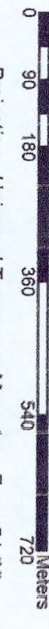


LOCATION MAP SHOWING THE CUTTING AREA OF GMELENA TREES WITHIN THE FOREST LAND

LOCATED AT:
BARANGAY: STA. TERESA
MUNICIPALITY: MAGSAYSAY
PROVINCE: OCCIDENTAL MINDORO

APPROXIMATED AREA: 10.57 HECTARES

SCALE: 1:7,000



Projection: Universal Transverse Mercator - Zone 51 (N)

Datum: GCS WGS 1984



Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
Region IV-MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
San Jose, Occidental Mindoro

CERTIFICATION

This is to certify that this is the correct map showing the geotagged photos of Gmelina stumps where the apprehended 1,240.17 board feet were cut and slice on October 21, 2022.

Further certify that the cutting area/site falls within the Timber Land/Forest Land as per Land Classification Map No. 600 certify as such on June 9, 1926.

Prepared by:
CARL EMMANUEL A. URIETA
Forest Ranger

Verified by:
JIMMY M. MORALES
Forester III/Chief of Office

Reviewed by:
DOMINIC L. VIDAL
Forest Technician I

Attested by:
EFREN L. DELLOS REYES
CENRO Officer

AUGRETH S. M. MORALES
Forester III/Chief of Office