



December 15, 2022

MEMORANDUM

FOR : The Regional Executive Director
MIMAROPA Region

FROM : The In-Charge, Office of the PENRO
Oriental Mindoro

SUBJECT : **SUBMISSION OF RESULT OF THE ADMINISTRATIVE
ADJUDICATION HEARING OF ONE (1) UNIT CHAINSAW
WITH CRANKCASE NO. 04201509280427 APPREHENDED AT
BRGY. MAHABANG PARANG, NAUJAN, ORIENTAL
MINDORO**

Forwarded is a Memorandum from CENRO Socorro with enclosed pertinent documents relative to the above subject, such as:

1. Summary of Administrative Proceedings;
2. Minutes of the Administrative Hearing;
3. Attendance Sheets;
4. Notices of Administrative Hearing;
5. Spot Report;
6. Geo-tagged Photos;
7. Apprehension Receipt;
8. Seizure Order;
9. Seizure Receipt;
10. Pertinent documents from PNP Naujan relative to the aforesaid case; and,
11. Other pertinent documents.

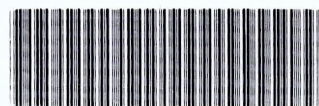
Please be informed that a criminal case was filed by PNP Naujan with Criminal Case No. 6710 for violation of R.A. 9175 against the identified offender at the Municipal Trial Court of Naujan. Likewise, apprehended item was under the custody of CENRO Socorro for safekeeping.

That based on the result of Administrative Hearing conducted, the recommendation of CENRO Socorro that the apprehended chainsaw be confiscated in favor of the government and shall be dispose of in accordance with the existing forestry laws, rules and regulations.

For further instructions.

For the PENR Officer:

NESTOR N. CUASAY
DMO IV/Assistant MSD
In-Charge, Office of the PENRO





December 2, 2022

MEMORANDUM

FOR : The Regional Executive Director
1515 & S Bldg. Roxas Boulevard, Ermita, Manila

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

FROM : The CENR Officer

SUBJECT : **SUBMISSION OF RESULT OF THE ADMINISTRATIVE ADJUDICATION HEARING ON ONE (1) UNIT OF CHAINSAW WITH CRANKCASE NO. 04201509280427 APPREHENDED AT BARANGAY MAHABANG PARANG, NAUJAN, ORIENTAL MINDORO**

DENR-MIMAROPA REGION	
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE	
ORIENTAL MINDORO	
PENRO TRACKING NO.	
RECEIVED BY:	<i>[Signature]</i>
DATE:	DEC 09 2022
TIME:	

Respectfully submitting the following documents necessary in the evaluation of the abovementioned instant case.

Summary of Administrative proceedings

Attachments:

- Annex A - Notices of hearing and attendance
- Annex B - Minutes of hearing for apprehending officers
 - Pinagsamang Sinumpaang Salaysay (paghaharap ng sakdal sa hukuman)
 - Letter to the Provincial Prosecutor
 - Receipt/inventory of property seized
 - Action photographs
 - PNP Arrest and Booking sheet
 - Booking mug shots
 - Resolution signed by Associate Provincial Prosecutor Beethoven M. Alban
 - Spot report of PLTCOL Nonato P Banania, Jr.
- Annex C - Apprehension receipt
 - Sport report of DENR personnel
 - Geo-tagged photos
- Annex D - Seizure Order
 - Seizure receipt
- Annex E - Certification prepared and verified by the Records Officer of this office
 - Letter request of PLTCOL Nonato P Banania, Jr to the undersigned



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

- Annex F - Investigation Data Form with NPS Docket No. INQ-22J-00182
- Release Order issued by Presiding Judge Jose Michael D. Masangkay
Annex G - Administrative Adjudication Proceedings for the respondent

Citing the results of the conducted Administrative Adjudication hearing, this office respectfully recommends to confiscate the **one (1) unit of Chainsaw with crankcase no. 04201509280427** in favor of the Government of the Philippines and such be disposed of in accordance with the existing laws and procedures.

For final evaluation of the case and further instruction, if any.


RODEL M. BOYLES



**SUBJECT : SUMMARY OF HEARING
WITH RECOMMENDATION
ON ONE (1) UNIT OF
CHAINSAW WITH
CRANKCASE NUMBER
04201509280427 APPREHENDED
AT BARANGAY MAHABANG
PARANG, NAUJAN, ORIENTAL
MINDORO**

AAP No.: 2022-15

X-----X

ANTECEDENT FACTS

In compliance with the provisions of DENR Administrative Order No. 97-32 (DAO 97-32), an **Administrative Adjudication Proceeding** has been commenced relative to the above-cited subject. The corresponding **Summary Confiscation Hearing** was scheduled by the undersigned hearing officer on **09 November 2022** at DENR-CENRO Socorro, Barangay Pasi II, Socorro, Oriental Mindoro.¹

The apprehending officers in this proceeding are **PSSg Miko G. Lopez** and **PCpl Marco A. Hicban** of the Naujan Municipal Police Station (Naujan MPS) while the respondent involved is **Janly R. Aceveda**, resident of Barangay Mahabang Parang, Naujan, Oriental Mindoro. The narration below and recommendation of the hearing officer are based on material and relevant pieces of evidence gathered from them.

Version of the Apprehending Officers

At around 1:45 in the afternoon of 18 October 2022, apprehending officers chanced upon respondent Aceveda walking and carrying a chainsaw. The former introduced themselves and asked for the necessary permit relative to its possession and/or transportation *which the latter failed to provide*. Hence, respondent Aceveda was arrested and the apprehended chainsaw was marked as "MAH-1".²

On 19 October 2022, apprehending officers coordinated with DENR – CENRO Socorro for the turn-over of chainsaw and for issuance of Certification of its non-registration.³ An **Apprehension Receipt** was issued on the same date.⁴

The corresponding **Seizure Order** and **Seizure Receipt** were then issued by the undersigned to take official custody of the apprehended chainsaw, with details to wit:⁵

¹ Copy of the Notices of Hearing /Abiso ng Pagdinig addressed to the concerned individuals and the Attendance Sheets are attached hereto collectively attached as **Annex "A"**.

² Copy of apprehending officers' "Pinagsamang Sinumpaang Salaysay" together with the investigation records of Naujan MPS are attached hereto collectively as **Annex "B"**. The latter is composed of: (1) the said Pinagsamang Sinumpaang Salaysay; (2) Inventory Receipt dated 18 October 2022; (3) **DENR-CENRO Socorro Certification that "there is no registered chainsaw under the name of respondent Aceveda"**; (4) Action Photographs; and (5) Booking and Mug-shots.

³ Ibid.

⁴ Copy of the Apprehension Receipt dated 19 October 2022 and the Spot Report of the Monitoring and Enforcement Personnel dated 24 October 2022 are attached hereto collectively attached as **Annex "C"**.

⁵ Copy of the Seizure Order and Seizure Receipt are attached hereto collectively as **Annex "D"**.



XXX

Equipment Involved			
Type	Quantity	Details	Custodian
Chainsaw (Stihl)	1	Crankcase Number 04201509280427	CENRO Socorro

XXX

Per Certification issued by Marjorie Joyce S. Acuzar, Administrative Officer I (Records Officer) of DENR-CENRO Socorro, **there is no registered chainsaw under the name of respondent.**⁶

Further, there is a *pending* criminal case against respondent Aceveda for violation of Section 7(a) of Republic Act No. 9175 or “Chain Saw Act of 2002” docketed as Criminal Case No. 6710.⁷

Version of the Respondent

Respondent admitted that the chainsaw is unregistered but interposed the defense that he does not own it instead such belongs to a certain “Robin Aguila”, resident of Cavite who has a parcel of land in Barangay Mahabang Parang.⁸

He was allegedly arrested in the following manner:

Tanong : Saan ka nahuli ng mga pulis? Saan mo sana gagamitin ang nasabing Chainsaw?

Sagot : Sa bahay at **niyog** ang nilalagari.

Tanong : Noong nahuli ka, ikaw ba ay aktwal na nagpuputol ng puno o ano ang ginagawa mo?

Sagot : Pinuntahan ako ng anak ng may-ari at sinabi na luluwas na sa Cavite pero pagdating ko sa bahay nila may mga pulis na andun at isinama na ako.⁹

ISSUE

Whether or not the chainsaw with crankcase number 04201509280427 shall be confiscated in favour of the government.

⁶ Copy of the said Certification is attached hereto as **Annex “E”**.

⁷ Copy of the Investigation Data Form with NPS Docket No. INQ-225-00182 and Release Order issued by the Court are attached hereto collectively as **Annex “F”**.

⁸ Copy of respondent Aceveda’s Affidavit / Minutes of the Confiscatio Hearing date 09 November 2022 is attached hereto as **Annex “G”**.

⁹ See Page 3 of **Annex “G”**.



RECOMMENDATION

WHEREFORE, undersigned hearing officer, respectfully recommends the following:


The unregistered chainsaw with crankcase number 04201509280427 shall be confiscated in favour of the government and be disposed of in accordance with existing laws and procedures.

Section 7, Paragraph (a) of RA 9175 provides:

Selling, Purchasing, Re-selling, Transferring, Distributing or Possessing a Chain Saw Without a Proper Permit. - Any person who sells, purchases, transfer the ownership, distributes or otherwise disposes or possesses a chain saw **without first securing the necessary permit from the Department** shall be punished with imprisonment of four (4) years, two (2) months and one (1) day to six (6) years or a fine of not less than Fifteen thousand pesos (P15,000.00) but not more Thirty thousand pesos (30,000.00) or both at the discretion of the court, and the chain saw/s confiscated in favor of the government.

Per record of DENR-CENRO Socorro, no Certificate of Registration was issued to respondent Aceveda and even to its alleged owner, "Robin Aguila". **Hence, it is clear that possession, transport, and/or use thereof is illegal subject to administrative confiscation.**

Respectfully submitted this **28th** day of **November 2022**.


RODEL M. BOYLES
Hearing Officer



File

TO : **PLTCOL NONATO P. BANANIA, JR**
Chief of Police
Naujan Municipal Police Station

SUBJECT : Administrative Adjudication Proceeding
on the apprehended one (1) unit
Chainsaw pursuant to Department
Administrative Order (DAO) 97-32

X-----X


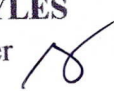
NOTICE OF HEARING

Pursuant to the existing provisions of DAO 97-32, an Administrative Adjudication Procedure/Hearing relating to the apprehended one (1) unit of Chainsaw shall be conducted on November 9, 2022, 10:00 o'clock in the morning to be held at CENR Office, CENRO-Socorro, Brgy. Pasi II, Socorro, Oriental Mindoro.

In relation, the presence of **PSSg Miko G Lopez** and **PCpl Marco A Hicban** primarily involved in the apprehension of the above mentioned case are hereby requested.

May we also request for a photocopy of the case filed for documentary and other legal purposes it may serve.

Socorro, Oriental Mindoro. 3rd day of November, 2022.


RODEL M. BOYLES
W CENR Officer 

Handwritten notes:
Kearns
sup
soy Ann Melendres
11/9/2022
3:17 pm



PARA KAY

GINOONG JANLY R. ACEVEDA

Brgy. Mahabang Parang, Naujan, Oriental Mindoro

PAKSA

: Paanyaya para sa pagdinig tungkol sa nahuling isang
(1) Chainsaw alinsunod sa Department Administrative
Order (DAO) 97-32

X-----X



ABISO NG PAGDINIG


Ito ay may kinalaman sa nahuli ng mga kawani ng Philippine National Police (PNP) Naujan na isang (1) Chainsaw noong ika-18 ng Oktubre taong kasalukuyan sa So. Ginto, Brgy. Mahabang Parang, Naujan, Oriental Mindoro.

Alinsunod sa DAO 97-32, ikaw ay inaanyayahan sa isang pagdinig sa ika-9 ng Nobyembre, taong kasalukuyan, 10:00 o'clock ng umaga sa tanggapan ng CENR Office, CENRO-Socorro, Brgy. Pasi II, Socorro, Oriental Mindoro. Mangyaring magdala ng mga papeles na nagpapatunay na legal ang nahuling Chainsaw.

Inaasahan namin ang iyong pagdalo.

Socorro, Oriental Mindoro. November 3, 2022.


RODEL M. BOYLES
W/ CENR Officer 


ARACELITO M. TAGALOG



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







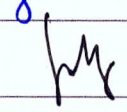

ATTENDANCE

ADMINISTRATIVE ADJUDICATION HEARING

Date: November 9, 2022

Time: 10:00 AM

CENRO-Socorro, Brgy. Pasi II, Socorro, Oriental Mindoro

No.	NAME	OFFICE/ADDRESS	SIGNATURE
1	PCPL HICBAN, MARCO	NAUJAN MPS	
2	Jany Aceveda	Mahibang Parang, Naujan	
3	ARMANDO v. BERO		
4	Rodel M. Boyles	CENRO Socorro	
5	HERNAN A. LAYESA		
6	Leonida A. Mindock	CENRO Socorro	
7			
8			
9			
10			

ADMINISTRATIVE ADJUDICATION PROCEEDINGS RE: APPREHENDED

One Unit of Chainsaw with crank case number 04201509280427
Sitio Ginto, Barangay Mahabang Parang, Naujan, Oriental Mindoro.

Annex B

CENR OFFICE
Brgy. Pasi II, Socorro
Oriental Mindoro
November 9, 2022
10:00:00 1m

ATTENDANCE:

RODEL M. BOYLES	- Hearing Officer
Atty. SHERLYN A. LAYESA	- Legal researcher
LEONIDA MINDAROS	- Encoder
PSSg MIKO G LOPEZ	- Apprehending Officer
PCPL MARCO A HICBAN	- Apprehending Officer
MR. JANLY R ACEVEDA	- Respondent

PAALALA: Ikaw ay pinaalalahan ko ng inyong karapatan ayon sa ating saligang batas na ikaw ay pwedeng manahimik o hindi sagutin ang mga katanungan na itatanung sa iyo. Ikaw ay may karapatan na kumuha ng inyong sariling Abogado sapagkat lahat ng sasabihin nyo ay maaring magamit laban sa inyo.

Tanong: Ano ang inyong tunay na pangalan at iba pang pagkakakilanlan?
Sagot: Kami si PSSg Miko G. Lopez at PCPL Marco A. Hicban na pawayan nakabalaga sa PUP Naujan

Tanong: Ano ang dahilan bakit kayo narito sa tanggapan ng DENR-CENRO-Socorro?
Sagot: Dahil sa pataway ng CENRO

Tanong: Dinidinig natin ngayon ang tungkol sa nahuling isang (1) Chainsaw na may crank case number 04201509280427 na nahuli sa Brgy. Mahabang Parang, Naujan, Oriental Mindoro. Kayo po ay handang magbigay ng salaysay?
Sagot: Opo

Tanong: Kayo po ay bibigyan namin ng karapatan na magbigay ng inyong salaysay sa pamamagitan ng tanong sagot o kayay magbibigay na lng kayo ng inyong Written Sworn Statement, Ano po ang inyong pipiliin?
Sagot: Magbibigay na lng ng Written Sworn Statement

Tanong: Sa pinagsamang sinumpaang salaysay na ito ay nakasulat sa ibaba ang pangalan na PSSg Miko G Lopez at PCpl Marco A Hicban na pinatunayan ni Atty. Renato P. Baranin, Jr. na may lagda sa itaas nito, ito po ba ay inyong mga tunay na lagda?
Sagot: Opo

Tanong: Wala na ba kayong gustong idagdag o gustong bawasin sa salaysay niyo na ito?
Sagot: Wala na po

Tanong: Kayo ba ay handang lumagda sa dokumentong ito bilang patunay na ang lahat ng nakasaad sa pinagsama samang sinumpaang salaysay na inyong isinumete ay pawang katotohanan lamang na hindi kayo pinilit o tinakot o pinangakuan ng ano mang pabuya?
Sagot: Opo

IN WITNESS WHEREOF, I hereunto set my hand this 9th day November, 2022 at CENRO Socorro Brgy. Pasi II, Socorro, Oriental Mindoro.

PSSg MIKO G LOPEZ
Nagsasalaysay

PCPL MARCO A HICBAN
Nagsasalaysay

I do hereby certify that the foregoing is true and correct to my best of my knowledge and belief. Signed this November 9, 2022 at CENRO Socorro, Brgy. Pasi II, Socorro, Oriental Mindoro.

RODEL M. BOYLES
CENR Officer

Republika ng Pilipinas)
 Lalawigan ng Silangang Mindoro) S.S.
 Bayan ng Naujan)
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PINAGSAMANG SINUMPAANG SALAYSAY

Kami, **PSSg Miko G Lopez at PCpl Marco A Hicban**, nasa hustong taong gulang, Kagawad ng Pulisya ng Pilipinas at nakatalaga sa Himpilan ng Pulisya ng Naujan, matapos na makapanumpa alinsunod sa ipinag-uutos ng Saligang Batas ng Pilipinas ay malaya at kusang-loob na nagsasalaysay ng mga sumusunod:

1. Na, lubos naming pinagtitiyap at pinatutunayan sa salaysay naming ito na noong ika- 18 ng ~~Marso~~ ^{Setyembre} taong 2022 ang oras ay humigit kumulang sa ika 1:45 ng hapon ng aming naaresto itong si **Janly Remnayon Aceveda**, 32 taong gulang (DOB: May 16, 1990), binata, magsasaka, at residente ng Brgy. Mahabang Parang, Naujan, Silangang Mindoro sa iligal na pagdadala at pangangalaga ng Chainsaw na walang kaukulang papeles.

2. Na, bago pa naganap ang nasabing pag-aresto, kami noon ay nagsasagawa ng Intelligence Monitoring sa ika-8 Distrito sa bayang ito kaugnay sa ibat ibang illegal na aktibidad na nagaganap sa nasabing lugar. Na, nakita namin ang isang lalaki na naglalakad at may daladalang isang Chainsaw. Na, sa pagkakataong iyon kami ay nagpakilalang alagad ng batas na nakatalaga sa himpilan ng pulisya ng Naujan, at siya ay pinakiusapan naming tumigil at sa sitwasyong iyon ay akin (PSSg Lopez) syang tinanung kung may kaukulang permit o dokumento ang dala nyang chainsaw ngunit wala itong maipakita. Na, sa aming pagbeberipika ay nalaman namin na ang tatak ng chainsaw ay STIHL na may serial number na 04201509280427.

3. Na, kaagad kong (PSSg Lopez) ipinalam kay **Janly Remnayon Aceveda** na may batas na nagbabawal sa pagdadala ng chainsaw na walang kaukulang permiso sa ilalim ng RA 9175 (Chainsaw Act of 2002). Na, noong oras ding iyon ay ipinaalam ko din sa kanya ang kaniyang mga karapatan bilang arestado at ipinaliwag ko sa kanya ang batas na nag babawal sa anumang pisikal na pananakit (RA 9745 o ang Anti-Torture Act of 2009).

4. Na, sa oras na iyon ay nagpatawag kami ng opisyaes ng nasabing barangay at agad namang dumating si Brgy. Kagawad Reynaldo C. Cuya. Na, aking (PCpl Hicban) isinulat sa inventory ang nasabing Chainsaw na may na may tatak na STIHL na may serial number na 04201509280427 at ito ay aking nilagyan ng masking tape at minarkahan ko (PCpl Hicban) ng MAH-1. Na ang nasabing pag imbentaryo ay ginawa ko (PCpl Hicban) sa harapan ng nasabing suspek at Brgy. Kagawad Reynaldo C. Cuya na bilang patunay na patas at naayon sa batas ang ginawa naming pag aresto ay pumirma si Brgy. Kagawad Reynaldo C. Cuya sa inventory form sa taas ng kanyang pangalan. Na, hindi na namin nagawang makuhanan ng video gamit ang aming ARD ang nasabing pagkaka-aresto, sapagkat biglaan ang pangyayaring ito.

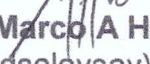
5. Na, matapos ang nasabing pag-iimbentaryo ay aming dinala sa aming himpilan ng pulisya sa bayan ng Naujan ang taong naaresto kasama ang chainsaw upang doon ihanda ang mga kaulang dokumento upang ipaghain sya ng habla sa hukuman. Na, gumawa at nagpadala ang aming himpilan ng liham sa pamamagitan ng electronic mail sa himpilan sa CENRO Office, Socorro hingil sa ang pagkakahuli at pagkakakumpiska ng chainsaw. Na, noong ika-19 ng Setyembre kami ay nakatanggap ng sertipikasyon mula sa CENRO Office, Socorro na magpapatunay na ang nasabing chainsaw ay

ipagsakdal ng habla si ~~J~~ **Remnayon Aceveda** sa mataas ~~hukuman~~ sa paglabag sa R.A. 9175. Na, kung sakali man kami ay may nakalimutan ay sa hukuman na lamang ito sasabihin.

7. **SA KATUNAYAN NG LAHAT** ay lumagda ako sa aking tunay na pangalan at apelyido ngayong ika- 19 ng Oktubre taong 2022 dito sa Naujan Silangang Mindoro.




PSSg Miko G Lopez
(Nagsalaysay)



PCpl Marco A Hicban
(Nagsalaysay)

CERTIFICATION

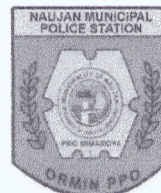
SWORN AND SUBSCRIBED BEFORE ME this 19th day of October 2022 in Naujan Municipal Police Station Naujan, Oriental Mindoro, and further **CERTIFY** that I personally examined the affiants and that I am fully satisfied that they voluntarily executed and understood the contents of the foregoing statements.



NONATO P. BANANIA, JR.
Police Lieutenant Colonel
Administering Officer



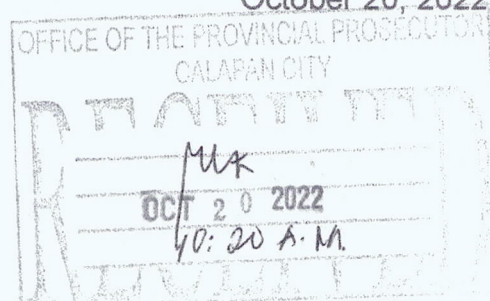
Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
ORIENTAL MINDORO POLICE PROVINCIAL OFFICE
NAUJAN MUNICIPAL POLICE STATION
Barangay Santiago, Naujan, Oriental Mindoro



October 20, 2022

HON. HUMILITO ATIENZA DOLOR

The Provincial Prosecutor
Calapan City, Oriental Mindoro
(Attn: Duty Prosecutor)



Dear Hon. Dolor,

I have the honor to refer to your Office, the records of investigation relative to the **Violation of R.A. 9175** committed at about 1:45 PM of October 18, 2022 in Sitio Ginto Centro, Brgy. Mahabang Parang, Naujan, Oriental Mindoro.

COMPLAINANT : **PSSg Miko G Lopez and PCpl Marco A Hicban**, both of legal age, and presently assigned at Naujan MPS.

WITNESS : **Barangay Councilor Reynaldo C. Cuya**, of legal age and a resident of Brgy. Mahabang Parang, Naujan, Oriental Mindoro.

SUSPECTS : **Janly Remnayon Aceveda**, 32 years old (DOB: May 16, 1990), single, farmer, and a resident of Brgy. Mahabang Parang, Naujan, Oriental Mindoro.

FACTS OF THE CASE:

Investigation shows that personnel of this station while conducting intelligence monitoring saw the suspect carrying a chainsaw. Afterwhich, they asked for the documents of the said chainsaw but failed to show any that resulted in the arrest of the suspect and confiscation of one chainsaw with crank case number 04201509280427. Necessary documents are being prepared for filing of a complaint against the suspect for Violation of RA 9175.

ENCLOSURES;

1. Sworn Statement of PSSg Miko G Lopez and PCpl Marco A Hicban;
2. Inventory Receipt dated October 18, 2022;
3. Photocopy of Certification from CENRO;
4. Action Photographs;
5. One (1) unit of STIHL Chainsaw with crankcase number 04201509280427 marked as **MAH-1**; and
6. Booking and Mug-shots.

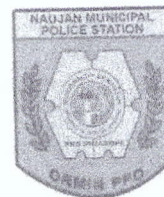
7. **APPREHENSION RECEIPT**

OTHERS TO BE PRESENTED IN DUE TIME


NONATO P BANANIA, JR



Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
ORIENTAL MINDORO POLICE PROVINCIAL OFFICE
NAUJAN MUNICIPAL POLICE STATION
Barangay Santiago, Naujan, Oriental Mindoro



October 18, 2022
Date

RECEIPT/INVENTORY OF PROPERTY SEIZED

This is to acknowledge the receipt of the property/items/articles herein listed/inventoried below from JANLY R. ACEVEDA during the Intel Monitoring at Sihó Ginto Bngy. Mahabang Parang Naujan on October 18, 2022 at about _____ o'clock AM/PM to wit: Oriental Mindoro

ITEM	QUANTITY	DESCRIPTIONS	REMARKS
1	1	One unit of powersaw with serial number GL 04201509280427 marked as MAH-1.	
~	~	Nothing to follow	

PCPL MARCOS A. HICBAN
Rank/Name and Signature
Seizing Officer

WITNESSES TO SEIZURE/INVENTORY

1. REYNALDO C. OUYA

SB MEMBER

2. _____



CERTIFICATION

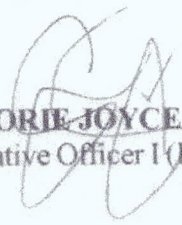
TO WHOM IT MAY CONCERN:

This is to certify that, as per verification in the records of this Office, there is no registered chainsaw under the name of:

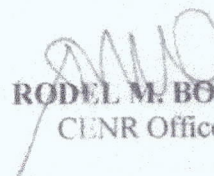
NAME	ADDRESS
JANLY REMNAYON ACEVEDA	MAHABANG PARANG, NAUJAN, OR. MDO.

ISSUED this 19th day of October 2022 at DENR CENRO Socorro, Oriental Mindoro, Brgy. Pasi II, Socorro, Oriental Mindoro upon request of Police Lieutenant Colonel Nonato P Banania, Jr., Chief of Police – Naujan Municipal Police Station.

Prepared and Verified by:


MARJORIE JOYCE S. ACUZAR
Administrative Officer I (Records Officer)

Attested by:


RODEL M. BOYLES
CENR Officer



Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
ORIENTAL MINDORO POLICE PROVINCIAL OFFICE
NAUJAN MUNICIPAL POLICE STATION
Barangay Santiago, Naujan, Oriental Mindoro



ACTION PHOTOGRAPHS

Naujan Case No: 2022-10-1293	Nature of Case: "Violation of R.A. 9175"	Requesting Party:
TPDO: October 18, 2022 at about 1:45 PM at Sitio Ginto, Brgy. Mahabang Parang, Naujan, Oriental Mindoro	Name of Suspect/s Janly Remnayon Aceveda	Investigators on Case: PSSg Kasian R Manato and PSSg Mark Lester G Millera
Naujan MPS Team Leader PSSg Miko G Lopez	Complainant: PSSg Miko G Lopez and PCpl Marco A Hicban	Witness: Barangay Councilor Reynaldo C. Cuya



Photo shows PCpl Marco A Hicban while conducting inventory in front of the suspect and witness Barangay Kagawad *Reynaldo C. Cuya*.



Photo shows Barangay Kagawad Reynaldo C. Cuya of the said Barangay while signing on the Receipt/Inventory of Property Seized.



Photos show the apprehended suspect informing his Miranda rights by PSSq Miko G Lopez and the confiscated chainsaw.



Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
ORIENTAL MINDORO POLICE PROVINCIAL OFFICE
NAUJAN MUNICIPAL POLICE STATION
Barangay Santiago, Naujan, Oriental Mindoro



PNP ARREST AND BOOKING SHEET

BLOTTER ENTRY NR: 2022-10-1293

DATE: October 18, 2022

PERSONAL INFORMATION:

ACEVEDA JANLY REMNAYON
(Last Name) (First Name) (Middle Name)
ADDRESS: Sitio Ginto, Brgy. Mahabang Parang, Naujan, Oriental Mindoro
TEL NO. POB: Brgy. Mayabig, Baco, Oriental Mindoro DOB: May 16, 1990
MARITAL STATUS: ☒ SINGLE ☐ WIDOW/ER SEX: ☒ MALE
☐ MARRIED ☐ SEPARATED ☐ FEMALE
AGE: 32 WEIGHT (lbs): 145 HEIGHT (Ft): 5" EYES: Black HAIR: Black
COMPLEXION: Fair OCCUPATION: Farmer NATIONALITY: Filipino
ETHNIC GROUP DIALECT/LANGUAGE: Filipino
HIGHEST EDUCATIONAL ATTAINMENT: None
NAME OF SCHOOL: None
LOCATION OF SCHOOL: None
IDENTIFYING MARKS: ☐ MOLE ☐ TATOO ☐ BIRTHMARK ☐ SCAR
LOCATION OF IDENTIFYING MARKS: None
PHYSICAL DEFORMITY/DEFECT None
DRIVER'S LIC NR: ISSUED AT: ON:
RES CERT NR: DATE AND PLACE OF ISSUE:
OTHER ID CARDS: ID NR:

ARREST INFORMATION:

OFFENSE CHARGE: VIOL. OF RA 9175 (Chainsaw Act of 2002)
MODUS OPERANDI: WHERE ARRESTED: Sitio Ginto, Brgy. Mahabang Parang, Naujan, Or. Mdo.
DATE ARRESTED: October 18, 2022 TIME: 1:45 PM
ARRESTING OFFICER/S:
Rank: PSSg Name: Miko G Lopez Signature: [Signature]
Rank: PCpl Name: Marco A Hicban Signature: [Signature]
Rank: NAME: Signature: [Signature]
SIGNATURE UNIT:

MEDICAL EXAMINATION CONDUCTED AT:

BY:

ON:

REMARKS:

FINGERPRINT TAKEN BY: PSSg Mark Lester G Millera

PHOTO TAKEN BY: PSSg Mark Lester G Millera

INVESTIGATOR ON CASE: PSSg Mark Lester G Millera and PSSg Kasian R Manato

BOOKED BY (RANK/NAME/SIGNATURE): PSSg Kasian R Manato

SIGNATURE OF PERSON ARRESTED: (INDICATE IF SUSPECT REFUSE TO SIGN)

OTHER INFORMATION:

NAME OF FATHER: Salvador Aceveda AGE: 55 years old
ADDRESS: Sitio Guinto, Brgy. Mahabang Parang, Naujan, Oriental Mindoro
NAME OF MOTHER: Martina Aceveda AGE: 53 years old
ADDRESS: Sitio Guinto, Brgy. Mahabang Parang, Naujan, Oriental Mindoro
NAME & ADDRESS OF PERSON TO BE CONTACTED IN CASE OF EMERGENCY:
NAME: Martina Aceveda RELATIONSHIP: Mother
ADDRESS: Sitio Guinto, Brgy. Mahabang Parang, Naujan, Oriental Mindoro TEL #
LAWYER: TEL #:
DOCTOR: TEL #:
HEALTH PROBLEM:

NOTE: USE THE PNPCL FORM 452-038 (STANDARD TEN PRINT CARD) TO TAKE THE TENPRINT OF THE SUSPECT FOR EVENTUAL SUBMISSION TO PNPCL-AFIS
(ATTACH THE MEDICAL EXAM RESULT; MUG SHOTS; TENPRINTS OF SUSPECT)



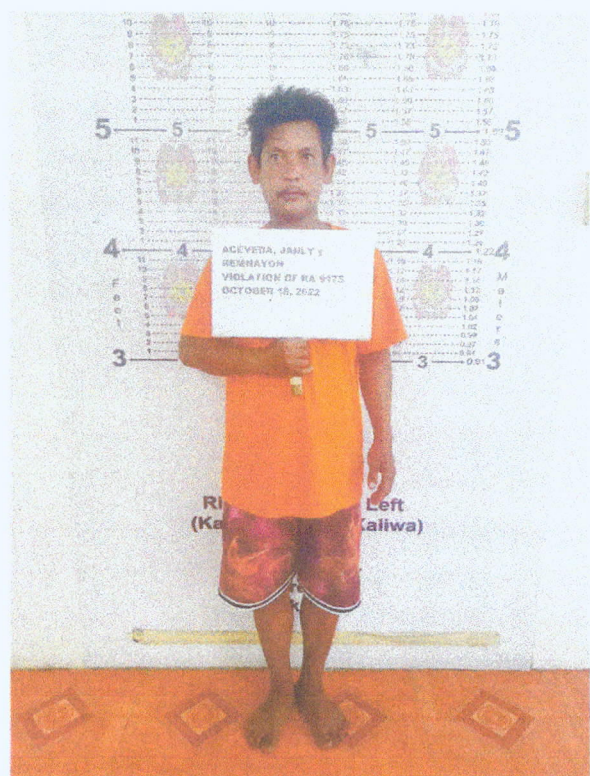
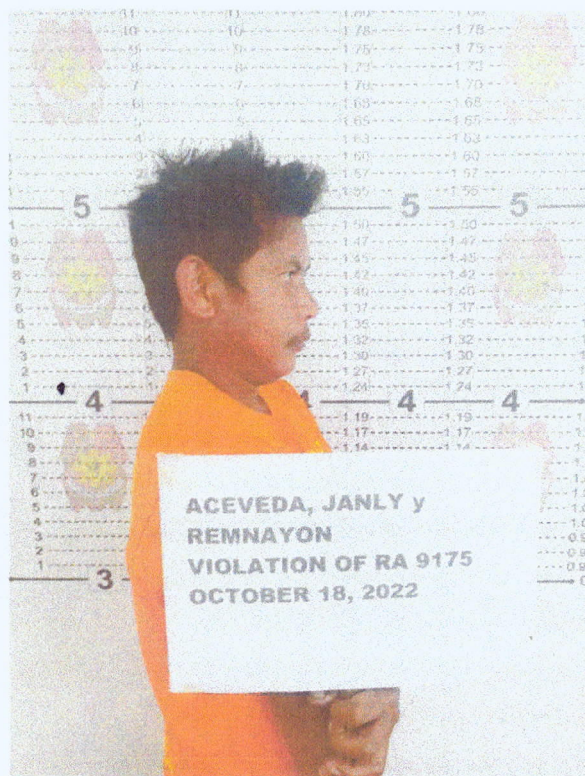
Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
ORIENTAL MINDORO POLICE PROVINCIAL OFFICE
NAUJAN MUNICIPAL POLICE STATION
Barangay Santiago, Naujan, Oriental Mindoro



BOOKING MUG SHOTS

NAME OF SUSPECT: ACEVEDA JANLY REMNAYON
(Last Name) (First Name) (Middle Name)

BLOTTER ENTRY NR: 2022-10-1293



Republic of the Philippines
DEPARTMENT OF JUSTICE
National Prosecution Service
OFFICE OF THE PROVINCIAL PROSECUTOR
Calapan City
-oOo-

PNP NAUJAN MPS
Naujan, Oriental Mindoro,
Complainant,

NPS IV-07-INQ-22J-00182

- versus -

- for -

JANLY REMNAYON ACEVEDA,
Respondent.
(Arrested)

VIOLATION OF R.A. 9175

RESOLUTION

(Inquest)

This refers to the Inquest Proceedings conducted by this office against the above-named respondent who is now presently under the custody of PNP Naujan MPS, Oriental Mindoro.

Respondent, not having opted for a preliminary investigation of the complaint against him, the determination of probable cause proceeded based on the evidence at hand and/or submitted by the complainant.

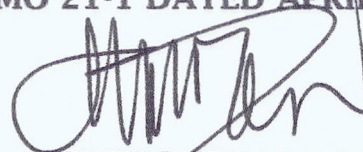
On the basis of the evidence on record, the undersigned is of the honest belief that there is reasonable ground to indict the above-named respondent with the crime of **Violation of Section 7 (a) of Republic Act No. 9175.**

WHEREFORE, finding probable cause for the commission of the said offense, let the corresponding Information be filed against the above-named respondent with the proper court.

SO RESOLVED.

Calapan City, October 20, 2022.

WITH PRIOR WRITTEN AUTHORITY FROM
THE PROVINCIAL PROSECUTOR UNDER
OPP MEMO 21-1 DATED APRIL 5, 2021



BEETHOVEN M. ALBAN
Associate Provincial Prosecutor
MCLE Comp. VII-0011633-4/14/25



Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
ORIENTAL MINDORO POLICE PROVINCIAL OFFICE
NAUJAN MUNICIPAL POLICE STATION
Barangay Santiago, Naujan, Oriental Mindoro



MEMORANDUM

FOR : Officer-In-Charge, ORMIN PPO
(Attn: Chief, PIDMU, POMU, PIU)

FROM : Chief of Police

SUBJECT : **Spot Report on Violation of R.A. 9175**

DATE : October 18, 2022

1. What : Violation of R.A. 9175
2. Where : Sitio Ginto, Barangay Mahabang Parang, Naujan, Oriental Mindoro.
3. When : October 18, 2022 at about 1:45 PM
4. Who : The arrested person was identified as **Janly Remnayon Aceveda**, 32 years old (DOB: May 16, 1990), single, farmer, and a resident of Brgy. Mahabang Parang, Naujan, Oriental Mindoro.
5. How : Investigation shows that personnel of this station while conducting intelligence monitoring saw the suspect carrying a chainsaw. Afterwhich, they asked for the documents of the said chainsaw but failed to show any that resulted in the arrest of the suspect and confiscation of one chainsaw with crank case number 04201509280427. Investigator-on-Case are PSSg Mark Lester G Millera and PSSg Kasian R Manato with contact numbers 09662010175 and 09260698539, respectively.
6. Progress report will follow.


NONATO P BANANIA, JR
Police Lieutenant Colonel

Republic of the Philippines
Department of Environment and Natural Resources
CENRO SOCORRO
Barangay Pasi II, Socorro, Oriental, Mindoro

APPREHENSION RECEIPT

CENRO Control No.:
E-FMS No:

This APPREHENSION RECEIPT is issued to -

Name	Address	Civil Status	Date of Birth/Age	Participation	Status of the Person
Janly A. Acveda	Bay. Mahabang Parang, Naujan, Dr. Min.	Single	32	prosecution	Arrested

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
n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a	n/a

Minor Forest Products				
Kind	Unit of Measurement	No. of Units	Estimated Value	Custodian
n/a	n/a	n/a	n/a	n/a

Conveyance Involved					
Type	Make/ Model/ Year	Plate No.	Color/ Markings	CR No.	OR No.
n/a	n/a	n/a	n/a	n/a	n/a

Conveyance Involved (Additional Details)			
Engine No.	Chassis No.	Accessories	Custodian
n/a	n/a	n/a	n/a

If Animal					
Kind	Quantity	Gender	Age (Adult/Young)	Color	Custodian
n/a	n/a	n/a	n/a	n/a	n/a

Equipment Involved			
Type	Quantity	Details	Custodian
Chainsaw	1	W. Mark Case no. 04201509280427	W. CENPD - 8000100

Implements Involved			
Type	Quantity	Details	Custodian
n/a	n/a	n/a	n/a

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

APPREHENSION						
Date and Time of Apprehension	Place of Apprehension				Apprehending Officer	Legal Basis for Apprehension
	Province	City/Municipality	Barangay	Sitio		
October 18, 2022	Oriental Mindoro	Naujan	Mahabang Parang	Ginto	POPP Naujan	Violation of RA 9175

Apprehension was done under the following circumstances:

- Possession of undocumented chainsaw
-
-

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 19th day of October, year 2022 at PNP Nayan.

APPREHENDING OFFICER
(Signature over Printed Name)

1. MIKO G. LOPEZ
Position: PSSG
Address: PNP Nayan

3. MARCO A. HICBAN
Position: PCPL
Address: PNP Nayan

2. _____
Position: _____
Address: _____

4. _____
Position: _____
Address: _____

ATTESTED BY:

1. Donato A. Mindans
Position: Forester II
Address: _____

2. Reg Mgr. R. Sunday
Position: FOREST RANGER
Address: _____

2. _____
Position: _____
Address: _____

2. _____
Position: _____
Address: _____

Copy Received by:

Signature over Printed Name

Date/Time

Remarks:



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

October 24, 2022

MEMORANDUM

FOR : The CENR Officer

THRU : The DMO-IV

FROM : Monitoring and Enforcement personnel

SUBJECT : **SPOT REPORT OF APPREHENDED ONE (1) UNIT CHAINSAW AT BRGY. MAHABANG PARANG, NAUJAN, ORIENTAL MINDORO**

BASIC INFORMATION GATHERED:	
1. Time of Apprehension: Date of Apprehension: Place of Apprehension:	- 1:45 PM - October 18, 2022 - So. Ginto, Brgy. Mahabang Parang, Naujan, Oriental Mindoro
2. Full Name of Alleged Offender/ Claimant/Owner	- Janly R. Aceveda
3. Name of Person/s Accompanying Or providing on-site assistance to the apprehending officers.	- none
4. Circumstances that lead to the apprehension.	-The PNP Naujan personnel conducting intelligence monitoring activity in the said Barangay when they saw the suspect carrying a chainsaw. When they asked for legal documents, the suspect failed to present any that resulted to the arrest and confiscation of one (1) unit Chainsaw with crank case number 04201509280427.
5. Name of Local Government Officials present and/or witnessing the apprehension.	- n/a



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

6. Preliminary description of items	One (1) unit Chainsaw with crank case number 04201509280427.
7. Origin	- So. Ginto, Brgy. Mahabang Parang, Naujan, Oriental Mindoro.
8. Consignor and Consignee.	- none
9. Other data or information, comment and recommendation : The apprehended Chainsaw was turned-over in this office where in it is under the custody of DENR CENRO-Socorro while the case is in progress. Attached herewith is the apprehension receipt and other documents.	


LEONIDA A. MINDAROS
Forester II

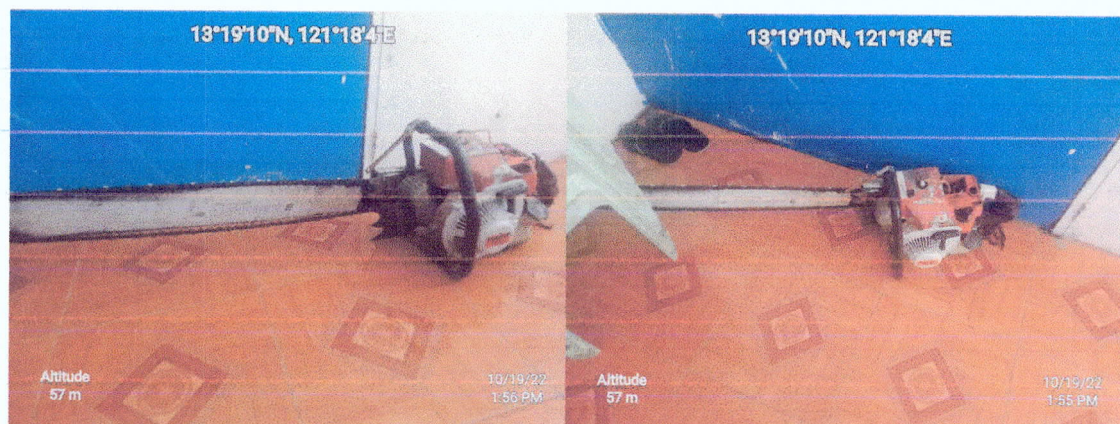

REYMAR R. GUNDAY
Forest Ranger

SUBSCRIBE AND SWORN TO before me this 24th day of October, 2022 at Socorro, Oriental Mindoro, Philippines.



RODEL M. BOYLES
CENR Officer



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



This is to certify that these are the true geo-tagged pictures of Chainsaw apprehended at Brgy. Mahabang Parang, Naujan, Oriental Mindoro.


LEONIDA A. MINDAROS
Forester II


REYMAR R. GUNDAY
Forest Ranger

SUBSCRIBE AND SWORN TO before me this 24th day of October, 2022 at Socorro, Oriental Mindoro, Philippines.


RODELL M. BOYLES
CENR Officer

Republic of the Philippines
Department of Environment and Natural Resources
CENRO SOCORRO
Brgy. Pasi II, Socorro, Oriental, Mindoro

SEIZURE ORDER

CENRO Control No.:
E-FMS No:

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

FACTS

1. Forest Products:

MAJOR FOREST PRODUCTS									
Kind	Item:	Source/ Origin of Forest Product s	Species Grouping	Species	Pieces	Volume/ Unit of Measurem ent	Estimated Value	Impoundin g Area	Custodian
N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A	N/A

Minor Forest Products				
Kind	Unit of Measurement	No. of Units	Estimated Value	Custodian
N/A	N/A	N/A	N/A	N/A

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

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

*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	Custodian
Chainsaw (Stihl)	1	Crank case number 04201509280427	CENRO Socorro

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
Janly R. Aceveda	Brgy. Mahabang Parang,	Single	33	possession	Arrested
	Naujan				
	Or. Min.				

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		
October 19, 2022	Oriental Mindoro	Naujan	PNP Station, Brgy. Santiago	n/a	CENR Officer	Violation of Chainsaw act/RA 9175

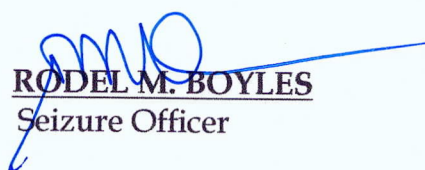
Examination Conducted by Seizure Officer:

Persons Examined	Date	Time	Place
N/A	N/A	N/A	N/A

After thorough evaluation of the Apprehension Report dated October 19, 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 19th day of October, 2022 at Brgy. Pasi II, Socorro, Oriental Mindoro.


RODEL M. BOYLES
Seizure Officer

Copy furnished:



Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES
Community Environment and Natural Resources Office
Socorro, Oriental Mindoro

SEIZURE RECEIPT

No. 2022-21

The following apprehended items with Apprehension Receipt No. _____ are administrative seizure pursuant to Section of DAO 97-32

A. FORESTS PRODUCTS

Species	No. of Pieces	Dimension	Volume (Bdft)	Estimated Value
N/A	N/A	N/A	N/A	N/A
TOTAL				

Name/ Address of on-site offenders and nature of participation:

NAME	ADDRESS	NATURE OF PARTICIPATION
1. Janly R. Aceveda	Brgy. Mahabang Parang, Naujan, Oriental Mindoro	arrested
2. _____	_____	_____

B. CONVEYANCE

N/A

C. EQUIPMENT/ TOOL AND OTHER IMPLEMENTS

Quantity	Unit	Description	Estimated Value
One (1)	Pc. Chainsaw	Crank case number 04201509280427	P 20,000.00

The one (1) unit of Chainsaw were apprehended by PNP Naujan at Brgy. Mahabang Parang, Naujan, Oriental Mindoro on October 18, 2022.

The same item is under the custody of CENR Office at Brgy. Pasu II, Socorro, Oriental Mindoro. That the undersigned hereby acknowledge that the above listed item(s) are now in ADMINISTRATIVE SEIZURE and that I, as authorized Seizing Officer, assume the possession and control for the custodial legis, pending of conduct of administrative confiscation proceedings for their disposition.

Therefore issue this Seizure Receipt No. 2022-21 this 19th of October, 2022 at DENR-CENRO Socorro, Oriental Mindoro.


RODEL M. BOYLES
Seizure Officer



CERTIFICATION

TO WHOM IT MAY CONCERN:

This is to certify that, as per verification in the records of this Office, there is no registered chainsaw under the name of:

NAME	ADDRESS
JANLY REMNAYON ACEVEDA	MAHABANG PARANG, NAUJAN, OR. MDO.

ISSUED this 19th day of October 2022 at DENR CENRO Socorro, Oriental Mindoro, Brgy. Pasi II, Socorro, Oriental Mindoro upon request of Police Lieutenant Colonel Nonato P Banania, Jr., Chief of Police – Naujan Municipal Police Station.

Prepared and Verified by:


MARJORIE JOYCE S. ACUZAR
Administrative Officer I (Records Officer)

Attested by:


RODEL M. BOYLES
CENR Officer

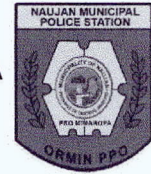
Received by:  10/24/2022

PSgt Aldrin  Marañon

Brgy. Pasi II, Socorro, Oriental Mindoro 5207
Telephone No. (045) 285-7068 Email Address: cenrosocorro@denr.gov.ph



Republic of the Philippines
NATIONAL POLICE COMMISSION
PHILIPPINE NATIONAL POLICE, POLICE REGIONAL OFFICE MIMAROPA
ORIENTAL MINDORO POLICE PROVINCIAL OFFICE
NAUJAN MUNICIPAL POLICE STATION
Barangay Santiago, Naujan, Oriental Mindoro



October 18, 2022

Mr. RODEL M BOYLES

Community Environment and Natural Resources Officer
CENRO Office
Brgy. Pasi 1, Socorro
Oriental Mindoro


Dear Mr. Boyles:

This pertains to the arrest of **Janly Remnayon Aceveda**, 32 years old (DOB: May 16, 1990), single, farmer, and a resident of Brgy. Mahabang Parang, Naujan, Oriental Mindoro on October 18, 2022 at about 1:45 PM at Sitio Ginto, Brgy. Mahabang Parang, Naujan, Oriental Mindoro. Confiscated in his possession was one (1) chainsaw with crank case number 04201509280427.

In this regard, respectfully request to your good office for the issuance of certification that the said suspect has a valid permit for possessing said "chainsaw".

Thank you very much and I am hoping for your favorable consideration.

Very truly yours,


NONATO P BANANIA, JR
Police Lieutenant Colonel
Chief of Police

Republic of the Philippines
Department of Justice
NATIONAL PROSECUTION SERVICE
Office of the Provincial Prosecutor
Capitol Complex, Calapan City, Oriental Mindoro

INVESTIGATION DATA FORM

OFFICE OF THE PROVINCIAL PROSECUTOR
CALAPAN CITY

To be accomplished by the Office:

DATE RECEIVED: OCT 20 2022
(Stamped and initiated)
Time Received: 10:20 AM.
Receiving Staff: MARTA ELENA A. DELA SANTA
Administrative Officer III

NPS DOCKET NO.: INQ-22J-00182
Assigned to:
Date Assigned:

To be accomplished by complainant/counsel/law enforcer:
(Use back portion if space is not sufficient)

COMPLAINANT/s: Name, Sex, Age & Address

PSSg Miko G Lopez and PCpl Marco A Hicban,
both of legal age, Police Officers, and assigned in
Naujan Municipal Police Station.

RESPONDENT/s: Name, Sex, Age & Address

Janly Remnayon Aceveda, 32 years old (DOB:
May 16, 1990), single, farmer, and a resident of
Brgy. Mahabang Parang, Naujan, Oriental
Mindoro.

OFFENSE/s COMMITTED/LAW/S VIOLATED:
"Violation of R.A. 9175"

WITNESS/es: Name & Address
Barangay Councilor Reynaldo C. Cuya, of legal
age and a resident of Brgy. Mahabang Parang,
Naujan, Oriental Mindoro.

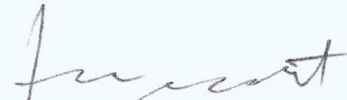
DATE & TIME of COMMISSION:
October 18, 2022/1:45 PM
Mindoro

PLACE OF COMMISSION:
Sitio Ginto, Brgy. Mahabang Parang, Naujan, Oriental


1. Has a similar complaint been filed before any other office?* YES ___ NO /
2. Is this complaint in the nature of a counter-charge?* YES ___ NO / If yes, indicate details below
3. Is this complaint related to another case before this office?* YES ___ NO / If yes, indicate details below
I.S. / NPS Docket No.:
Handling Prosecutor:

CERTIFICATION*

I CERTIFY, under oath, that all the information on this sheet are true and correct to the best of my knowledge and belief, that I have not commenced any action or filed any claim involving the same issues in any court, tribunal, or quasi-judicial agency, and that if I should thereafter learn that a similar action has been filed and/or is pending, I shall report that fact to this Honorable Office within five (5) days from knowledge thereof.


PSSg Kasian R Manato

SUBSCRIBED AND SWORN TO before me this 20th day of October 2022, at Naujan, Oriental Mindoro.


PLTCOL NONATO P. BANANJA, JR.
Chief of Police
Administering Officer

REPUBLIC OF THE PHILIPPINES
Fourth Judicial Region
Province of Oriental Mindoro
Municipal Trial Court of Naujan
mtc2njin000@judiciary.gov.ph
09463827010

PEOPLE OF THE PHILIPPINES, CRIMINAL CASE NO. 6710
Plaintiff,

-versus-

-for-

JANLY REMNAYON ACEVEDA, "VIOLATION OF R.A. 9175"
Accused. (Section 7[a])

X-----X

RELEASE ORDER

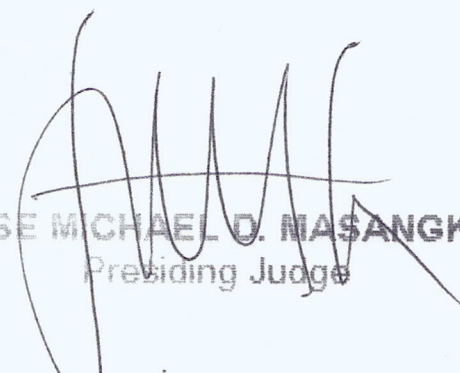
Accused, **JANLY REMNAYON ACEVEDA**, having posted the required cash bail bond this October 21, 2022, is hereby ordered to be released on provisional liberty.

The Philippine National Police, Naujan, Police Station, is hereby ordered to release the accused, unless he is held for other crime for which he has not posted the required bail bond or there is an order from other court of competent jurisdiction to the contrary.

The arraignment and pre-trial hearing of this case is set on October 26, 2022, at 1:30 o'clock in the afternoon.

SO ORDERED.

Naujan, Oriental Mindoro.
21 October 2022


JOSE MICHAEL D. NASANGKAY
Presiding Judge



ADMINISTRATIVE ADJUDICATION PROCEEDINGS
(DAO 97-32, Section 7[2])

SUBJECT : Apprehended **One (1) unit of Chainsaw** with crank case number 04201509280427 at **Brgy. Mahabang Parang, Naujan, Oriental Mindoro**

DATE : November 9, 2022

LOCATION : CENRO Socorro, Brgy. Pasi II, Socorro, Oriental Mindoro

HEARING OFFICER : CENR Officer Rodel M. Boyles

ATTENDEES AND DESIGNATION : Atty. Sherlyn A. Layesa, Legal Researcher
For. Leonida A. Mindaros, Forester II
PSSg Miko G Lopez
PCpl Marco A Hicban
Mr. Janly Aceveda

X -----X

I. Introduction

Pambungad : *(Pagpapakilala ng hearing officer at ng kanyang mga kasamahan - pangalan at posisyon)*

Ang Pagdinig na ito ay alinsunod sa DENR Administrative Order No. 97-32 (DAO 97-32) na may buong pamagat na "1997 Rules for the Administrative Adjudication of Illegal Forest Products and the Machinery, Equipment, Tools and Conveyances Used in Connection Therewith Pursuant to the Provisions of Presidential Decree No. 705 (P.D. 705), as amended, and pertinent policies, rules and regulations."

Isang bahagi ng nasabing DAO ay ang pagsasagawa ng Administrative Confiscation Hearing o Adminstratibong Pagdinig na naglalayong sagutin ang katanungan na: **"Ano ba dapat ang gawin sa mga nahuling kahoy, kagamitan, o sasakyan? Dapat ba itong ibalik sa may-ari o permanenteng kumpiskahin pabor sa Republika ng Pilipinas?"**

Mahalaga ito sapagkat dito binibigyan ng pagkakataon ang mga nasasangkot upang makapagsalaysay, makapaglahad, o makapagbigay linaw sa mga pangyayari na may kinalaman sa nakasaad na paksa (subject). Ito ang magiging basehan ng rekomendasyon na isusumite ng CENR Officer o Opisyal ng Pagdinig sa Regional Executive Director (RED) na may awtoridad na magdesisyon patungkol dito.



Ang Administratibong Pagdinig na isinasagawa ng DENR ay hiwalay na proseso sa paglilitis ng korte para sa kasong sibil o kriminal.

Ang Pagdinig na ito ay gagawin sa lenggwahe o wika na mas higit na nauunawan ng nakararami.

- Pagtatala** : Para sa opisyal na pagtatala, maari mo bang sabihin ang iyong pangalan, edad, katayuang sibil at tirahan?
- Sagot** : Janly Aceveda, 33 taong gulang, walang asawa, taga Mahabang Parang
- Paglilinaw** : Noong nakaraang November 3, 2022, may ipinadala ang aming tanggapan na sulat na may pamagat na "Abiso ng Pagdinig". Ito ba ay iyong natanggap?
- Sagot** :
- Paglalahad ng mga Karapatan at Paalala** : Ang nasabing Abiso ay ang unang bahagi ng proseso bago ang pagsasagawa ng pagdinig. Ngayon naman ay ilalahad ang iba mo pang mga karapatan sa ilalim ng Saligang Batas at ilan pang mga paalala:
1. Ang pagdinig na ito ay maiksi lamang, nakatala, at sa pamamaraang tanong-sagot;
 2. Ikaw ay maaaring humarap sa pagdinig na ito nang ikaw lamang o maaari din naman na kumuha ka ng tagapayo o abogado na kakatawan sa inyo;
 3. Ikaw ay may karapatan na manahimik sa panahon ng pagsisiyasat;
 4. Ikaw ay may karapatan na makita o makuha ang kopya ng mga dokumento na may kinalaman sa paksa;
 5. Ikaw ay may karapatan na mag-sumite ng iba pang ebidensya; at
 6. Bilang kapalit ng pagdinig na ito, maaari rin na mag-sumite ng Sinumpaang Salaysay at iba pang dokumento na may kinalaman dito upang maging basehan sa pagbibigay ng rekomendasyon.
- Paglilinaw** : Kaugnay sa huling nabanggit, ipagpapatuloy ba natin ang pagdinig o mag susumite ka na lamang ng iyong Sinumpaang Salaysay?
- Sagot** : Ipagpatuloy na lng

II. Hearing Proper

- Panimula** : Matapos na maipaliwanag sa inyo ang layunin ng pagdinig na ito, mga karapatan, at paalala, umpisahan na natin ang pagtatanong tungkol sa nahuling isang (1) Chainsaw na may crank case number 04201509280427 at Brgy. Mahabang Parang,, Naujan, Oriental Mindoro.
- Tanong** : Ano ang kaugnayan o partisipasyon mo sa nabanggit na paksa? Mangyaring ilahad mo sa amin ang mga pangyayari batay sa iyong personal na kaalaman.
- Sagot** : Nasa bahay napo ako nun tapos pinakarga sakin yung chainsaw tapos isinama na ako ng pulis



- Tanong** : Kanino ang Chainsaw na nahuli? Kung saiyo, kanino mo nabili?
Sagot : Kay Robin Aguila taga Cavite na may lupa sa Mahabang Parang
- Tanong** : Saan ka nahuli ng mga Pulis? Saan mo sana gagamitin ang nasabing Chainsaw?
Sagot : Sa bahay at niyog ang nilalagari
- Tanong** : Noong nahuli ka, ikaw ba ay aktwal na nagpuputol ng puno o ano ang ginagawa mo?
Sagot : Pinuntahan ako ng anak ng may-ari at sinabi na luluwas na sa Cavite pero pagdating sa bahay nila may mga pulis na andun at isinama na ako
- Tanong** : Mayroon bang kaukulang permit ang Chainsaw? Kung mayroon, maari mo bang ipakita ang kopya nito para sa aming pagsusuri?
Sagot : Wala po
- Tanong** : Malimit ka bang nagpuputol ng mga puno gamit ang Chainsaw na walang
Sagot : kaukulang permiso mula sa DENR?
Hindi po
- Tanong** : Alam mo ba na mahigpit na ipinagbabawal sa batas ang pag-aari at paggamit ng Chainsaw na walang kaukulang permiso mula sa DENR?
Sagot : Opo
- Tanong** : Sa inyong Barangay sino ang mga may Chainsaw na walang permiso mula sa DENR?
Sagot : Hindi ko po alam
- Tanong** : Ikaw ba ay may nais pang sabihin, idagdag, baguhin sa mga nabanggit?
Sagot : Hindi sa akin yung powersaw





Pagtatapos : Handa ka bang lagdaan ang salaysay na ito ng may kusang loob, walang bahid ng pamimilit, pananakot, o anumang kapalit?

Bago mo ilakip ang iyong lagda, maaari mong basahin ang salaysay na ito.

Sagot : *opo*

BILANG PATUNAY, inilalakip ko ang aking lagda sa dokumentong ito, ngayong ika- 9 ng Nobyembre, 2022, dito sa bayan ng Socorro, Oriental Mindoro.



JANLY ACEVEDA
PANGALAN AT LAGDA
NG NAGSALAYSAY

PINANUMPAAN AT NILAGDAAN SA AKING HARAP, ngayong ika- 9 ng Nobyembre, 2022, dito sa bayan ng Socorro, Oriental Mindoro.


RODEL M. BOYLES

CENR Officer / Opisyal ng Pagdinig