



Republic of the Philippines
Department of Environment and Natural Resources
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
PROVINCE OF PALAWAN

Bgy. Sta. Monica, Puerto Princesa City, Palawan
Email : penropalawan@denr.gov.ph
TelFax No. (048) 433-5638/ 434-8791



December 28, 2022

MEMORANDUM

FOR : THE REGIONAL EXECUTIVE DIRECTOR
DENR MIMAROPA Region

THRU : The Assistant Regional Director for Management Services

ATTN : The Chief Legal Division

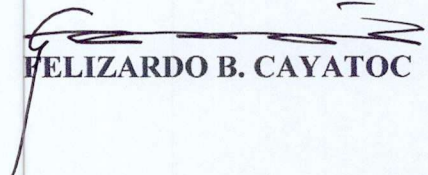
FROM : The Provincial Environment and
Natural Resources Officer

SUBJECT : **ANSWER OF SALDO M. TUMANONG ON DENR CASE
NO. M-02-22-A**

Forwarded is the formal answer of Mr. Tumanong to the aforementioned Case subscribed and sworn on December 24, 2022 received by this office on December 28, 2022.

Attached is the formal answer, motion for extension to file answer and formal charge of the respondent.

For information and further instruction.


FELIZARDO B. CAYATOC

DENR-PALAWAN
PENRO-RECORDS
RELEASED
By: 
Date: 29 DEC 2022 22-3519



R4B PENRO Palawan <penropalawan@denr.gov.ph>

ANSWER OF SALDO M. TUMANONG ON DENR CASE NO. M-02-22-A DENR MIMAROPA Region VERSUS SALDO M. TUMANONG

R4B CENRO Quezon <cenroquezon@denr.gov.ph> Tue, Dec 27, 2022 at 5:57 PM
To: DENR Mimaropa Region <mimaroparegion@denr.gov.ph>, R4B PENRO Palawan <penropalawan@denr.gov.ph>

Good day.
Please see the attached file and acknowledge upon receipt of this email.
Thank you.

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
National Highway, Brgy. Alfonso XIII, Quezon, Palawan
Contact Number: 0917-160-4920

DENR PENRO
PALAWAN RECORDS
RECEIVED
BY: [Signature]
DATE: 12-28-2022 11:20

ANSWER OF SALDO M. TUMANONG ON DENR CASE NO. 3-02-22-A.pdf
2882K

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

DENR MIMAROPA Region
Rep. by RED Lornelyn E. Claudio
Complainant,

DENR CASE No. M-02-22-A

-Versus-

for:



SALDO TUMANONG
Forest Ranger
Respondent
X-----X

**For: Section 50 (A) (9), Rule 10;
Section 50 (A) (10), Rule 10 of the
2017 RACCS in relation to Section 7
(d) of R.A. No. 6713; and Section 50
(D) (2), Rule 10 of the 2017 RACCS**

ANSWER

RESPONDENT, **SALDO M. TUMANONG** by himself and before this Honorable Office most respectfully avers that:

1. I received copy of the Formal Charge dated August 22, 2022 only on December 06, 2022 requiring me to submit my Answer in writing under oath in not less than three (3) days but not more than ten (10) days from receipt thereof;
2. Pursuant thereto, I have until December 16, 2022 within which to file Answer, thus, the filing of the foregoing answer is within the period required by the court;
3. On December 16, 2022, I filed a Motion for Extension of Time to File an Answer for an additional period of ten (10) days or until December 26, 2022 for reasons stated therein;
4. I hereby deny all the allegations stated in the herein formal charges;
5. There is no substantial evidence nor was there any single witness to support all the allegations of violation of Section 50 (A) (9) of Rule 10 of the 2017 RACCS as well as Section 50 (A) (10) of Rule 10 of the 2017 RACCS in relation to Section 7 (d) of R.A. 6713; and Section 50 (D) (2) of 20177 RACCS as stated in the formal charges;
6. My admission per my letter dated October 31, 2019 was in response to the Memorandum issued by the CENRO – Officer, which lacks specific details of CTPO holder or holders, that became the basis of the herein formal charges. The said memorandum are founded on a purely hearsay;
7. It is the humble submission by the herein Respondent that for failure to specify the name or names of CTPO holder or holders in the memorandum which is founded on a purely hearsay basis, the

complaint or formal charge is defective, which will violate my Constitutional Right to Confront the Witness and of my right of Due Process in the Administrative Case;

8. In my more than ten (10) years of government service, this is the first time that I have been formally charged of administrative offenses. To the best of knowledge and abilities I am continuously performing my job well;
9. With the herein charges, I hereby undertake and commit my self to be more prudent in all my dealings so as not drag down the name of the office and institution that I serve; and
10. I hereby appeal to the compassion of the Honorable Office to carefully study and decide the case according to the rights of the herein Respondent, subject to applicable laws and jurisprudence on the matter.

PREMISES CONSIDERED, it is respectfully prayed that the complaint filed be dismissed for lack of substantial evidence and for violation of the right to confront the witness and of Due Process in the administrative case.

Other reliefs that are just and proper under the premises are likewise prayed for.


SALDO M. TUMANONG

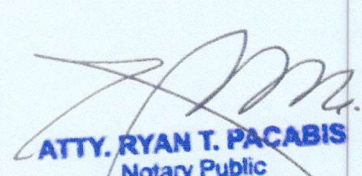
Respondent

CRN.: 006-0025-1689-7

UMID

SUBSCRIBED AND SWORN to before me, a Notary Public for the Province of Palawan and in the Municipality of Quezon, this day of **DEC 24 2022** in the Municipality of Quezon, Palawan, affiant personally appeared, who is personally known to me and exhibited to me proof of his identity details of which was written below his name and signature.

Doc No. 241 ;
Page No. 50 ;
Book No. XXXIX ;
Series of 2022.


ATTY. RYAN T. PACABIS
Notary Public
NPL No. 2022-11
Until December 31, 2023
Attorney's Roll No. 63050
IBP No. 168470/12-24-2021
PTR No. 0875154/06-27-2022
MCLE No. VII-0015210/Until 04-14-2025

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

DENR MIMAROPA Region
Rep. by RED Lornelyn E. Claudio
Complainant,

DENR CASE No. M-02-22-A

-Versus-

for:

SALDO TUMANONG
Forest Ranger
Respondent
X-----X

**For: Section 50 (A) (9), Rule 10;
Section 50 (A) (10), Rule 10 of the
2017 RACCS in relation to Section 7
(d) of R.A. No. 6713; and Section 50
(D) (2), Rule 10 of the 2017 RACCS**

MOTION FOR EXTENSION TO FILE ANSWER

Respondent, by himself, unto this Honorable Office of the Department of Environment and Natural Resources-MIMAROPA Region, most respectfully states that:

1. I received copy of the Formal Charge dated August 22, 2022 only on December 06, 2022 requiring me to submit my Answer in writing under oath in not less than three (3) days but not more than ten (10) days from receipt thereof;
2. Pursuant thereto, I have until December 16, 2022 within which to file Answer, thus, the filing of the foregoing answer is within the period required by the above-mentioned office;
3. Due to the weight of the formal charge, I am constrained to hire for the services of a counsel, ask for the participation of my witnesses and gather relevant evidence for my Answer;
4. However, I am still about to engage/hire the services of a counsel due to the unavailability of the counsels in the municipality; also, I am still on the process of securing the availability and participation of my witnesses, hence, I am filing herein motion humbly requesting for an extension of ten (10) days from December 16, 2022 or until December 26, 2022 within which to file my Answer;
5. The foregoing motion was made not to intentionally prolong the investigation or resolution of this case but solely due to aforementioned reason; and
6. It is my humble request that this motion be favorably granted.

**DONE this 16th day of December, 2022 in the Municipality of Quezon,
Province of Palawan.**


SALDO M. TUMANONG
Respondent



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

DENR MIMAROPA Region
Rep. by **RED Lormelyn E. Claudio,**
Complainant,

DENR Case No. M-02-22-A

-versus-

SALDO TUMANONG
Forest Ranger,

Respondent.

For: Section 50 (A) (9), Rule 10;
Section 50 (A) (10), Rule 10 of the
2017 RACCS in relation to Section 7
(d) of R.A. No. 6713; and Section 50
(D) (2), Rule 10 of the 2017 RACCS

X-----X

FORMAL CHARGE

9. 24. 2022
MARLENE M. BADILLA
Admin. Asst. III/ Records Officer-Designate
Legal Division, DENR MIMAROPA Region

For consideration is the Memorandum dated January 7, 2020 of then OIC, PENR Officer of Palawan Eriberto B. Saños recommending that an appropriate sanction be imposed against you for your act of escorting/delivering lumber from Certificate of Tree Plantation Ownership (CTPO) holders to lumber yards in Puerto Princesa City. Further, a verbal complaint from a CTPO holder alleged that you have an unsettled monetary obligation with them.

Under Section 19 of the *2017 Rules on Administrative Cases in the Civil Service (2017 RACCS)*, a preliminary investigation may be conducted by *ex-parte* evaluation of the records. Moreover, when the complaint is initiated by the disciplining authority, it or its authorized representative shall issue a show-cause order directing the person complained of to explain within the same period why no administrative case should be filed against the said person. The failure to submit a comment/counter-affidavit/explanation shall be considered a waiver thereof.

On October 31, 2019, a Memorandum was issued by CENR Officer Leonard T. Caluya of Quezon, Palawan directing you to submit within seventy-two (72) hours a written explanation why no administrative sanction should be imposed against you.

In your written explanation dated November 7, 2019, you admitted that you indeed borrowed money from the CTPO holder due to some unexpected financial needs of your family. However, you denied escorting the delivery of lumber but nevertheless admitted hitching in one of the trucks of a CTPO holder during the delivery of lumber.

After a careful evaluation of all the documents submitted, there is a *prima facie* case to formally charge you with the following:

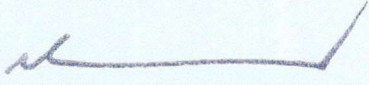
1. Contracting loans of money xxx from persons with whom the office of the employee has business relations, pursuant to **Section 50 (A) (9), Rule 10 of the 2017 RACCS**;
2. Soliciting or accepting directly or indirectly, any xxx loan xxx in the course of one's official duties or in connection with any operation being regulated by, or any transaction which may be affected the functions of one's office xxx, pursuant to **Section 50 (A) (10), Rule 10 of the 2017 RACCS** in relation to **Section 7 (d) of Republic Act (R.A.) No. 6713** which states that: (d) Solicitation or acceptance of gifts. — Public officials and employees shall not solicit or accept, directly or indirectly, any xxx loan xxx from any person in the course of their official duties or in connection with any operation being regulated by, or any transaction which may be affected by the functions of their office; and,

3. Simple misconduct, pursuant to **Section 50 (D) (2), Rule 10 of the 2017 RACCS.**

WHEREFORE, premises considered, you are hereby ordered **TO SUBMIT YOUR ANSWER IN WRITING UNDER OATH IN NOT LESS THAN THREE (3) DAYS BUT NOT MORE THAN TEN (10) DAYS FROM RECEIPT HEREOF.** Indicate in your Answer whether or not you elect to have a formal investigation. You are advised that you may opt to be assisted by a counsel.

SO ORDERED.

City of Manila, this AUG 22 2022


LORMELYN E. CLAUDIO, CESO IV
Regional Executive Director *γ*

Copy furnished:

Saldo Tumanong
CENRO Quezon, Palawan

CENRO Quezon, Palawan

PENRO Palawan

Administrative Division

9. 21. 2022
MARLENE M. BADILLA
Admin. Asst. III/ Records Officer-Designate
Legal Division, DENR MIMAROPA Region



Department of Environment
and Natural Resources
MIMAROPA Region



Doc ID: 28521



REPUBLIC OF THE PHILIPPINES
Unified Multi-Purpose ID



CRN-006-0025-1689-7



SURNAME
TUMANONG
GIVEN NAME
SALDO

MIDDLE NAME
MIGSAYAN

SEX ☒ DATE OF BIRTH 1971/01/12
ADDRESS
DENR PENRO BGY STA MONICA
PUERTO PRINCESA CITY
PALAWAN PHL 5300



VISA

4162 9801 0524 5723 511
VALID THRU 12/27
AC 109571196184

UNIONBANK *BandNet*

PLUS

FOR GSIS TELESERVICE CALL 1-800-847-4747 (GLOBE) 1-800-10-847-4747 (SMART/PLDT)

363.16.25



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