

January 23, 2023

MEMORANDUM

FOR

The Regional Executive Director

DENR-R4, MIMAROPA, 1515 L&S Building

Roxas, Blvd., Ermita, Manila

FROM

The Provincial Environment and

Natural Resources Officer

SUBJECT

LETTER 01/03/2022 LTR DTD 17 NOV2021 FOR SEC. CIMATU THRU USEC GARCIA REFERRING EMAIL FROM ANGELITO ASPIRAS SEEKING PRESIDENTIAL INTERCESSION RELATIVE TO ISSUES AND CONCERN WITH PCC CODE NO. PCC-CAM-10-13-2021-162

(DENRCO-OSEC-2022-00018) (CO-2022-78710) (2022-95504)

Forwarded is the memorandum of Engr. Jonathan Gellez dated December 20, 2022 informing his justification as to the compliance to that Office instructions relative the electronic mail of Mr. Angelito Aspiras.

Accordingly, he already complied and submitted all the documents along with the Narrative report and verification plan to the CENRO and parties concerned and to this Office based on the following memoranda to wit:

- 1. June 15, 2021
- 2. November 16, 2021
- 3. June 27, 2022
- 4. August 22, 2022 and
- 5. August 23, 2022

Further informed are the particulars relative the result of conference and agreement with the MGB Director Glenn Marcelo Noble.

Finally, he informed that the survey executed was based on the Manual of Land Survey Procedures. The same needs to have actual ground validation as called under Section No. 146 of MC No. 2010-13.

Attached are the copies of the action taken pertaining to the memoranda submitted by Engr. Gellez for information and guidance.

Copy furnished:

This Office's Engr. Jonathan Gellez and The Acting Records Officer

DENR-PALAW PENRO-RECOR

RELIZARDO B. CAYATO

TSD-RPS DRN 2023-0343/lmo

January 16, 2023

MEMORANDUM

FOR

THE PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES

OFFICER

Sta. Monica, Puerto Princesa City

ATTN

JIMMY S. VILLAREAL LMO III/Chief, RPS

FROM

THE ACTING RECORDS OFFICER

This office

BY: DATE: 01-16-2023 CN 23.0343

DENR PENRO PALAWAN RECORDS

SUBJECT

INSTRUCTION TO PROVIDE COPY OF DOCUMENTS FOR SUBMISSION TO THE REGIONAL EXECUTIVE DIRECTOR RE: MEMORANDUM OF

ENGR. JONATHAN F. GELLEZ DATED DECEMBER 20, 2022 RE:

LETTER 01-03-2022 LTR DTD 17 NOV. 2021 FOR SEC. CIMATU THRU USEC. GARCIA REFERRING EMAIL FROM ANGELITO ASPIRAS SEEKING PRESIDENTIAL INTERCESSION RELATIVE TO ISSUES AND CONCERN WITH PPC CODE NO. PCC-CAM-10-13-2021-162 (DENRCO-OSEC-2022-00018

(CO-2022-78710) (2022-95504) (10-24-2022) (12-20-2022)

This has reference to your memorandum dated January 9, 2023 relative to the above-cited subject. In compliance and in the interest of service, provided herewith are the copies of memoranda submitted by Engr. Jonathan F. Gellez, the actions taken by this office and other pertinent documents.

For your reference and record.

RHEAD

Doc. Ref. No. 2022-11541/RU

January 9, 2023

MEMORANDUM

TO

The In-Charge, Record Officer

This Office

FROM

The Provincial Environment and

Natural Resources Officer

SUBJECT

INSTRUCTION TO PROVIDE COPY OF DOCUMENTS FOR SUBMISSION TO THE REGIONAL EXECUTIVE DIRECTOR RE: MEMORANDUM OF ENGR. JONATHAN

F. GELLEZ DATED DECEMBER 20, 2022 RE:

LETTER 01/03/2022 LTR DTD 17 NOV 2021 FOR SEC. CIMATU THRU USEC GARCIA REFERRING EMAIL FROM ANGELITO ASPIRAS SEEKING PRESIDENTIAL INTERCESSION RELATIVE TO ISSUES AND CONCERN WITH PCC CODE NO. PCC-CAM-10-13-2021-162 (DENRCO-OSEC-2022-00018) (CO-2022-78710) (2022-95504)

To serve full documentation on the subject matter, please provide the copies of our action taken along with the copies of memoranda submitted by Engr. Jonathan Gellez to wit:

- 1. June 15, 2021
- 2. November 16, 2021
- 3. June 27, 2022
- 4. August 22, 2022
- 5. August 23, 2022

Attached is the copy of memorandum of even date to the Regional Executive Director pending submission upon your compliance.

For strict and immediate compliance.

For the PENRO:

OIC Chief, TSD/Office-In-Chi

Copy furnished:

The Regional Executive Director DENR By the bay 1515, Barangay 668 Roxas Blvd., Ermita, Manila



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

PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE

Bgy. Sta. Monica, Puerto Princesa City, PALAWAN Telfax No. (048) 434-8791

Email Add: penropalawan@denr.gov.ph

MEMORANDUM

DENR PENRO PALAWAN RECORDS

RECEIVED

FOR

The Provincial Environment and

Natural Resources Officer

Sta. Monica, Puerto Princesa City

FROM

Engr. Jonathan F. Gellez

Geodetic Engineer III

SUBJECT

LETTER 01/03/2022 LTR DTD 17 NOV 2021 FOR SEC. CIMATU THRU USEC. GARCIA REFERRING EMAIL FROM ANGELITO ASPIRAS SEEKING PRESIDENTIAL INTERCESSION RELATIVE TO ISSUES AND CONCERN WITH PCC CODE NO. PCC-CAM-10 13-2021-162 (DENRCO-OSEC-2022-00018) [CO-2022-78710] (2022-

95504)

DATE

December 20, 2022

This has reference to your Memorandum dated October 24, 2022 signed by Maximo C. Landrito OIC, Assistant Regional Director for Technical Services with regards to the above-subject.

Please be informed that the undersigned has complied and done submitted all the pertinent documents, Memorandum, Narrative Report attached with Verification Plan to the CENRO, PENRO and the Parties involved. Kindly refer to the following Memorandum submitted relative to this issue dated as follows:

- 1.) June 15, 2021
- 2.) November 16, 2021
- 3.) June 27, 2022
- 4.) August 22, 2022
- 5.) August 23, 2022

Relative to this, as agreed on the conference held attended by the MGB Regional Director Glenn Marcelo C. Noble will be the one responsible and will conduct survey represented by Engr. Kenneth Solidum. And that as per advice of the OIC, Chief Survey Mapping Division for the conduct of joint survey and agreed in using one common reference point, the undersigned and the GE's of MGB, RTN has complied and done with the presence of all the parties involved on this issue.

In addition, the joint survey executed was based on the Manual for Land Survey Procedures. And that a joint survey needs to have an actual ground validation for it to be précised and accurate and not just rely only on Paper evaluation, as stated in Section No. 146, MC No. 2010-13. Kindly refer to the Mines Geoscience Bureau (MGB) Mimaropa Region if you have any queries regarding this issue for they are the one responsible and may answer your questions. To reiterate, the undersigned had completely done and submitted all the pertinent documents relative to this issue.

For his compliance and record.

JONATHAN F. GELLEZ



MEMORANDUM

TO

: THE PENR OFFICER

Palawan

FROM

THE OIC, ASSISTANT REGIONAL DIRECTOR

FOR TECHNICAL SERVICES

SUBJECT

: LETTER 01/03/2022 LTR DTD 17 NOV. 2021 FOR SEC. CIMATU THRU USEC. GARCIA REFERRING EMAIL FROM ANGELITO ASPIRAS SEEKING PRESIDENTIAL INTERCESSION RELATIVE TO ISSUES AND CONCERN WITH PCC CODE NO. PCC-CAM-10-13-2021-162 (DENRCO-OSEC-2022-00018 (CO-2022-78710) (2022-

95504)

DATE

OCT 2 4 2022

This pertains to your Memorandum dated August 23, 2022 regarding the investigation conducted by Engr. Jonathan Gellez on the alleged encroachment of the Rio Tuba Mining Nickel Corporation in the property of Mr. Antonio Baguinsa located at Brgy. Sandoval, Bataraza, Palawan.

Please be informed that upon evaluation of the report dated June 15, 2021 submitted by Engr. Gellez, stated that the team have come up with an absolute and successful result beneficial to all, but, there is no specific recommendation indicated. Hence, the Memorandum dated August 26, 2021 informing your Office that a joint survey together with the concerned parties must be conducted to agree with a common point to use then proceed with the actual field work and computation. Likewise, it was advised to refrain from submitting technical reports without stating any recommendations. However, up to this date the said Memorandum was not complied.

In this regard, you are hereby instructed to directly inform the concerned parties of your recommendation based on the report submitted. Furnish this Office a copy of the action taken on the matter for monitoring purposes.

MINO C LANDRITO

Os, arment of Engineerant and - sural Resources MIMAR PA Region

Doc ID 94152

SMD/KPM/10-05-2022

DENR by the Bay Bldg., 1515 Roxas Boulevard, Ermita Manila DENR VOIP (632) 82483367/82483468 loc. 2717(Regional Executive Director) Direct Line: (632) 84050157

Website: http://mimaropa.denr.gov.ph/ Email: mimaroparegion@denr.gov.ph

DOCUMENT ACTION INFORMATION FORM

Doc. Ref. No.: 2022-10077

Date and Time received:

11/04/2022 11:40:18 AM

From: MAXIMO C. LANDRITO

Document Type:

Memorandums

MIMAROPA REGION

Subject:

94132 LETTER 01-03-2022 LTR DTD 17 NOV. 2021 FOR SEC. CIMATU THRU USEC. GARCIA REFERRING EMAIL FROM ANGELITO ASPIRAS SEEKING PRESIDENTIAL INTERCESSION RELATIVE TO ISSUES AND CONCERN WITH

PPC CODE NO. PCC-CAM-10-13-2021-162 (DENRCO-OSEC-2022-00018 (CO-2022

Attachment(s): (FROM EMAIL) ROUTING SLIP. MEMO DATED 085-23-2022 AND MEMO Earmarked As: Date: 11/4 From: Jack Coper of Co To: Action Recommended/Required: Processing Time Other Instruction(s): For Review/ For Action Urgent Recommendation (w/in the day) For Approval For Information, Record and File Priority For Disbursement/ (w/in 3 days) For Indorsement to Payment Complex concerned Party(ies For Official Release _w/in 7 days _w/in 20 days or Return to Payee/Sender For Signature shorter days or shorter W/in __ fur. Jespiras From: 07 tunri Action Recommended/Required: Other Instruction(s): Processing Time: For Review/ Urgent For Action Recommendation (w/in the day) For Approval For Information, Record and File **Priority** For Disbursement/ (w/in 3 days) For Indorsement to Payment concerned Party(ies Complex For Official Release _w/in 7 days _w/in 20 days or Return to Payee/Sender For Signature shorter days or shorter Date: From: Action Recommended/Required: Processing Time: For Review/ For Action Urgent Recommendation (w/in the day) For Approval For Information, Record Priority and File For Disbursement/ (w/in 3 days) For Indorsement to Payment concerned Party(ies Complex For Official Release _w/in 7 days _w/in 20 days or Return to Payee/Sender For Signature shorter days or shorter W/in Date: From: Other Instruction(s): Action Recommended/Required: Processing Time: For Review/ Urgent For Action Recommendation (w/in the day) For Approval For Information, Record **Priority** and File For Disbursement/ (w/in 3 days) For Indorsement to Payment Complex concerned Party(ies For Official Release _w/in 7 days _w/in 20 days or Return to Payee/Sender For Signature shorter W/in _

days or shorter

Printed on 11/04/2022 11:42:02AM Received at: OFFICE OF THE PENR(Received by: ALMINE, ALYSSA

Republic of the Philippines

Department of Environment and Natural Resources

MIMAROPA Region

PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE

Bgy. Sta. Monica, Puerto Princesa City, Palawan Telfax No. (048) 434 - 8791

Email Add: penropalawan@denr.gov.ph

August 23, 2022

MEMORANDUM

FOR

The Regional Executive Director

DENR MIMAROPA Region 1515 L&S Bldg., Roxas Blvd.

Ermita, Manila

FROM

Provincial Environment and Natural Resources Officer

SUBJECT

LETTER 01/03/2022 LTR DTD 17 NOV. 2021 FOR SEC. CIMATU THRU USEC. GARCIA REFFERING EMAIL FROM

ANGELITO ASPIRAS SEEKING PRESIDENTIAL INTERCESSION RELATIVE TO ISSUES AND CONCERN WITH PCC CODE NO. PCC-CAM-10-13-2021-162 (DENRCO-

OSEC-2022-00018) (CO-2022-78710)

Forwarded is the Memorandum dated August 22, 2022 of Engr. Jonathan F. Gellez, Geodetic Engineer III attached pertinent documents in reference to the Memorandum dated April 22, 2022 signed with by Vicente B. Tuddao, Jr., Ph.D., CESO IV then Assistant Regional Director for Technical Services regarding the above subject.

It is informed that this office has complied with the instructions stated therein as stated by Engr. Jonathan F. Gellez.

For your information and record.

FELIZARDO B. CAYATOC

RGT/EMU Doc. No. 7597

DENR-PALAWAN
PENRO-RECORDS
RELEASED

By
Date: 25 AUG 2022 N 28 - 247

DOCUMENT ACTION INFORMATION FORM

Doc. Ref. No.: 2022-7597

Date and Time received:

08/22/2022 04:05:03 PM

From: JONATHAN F. GELLEZ

Document Type:

Memorandums

PENRO-SURVEY & MAPPING

Subject: LETTER DATED 01-03-2022 LTR DTD 17 NOV. 2021 FOR SEC. CIMATU THRU USEC. GARCIA REFERRING EMAIL FROM ANGELITO ASPIRAS SEEKING PRESIDENTIAL INTERCESSION RELATIVE TO ISSUES AND CONCERN WITH

PCC CODE NO. PCC-CAM-10-13-2021-162 (DENRO-OSEC-2022-00018) (CO-2022

Attachment(s): MEMO DATED 11-16-2022, MEMO DATED 06-27-2022 AND PERT DOCS Earmarked As:

8-22 From: PENNO 12MO 11 Ravores TED -Emu Other Instruction(s): Action Recommended/Required: Processing Time: Urgent (w/in the day) ForAction For Review Forward actom. Recommendation CC: The OIC, TSD for into. For Information, Record For Approval Priority and File For Disbursement/ (w/in 3 days) For Indorsement to concerned Party(ies Payment Complex For Official Release w/in 7 days w/in 20 days or Return to Payee/Sender For Signature shorter days or shorter W/in Date: From: To: Other Instruction(s): Action Recommended/Required: Processing Time: For Review/ Urgent (w/in the day) For Action Recommendation For Approval For Information, Record Priority and File For Disbursement/ (w/in 3 days) For Indorsement to Payment Complex concerned Party(ies For Official Release win 7 days win 20 days or Return to Payee/Sender For Signature shorter days or shorter W/in_ Date: From: To: Other instruction(s): Action Recommended/Required: Processing Time: For Review/ Urgent For Action Recommendation (w/in the day) For Information, Record For Approval **Priority** in Disbursenient (Wim's days) For Indorsement to concerned Party(ies Payment Complex For Official Release w/in 7 days w/in 20 days or Return to Payee/Sender shorter days or shorter For Signature Date: From: To: Other Instruction(s): Processing Time: Action Recommended/Required: For Review/ Urgent For Action Recommendation (w/in the day) For Information, Record For Approval **Priority** and File For Disbursement/ (w/in 3 days) For Indorsement to Complex concerned Party(ies For Official Release w/in 7 days w/in 20 days or Return to Payee/Sender shorter days or shorter For Signature

Printed on 08/22/2022 4:05:21PM Received at: OFFICE OF THE PENR(Received by: ALMINE, ALYSSA



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

PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE

Bgy. Sta. Monica, Puerto Princesa City, PALAWAN Telfax No. (048) 434-8791

Email Add: penropalawan@denr.gov.ph

MEMORANDUM

FOR

The Provincial Environment and

Natural Resources Officer

Sta. Monica, Puerto Princesa City

FROM

Engr. Jonathan F. Gellez

Geodetic Engineer III

SUBJECT

LETTER 01/03/2022 LTR DTD 17 NOV 2021 FOR SEC. CIMATU THRU USEC. GARCIA REFERRING EMAIL FROM ANGELITO ASPIRAS SEEKING PRESIDENTIAL INTERCESSION RELATIVE TO ISSUES AND CONCERN WITH PCC CODE NO. PCC-CAM-10

13-2021-162 (DENRCO-OSEC-2022-00018) [CO-2022-78710]

DATE

August 22, 2022

This has reference to the Memorandum dated April 22, 2022 signed by Vicente B. Tuddao, Jr., Ph.D, CESO IV Assistant Regional Director for Technical Services forwarded to this office regarding the above-subject.

Please be informed that this office forwarded to the Regional Office a Memorandum signed by Chief, Technical Services Division Johnny P. Lilang dated November 16, 2021 and Memorandum dated June 27, 2022

In this regard, all the Memorandum relative to this case was complied and submitted by the undersigned in this office.

In support, Enclosed herewith is the two (2) Memorandum.

For your information and record.

JONATHAN F. GELLEZ



Department of Editionment and Natural Resources

PROVINCIAL EXPREDAMENT AND NATURAL RESOURCES OFF THE

MEMORANDING

Regional Director Mines and Consciences Bureau, MIMARDPA Region 71, 1885 Let S Bldg.

LAND DISPLIE BETWEEN MR. ANTONIO BAGLINSA

AND MINERAL PRODUCTION SHARING

AGREEMENT NO. 213-2008-IV-B GRANTED TO RIO

TUBA NICKEL MINING CORPORATION

The pertains to your necessariation dated Soveralise (8) 2021 regarding the

Nametrice Report and Verification Plac relative to the completion of verification survey of the

For the PENRO

JOHNNY PLEILANG Chief, ISDI officer In-Charge



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

PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE

Bgy. Sta. Monica, Puerto Princesa City, PALAWAN Telfax No. (048) 434-8791

Email Add: penropalawanaodem you p

MEMORANDUM

FOR

The Provincial Environment and

Natural Resources Officer

Sta. Monica, Puerto Princesa City

FROM

Engr. Jonathan F. Gellez

Chief, Surveys and Mapping Unit

SUBJECT

LETTER COMPLAINT OF MR. ANTONIO BAGUINSA

ON THE MINING OPERATIONS OF RIO TUBA

NICKEL MINING CORPORATION WHICH

ALLEDGLY ENCROACHES HIS TITLED PROPERTIES IN SITIO GOTOK, BRGY. SANDOVAL, BATARAZA

PALAWAN

DATE

June 27, 2022

This has reference to your Memorandum dated March 18, 2022 signed by Lormelyn E. Claudio, CESO IV regarding the above-subject.

Please be informed that the undersigned had submitted his Narrative Report and Verification Plan relative to this office the completion of Verification Survey of the two remaining monuments. And that on March 9-11, 2022 Engr. Kenneth Solidum representative Geodetic Engineer of Mines and Geoscience Bureau (MGB) conducted Verification Survey on the same, as required to make/ submit his results and findings on this case. Lasly, pleased be noted of the withdrawal letter of Mr. Angelito Aspiras, Attorney in-fact of Mr. Antonio L. Baguinsa, for nullity of his Special Power of Attorney (SPA) issued by Atty. John Mark Caralipio relative to this case.

Enclosed herewith is a copy of Memorandum dated November 16, 2021, letter of Mr. Angelito Aspiras and Special Power of Attorney.

For your information and record.

AA

Republic of the Philippines
Province of Palawan
Municipality of Bataraza
Rarangay Sandoval, So Getik

03-29-2022

Ju & Doc Edwin Mapres
Director MGB Minu and Geosciences Bureau

Magandang hapon po G. Dec. Edwin Mexics, paumonkin po, ako si G Ongelito Aspiras, na nagsusumamo sa inyong pahintulot, ito po au may kaugnayon so encroached ng ROU comp. na aking kinahawakan, na usapini kayang-kaya ko po ang problema, Ombuds man, PRC of Orta dahil sa mga pangyayari na technica lity. Oko poy natiki wap na mapawalang busa ang aking sipa at filindi na ako makapagtullnu-up kahit kaulan. Of kailangan kapa ang case # sa kasong ito, nandiyan na po yan sa into kong etemporary close nigo. Hingi long po ako ng Torm at pakitill-up nalang po at permahan, so pagpatunoy so aking pag back met. Odsana po G. Director Doc Edwin Mojares, matulengan mo po ako na marepund any aking gastes, makit long poits so halagang \$ 45,364.10. at fungi lang po ako ng poumankin dahil sa aking pagtulong, kaga Sa nongangailangan, findi na po makapasak ang mga anak Kong babac sa trabaho, wala peng masama deon sa magtulong. kaya kingi po oko ny recemendation sa a person na makapavak sa trabaho. At kong marapatin mo po ang aking pagsusumamo, ito po ay makapaset lahat sa yorm para mai-abet ko sa comp. Maraming Salamat po G. Director Doc towin Migures nundyun po so inyo ang kapang yarihan.

"Prayer God Bless"

Nagsusumamo at nag-aapila,

SPECIAL POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS

That I, ANTONIO L. BAGUINSA of legal age. Filipino obzen, married with residence and postal address Sandoral Batariza Palawan Philippines DO HEREBY NAME CONSTITUTE AND APPOINT ANGELITO L ASPIRAS of legal age. Filipino, widower and resident of Birgy. Rio Tuba. Bataraza, Palawan. Philippines to be the non-disease. Attorney-in-Fact for me in my name, place, and stead to do and perform the following acts and things:

To represent me before the Orice of the Punong Barangay Lupong Tegapamayapa (idon nostrativa or quasi-judical bodies, court of justice or any other tribunal or agency in connection with my ownership of two (2) parcels of land described below

- A parcel of land situated at Brgy Sandoval, Batarata Palawan with an area of Sixtoon Thousand Three Hundred and Ninety Four (16,394) Square Meters known and identified as Lot 9969-F. Cad-04-026475-D covered by Katibayan ng Orihinal na Titulo 8ig. E-32455, and
- A parcel of land sausted at Brgy. Sendovel. Bataraza, Palawan with an area of Two Thousand Five Hundred Twenty Two (2,522) Square Meters known and identified as Lot 9969-E, Csd-04-026-75-
- To execute, sign, submit and file complaint or any pleading against any person or antity for violation of my right of ownership over the above-described parcels of land before the Office of the Punong Barangay, Lupong Tagapamayapa, administrative or quasi-judicial bodies, court of justice or any other dibunial or agency
- To enter into compromise agreement with any person or entity under such terms and conditions acceptable to my Attorney-in-fact
- To do and perform all and every act which may be requisite, necessary or proper to carry out above purposes

HEREBY GIVING AND GRANTING unto my said Atterney-in-Fact full power and authority to do and perform each and every act and thing whatsoever requisite and necessary to be done in and about the premises, as full intents and purposes as I might or could do, if personally present and acting in person. HEREBY RATIFYING AND CONFIRMING all that my said Attorney-in-Fact may also do or cause to be done under and by virtue of these presents

IN WITNESS WHEREOF, I have hereunto set my hand this SFP 1.2 2020 at Bataraza. Patawan

ANTONIO L BAGUINSA

Pnnopal

Brgy Sandoval Household Card No 2018-148

SIGNED IN THE PRESENCE OF:

HDNY D. BAGUINSA

Winness DL 011-13-001805 JOSEPHINE T. ERESMAS

VIN 5305-0032B-L2560_TE20001-7

REPUBLIC OF THE PHILIPPINES) BATARAZA, PALAWAN 155

CONFORME:

Attorney-in-Fact

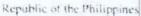
ACKNOWLEDGMENT

E, a Notary Public for and in the Municipality of Balaraza, Province of Palawan, this personally appeared the above-named PRINCIPAL and his witnesses who have actionly proven to me their identities through their identifying documents written below their names and signatures, that they are the same persons who executed and voluntarily signed the foregoing Special Power of Allomey, duly signed by instrumental witnesses at the space herein provided which they acknowledged to me its their free and voluntary act and deed.

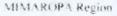
WITNESS MY HAND AND SEAL, at the place and on the date first above written.

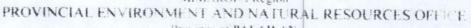
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Carine of 2020



Department of Environment and Natural Resources





Province of PALAWAN

Bgy. Sta. Monica, Puerto Princesa City. Palawan Tellas No. (048) 434-8791

Email Add

November 16, 2021

MEMORANDUM

FOR

GLENN MARCELO C. NOBLE

Regional Director, Mines and Geosciences Bureau MIMAROPA Region, 7/F, 1515 L & S Bldg.

Roxas Blvd., Ermita, Manila

FROM

The Provincial Environment and

Natural Resources Officer

SUBJECT

LAND DISPUTE BETWEEN MR. ANTONIO BAGUINSA PRODUCTION AND MINERAL AGREEMENT NO. 213-2005-IV-B GRANTED TO RIO

TUBA NICKEL MINING CORPORATION

This pertains to your memorandum dated November 09, 2021 regarding the abovesubject.

Please be informed that Engineer III Jonathan F. Gellez submitted this Office the Narrative Report and Verification Plan relative to the completion of verification survey of the two (2) remaining monuments.

For information and record.

For the PENRO:

HULLES

JOHNNY P. LILANG Chief, TSD/Officer-In-Charge

Ref. No 2021-11150 ldw111621

Maria Lourdes G. Ferrer, CESO III Regional Executive Director MIMAROPA Region IV-B

MEMORANDUM

FOR

: THE PENR OFFICER

Palawan

ATTENTION

: ENGR. JONATHAN F. GELLEZ

Chief, Survey and Mapping Unit

FROM

: THE REGIONAL EXECUTIVE DIRECTOR

SUBJECT

: LETTER 01/03/2022 LTR DTD 17 NOV 2021 FOR SEC. CIMATU THRU USEC. GARCIA REFERRING EMAIL FROM ANGELITO ASPIRAS SEEKING PRESIDENTIAL INTERCESSION RELATIVE TO ISSUES AND CONCERN WITH PCC CODE NO. PCC-CAM-10-13-2021-162 (DENRCO-OSEC-2022-000018) [CO-2022-78710]

DATE

APR 22 2022

This refers to the Memorandum dated January 24, 2022 from the Assistant Secretary, Field Operations – Luzon, Gilbert C. Gonzales, pertaining to the letter from Dir. Jaime Llaguno Mabilin, Presidential Complaint Center (PCC) of the Office of the President indorsing the Letter of Mr. Angelito Aspiras seeking presidential intercession regarding the issue/solution to the alleged encroachment of the Rio Tuba Nickel Mining Corp. in the property of Mr. Antonio Baguinsa located Sitio Gotok, Brgy. Sandoval, Bataraza, Palawan.

Please be informed that based our records, this Office had instructed your Office per Memorandum dated August 26, 2021 to refrain from submitting technical report without stating their recommendation, then a Memorandum dated November 12, 2021 (copies are attached) with the instruction to submit a report with recommendation on the status of joint survey with the concerned parties.

In this regard, you are hereby instructed to report the status of the said Memoranda. Furnish a copy of action taken thereon the Office of the Assistant Secretary, Field Operations – Luzon, the Office of the Presidential Complaint Center and this office for monitoring purposes.

"For and in the absence of the Regional Executive Director"

VICENTE B. TUDDAO, JR., Ph.D. CESO IV
Assistant Regional Director for Technical Service

fearing

cc

GILBERT C. GONZALES, CESO III
Assistant Secretary, Field Operations – Luzon
DENR Central Office
Visayas Ave., Diliman, Quezon City

period for



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

PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE

Province of PALAWAN

Bgy. Sta. Monica, Puerto Princesa City, Palawan Telfax No. (048) 434-8791 Email Add: penropalawan@denr.gov.ph

November 16, 2021

MEMORANDUM

FOR

GLENN MARCELO C. NOBLE

Regional Director, Mines and Geosciences Bureau

MIMAROPA Region, 7/F, 1515 L & S Bldg.

Roxas Blvd., Ermita, Manila

FROM

The Provincial Environment and

Natural Resources Officer

SUBJECT

LAND DISPUTE BETWEEN MR. ANTONIO BAGUINSA

AND MINERAL PRODUCTION SHARING AGREEMENT NO. 213-2005-IV-B GRANTED TO RIO

TUBA NICKEL MINING CORPORATION

This pertains to your memorandum dated November 09, 2021 regarding the above-subject.

Please be informed that Engineer III Jonathan F. Gellez submitted this Office the Narrative Report and Verification Plan relative to the completion of verification survey of the two (2) remaining monuments.

For information and record.

For the PENRO:

JOHNNY P. LILANG Chief, TSD/Officer-In-Charge

Ref. No. 2021-11150 /ldm111621

CC:

Maria Lourdes G. Ferrer, CESO III Regional Executive Director MIMAROPA Region IV-B MA

PALAWAY RECORDS

RELEASED

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Republic of the Philippines

Department of Environment and Natural Resources
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE
Sta. Monica, Puerto Princesa City

MEMORANDUM

FOR

The Provincial Environment and

Natural Resources Officer

Sta. Monica, Puerto Princesa City

FROM

Engr. Jonathan F. Gellez

Chief, Survey and Mapping Unit

SUBJECT

REQUEST FOR LAND SURVEY AND INVESTIGATION

DENR PENRO

PALAWAN RECORDS

OF BUT A CERTAIN MR. ANTONIO L. BAGUINSA

LOCATED IN BGY. SANDOVAL, BATARAZA, PALAWAN

DATE

June 15, 2021

In compliance to direct instruction of PENRO Eriberto B. Saños, CESE to the undersigned regarding the above-subject. Respectfully submitting herewith is my report to wit;

- 1. That on February 23, 2021, a meeting was held at CENRO, Brooke's Point. Marked as Annexes "A" & "B" Invitation Letter signed by PENRO Eriberto B. Saños, CESE and Attendance Sheet. During the meeting Mr. Antonio Baguinsa presented his Title and Approved subdivision plan (Csd-04-026475-D, Csd-043405-012570-D) while the representative of RTN presented a zerox copy of figure of the subject lot from the approved plan.
- 2. That on the next day, February 24, 2021 the in-house Geodetic Engineer of RTN Engr. Salustino Menguin, Jr. submitted an inspection map with their signatures. Marked as Annex "C". Then, the Penro Survey Team proceed at the area to conduct survey using Total station, Range Pole, established traverse station, side shots the existing PS Monuments and Actual Edge of Quarry Site with Mr. Antonio Baguinsa and company to pinpoint his PS monuments as well as Engr. Salustino Menguin, Jr. RTN Survey Team pinpointed their monuments.
- 3. That on March 02, 2021 the undersigned called a meeting for exit conference to present the initial findings.

 Copy of attendance sheet. Engr. Salustino Menguin, Jr. upon seeing the presented findings accordingly, there are two monuments that has not yet side shot. As per request of Engr. Menguin with Mr. Baguinsa to side shot the two monuments on site. But according to Mr. Baguinsa the said two monuments were the same as the previously survey. **Marked as Annex "E" the actual written report with sketching.** Engr. Salustino Menguin, Jr. sent to the undersigned his survey data using Real time Kinetic (RTK) observation thru e mail. Wherein the lot relocated is Lot 1030-B, Csd-043405-012570-D which is the adjacent lot. As compared to the undersigned findings the subject Lot is Lot 9969-E & Lot 9969-F, Csd-04-026475-D.

4. After the conduct of Verification Survey using the following references: Unnumber Public Land Application, KOT Blg. E-32455 in the name of Mr. Antonio L. Baguinsa, Approved Plan Csd-043405-01257-D in the name of Miguel Diamante, Et. Al. with an area of 675,615 Sqm. and Csd-04-026475-D in the name of Salvacion B. Beringuela, Et..Al. with an area of 470,946 Sqm. all in Brgy. Sandoval, Bataraza. We found out that there is encroachment of Lot 9969-E-2 with an area of 1,409 Sqm. and Lot 9969-F-2 with an area of 808 Sqm. by Gotok Limestone Quarry operated by Rio Tuba Nickel Mining Corporation as indicated in the Verification Plan.

Furthermore, the undersigned have exerted much effort to cooperate with the parties. Mr. Antonio L. Baguinsa, Mr. Angelito Aspiras, Attorney in-fact, Engr. Salustino Menguin, Jr and the RTN Survey Team to come up with an absolute and successful result beneficial to all.

For your reference enclosed herewith are the following;

- a. Unnumbered Public Land Application
- b. KOT No. E-32455
- c. Memorandum dated May 04, 2021
- d. Approved Csd-04-026475-D
- e. Verification Plan

For his compliance.

ENGR.

Copy furnished:

CENRO, Brooke's Point Brooke's Point, Palawan

Mr. Antonio Baguinsa Brgy. Sandoval, Bataraza

Engr. Cynthia Rosero Resident Mine Manager Rio Tuba Nickel Mining Corporation Brgy. Rio Tuba, Bataraza, Palawan



Republic of the Philippines

Annex A" Department of Environment and Natural Resources PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES Sta. Monica, Puerto Princesa City

Telefax (048) 433-5638/email add.denrpalawan@yahoo.com

25 January 2021

Mr. Antonio L. Baguinsa Brgy. Sandoval, Bataraza Palawan

Engr. Cynthia Rosero Resident Mine Manager **Rio Tuba Nickel Mining Corporation** Brgy. Rio Tuba, Bataraza, Palawan

Dear Sir/Ma'am:

Greetings!!!

This office invites you to attend a meeting scheduled on February 05, 2021 at around 2:00 o'clock in the afternoon to be held at PENRO, Survey and Mapping Unit office. This is to discuss the following pertinent matters to wit: issuance of Survey Order to relocate the subject lot of this case, the result/findings of the relocation survey executed by PENRO Survey Team must be amenable to both of you, the expenses be incurred in the execution of survey considering that we have to hire survey instrument and other related matters. Kindly bring documents pertaining to your ownership to the subject properties.

Your presence will be highly appreciated.

Enclosed is a copy of Memorandum of CENRO, Brooke's Point dated December 16, 2020 on the matter.

Very truly yours,

ERIBERTO B. SANOS, CESE

PENRO



Repubje of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

DATE: February 23, 2021

LOT DESCRIPTION 9149- F & 9949- F, CSD-C4-1724476-0

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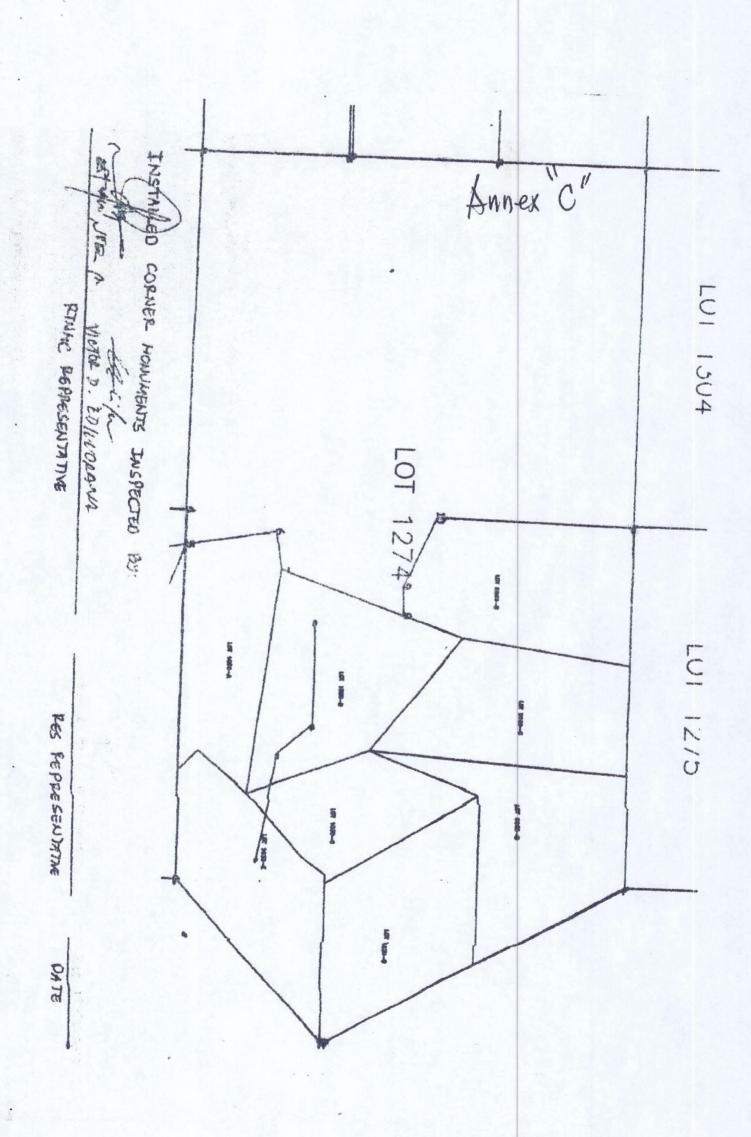
Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

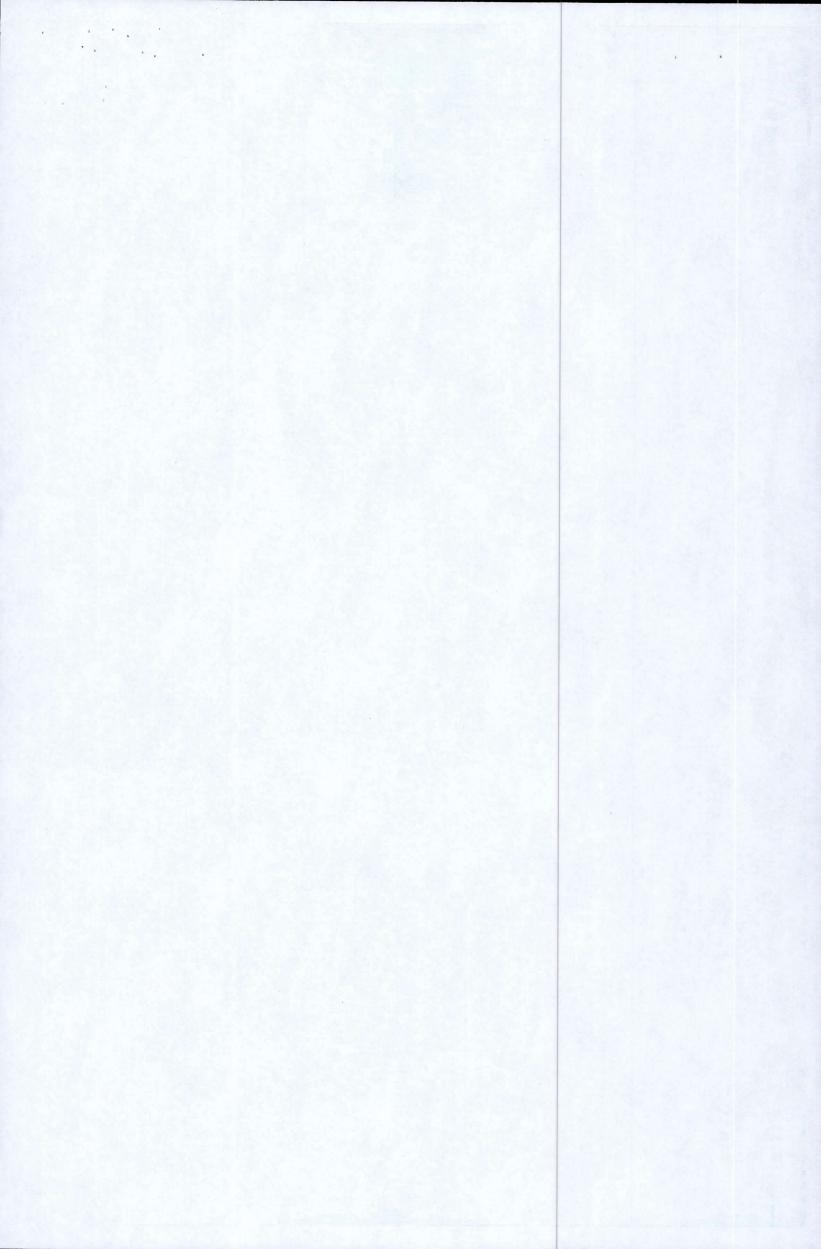
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Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

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Ripublika ng Pilipinas Lalawigan ng Palawan Dayan ng Bataraza Parangay Ria Juba

cendro Brookes H.

marco, 3, 2021

BY: B-15-2021 CN 21-217C

Annex #"

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Eng. Sonathan Chief Plan Pandro Pto. Priencesa

3, 2021.

Pendro

a MAR DA JATA

MAR DA J

Ang kawandwan she pag-wurg an Brooker Point office (c ay humi hingi ny pahin tulot ma shekitin ang 2 muhon ma makita nila RTV kay Eng. Jonathan . chey plan ng Pendro. kayat humi hingi at napiki urap ah land owner. Ang salii ng Eng. ny RTV ma huag mada li in lalo na kung mag-ulan. at ang salii naman ni Eng. Jonathan ng Pendro ay madali hang yan. kung hindi knyo maka pengrapasi buhan o hanggang tuwuben (peter 4 ng bawas it ako mis mo ang aapyat (Jonathan) at mag susukut dahit ito ang sahi ni Pendro Cendro) sanos. na dapat ay matapas na. at mag fanong ang paning ng clandowerer. nagtanong. di ba po Eng. (RTV) magkakutwon tayo ng joint sumey, Saan ka paon panahon iyon. Ang sagat, "ay finawagan Ako sa

Kina bukasan survey 29 mg Pebrero, (maaga) wala ka pa rin, Ang pinag-vuapan matin ay joint survey Tapos mag rerektamo kayo, Ang penahintulutan ay 2 muhon lang ang supor katin ngayon arow petra 3 ng moure, at baket mag relocate knyo na walong pahin lulat, parang trempaising kays, ma walning PEUR Pendro at walang court order. at Kingbonkasan Petra 3 ng marso, umaakyat kami Adan Jared Eresmas Baguinea antonio, Baguinea Barok Kami ay Roga land owner. Rami oy dunating an area, naroon na ang mga impleggedo ng RTN ngunit wala si Eng. Silve lings Deopletic ng RTP mga Tauhan lang, ait ito any nangyovi as pagauhut, nagaimula sa muhon # 2 Ga taar ng aplay pataba sa muhon #1 dalawang sturyon patungo) na titulado, magicip sela pabalik en muchon # 2. Sa Staryon papuatang mukon # 1. sumilip ulit papuntang mukon # 5, bumalik ails so muhon #1, dalawang strugen patungs so muhon papuntang muhon # 2 na nawawala. Pagasating doon, nag afaryon aila ng 2 papuntang muhon #3, tapus ainidip nila na pumanak ga tituladong hyra ni mr. Bagiunea GA gitna simula na muhan #3 at languasas Stasyon, at simily rule and muhan Al ni mr. Baguina at mulion 5 at palabas na la papa ni mr. Bagius DOTT . Any dalawary muhon no singente my Eng. ng RID ay wala rin, napeta na muhon doon an area ayon an ainstahi ng Eng. RTN, noong conference at may apat ma too ng PTN ang nagankal at 3 kami na galing Ra Sandowner

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approved:

Eng. Jonathan Penduo

censo, brooks Point

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NOTE This let is identical to Lot 1429? Cad 795 D. portion of Lot 9969, Cad 195. D. portion of Lot 1274; Pla 14 and covered by F.P.A. No. 045/05/1964

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Republic of the Philippines
Department of Environment and Natural Resources

PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE

Sta. Monica, PuertoPrincesaCity

MEMORANDUM

FOR

The Provincial Environment and

Natural Resources Officer

Sta. Monica, Puerto Princesa City

FROM

Engr. Jonathan F. Gellez

Chief, Survey and Mapping Unit

SUBJECT

LETTER DATED MARCH 23 & 26, 2021 OF MR.

ANGELITO ASPIRAS, ATTORNEY-IN-FACT OF

MR. ANTONIO BAGUINSA

DATE

May 04, 2021

This has reference to your memorandum dated April 14, 2021 signed by Maria Lourdes G. Ferrer, CESO III regarding the above-subject.

Please be informed that the undersigned has prepared his initial findings/narrative report on the said Verification Survey. Relative thereto on March 2, 2021 the survey team conducted an exit conference with the parties at Cenro, Brooke's Point for the initial output of the survey. Wherein on March 3, 2021 as per request of Engr. Salustino Menguin, Jr. in house Geodetic Engineer of RTN accordingly, there are unseen monuments and following day they will meet at the area of Mr. Antonio Baguinsa. As a result the same monuments was pinpointed relative to the subject lot. After which Mr. Antonio Baguinsa forwarded to Penro a letter attached with unreadable OCT and Certification from Cenro Brooke's Point. The undersigned adviced to Angelito Aspiras, (Attorney-in-Fact) to submit a clear/readable and certified copy of OCT/Application Form in support to the completion, reference and attachment to his report.

In addition, on April 15, 2021 the Penro Office was closed due to one penro personnel positive to covid-19 the undersigned was required to undergo Antigen Test and he is submitted for 14 days home quarantine.

Attached herewith is the submitted unreadable OCT and Certification from Cenro Brooke's Point.

For his information and record.

Copy furnished:

CENRO, Brooke's Point, Palawan Brgy. Poblacion, Brookes's Point. Palawan

Brgy. Sandoyal. Bataraza, Palawan

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