



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



December 15, 2022

MEMORANDUM

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

THRU : The OIC, Assistant Regional Director for Technical Services

FROM : The Provincial Environment and Natural Resources Officer

SUBJECT : ADMINISTRATIVE ADJUDICATION REPORT ON THE
APPREHENDED FOURTEEN (14) PIECES KURAYAN LUMBER
AND ONE (1) PIECE ILANG-ILANG LUMBER WITH
EQUIVALENT VOLUME OF 109.32 BOARD FEET LOADED IN A
TOPDOWN POWERED BY KYMCO 150 WITH ENGINE NO.
KYRA302106230 AND CHASSIS NO. RFGPCKXJ6DB040429 IN
BARANGAY III, ROXAS, PALAWAN

Respectfully forwarded is the memorandum of CENRO Roxas, Palawan dated November 25, 2022 relative the above subject.

Per memorandum, the apprehension was made by CENRO MES personnel on June 2, 2020 at around 7:50 A.M. while member of the apprehending team riding a personal motorcycle and saw a topdown loaded with lumbers traversing along Nin-bay Road, Barangay III, Roxas, Palawan. The team intercepted/apprehended the Topdown Tricycle (Kymco 150) loaded with 15 pieces (14 pieces Kurayan lumber & 1-piece Ilang-Ilang lumber) with equivalent volume of 109.32 board feet without permit in violation of Section 77 of PD 705, as amended and have estimated fair market value of Php80,000.00 and Php5,226.00 respectively.

The apprehended conveyance loaded with lumbers were driven and owned by Reuben A. Pacaldo of Barangay Minara, Roxas, Palawan. The apprehended lumbers and the vehicle are now deposited at CENRO Compound, Barangay III, Roxas, Palawan for safekeeping purposes under the custody of Foretser I Marcos C. Lasangen. Pursuant to Section 7, Item No. 1 of DAO 1997-32, the notice of hearing dated April 13, 2021 was sent to Reuben A. Pacaldo and the administrative hearing was scheduled on April 22, 2021. However, the hearing was postponed due to COVID 19 strict protocols. Another notice of hearing dated February 7, 2022 was issued for February 16, 2022 hearing, but the respondent failed to appear in the Office. A third notice dated February 18, 2022 was released for March 2, 2022 hearing but again, the respondent failed to attend. A fourth and final notice dated March 2, 2022 was issued and the hearing was conducted on March 9, 2022.

We concur with CENRO recommendation for the issuance of confiscation order for the apprehended conveyance and lumbers.

DENR-PALAWAN
PENRO-RECORDS
RELEASED
By Groe
Date: 19 DEC 2022 CN 22-3403

“For the PENRO”

RONIE B. GANDEZA
OIC, TSD/Office In-Charge



Republic of the Philippines
Department of Environment and Natural Resources
Region IV- MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Barangay III (Poblacion), Roxas, Palawan
Contact No. 09171606578 / 09175028647
Email address: cenroxaspalawan@denr.gov.ph

November 25, 2022


MEMORANDUM

FOR : The Provincial Environment and Natural Resources Officer

FROM : The Community Environment and Natural Resources Officer

SUBJECT : **ADMINISTRATIVE ADJUDICATION REPORT ON THE APPREHENDED FOURTEEN (14) PIECES KURAYAN LUMBER AND 1 (ONE) PIECE ILANG-ILANG LUMBER LOADED IN A TOPDOWN TRICK POWERED BY KYMCO 150 WITH ENGINE NO. KYRA302106230 AND CHASSIS NO. RFGPCKXJ6DB040429 WITH EQUIVALENT VOLUME OF 109.32 BOARD FEET IN BARANGAY III, ROXAS, PALAWAN**

**DENR PENRO
PALAWAN RECORDS
RECEIVED**

BY: 
DATE: 20 Nov 2022 11:17 AM

Submitted herewith is the summary of the Administrative Confiscation Proceedings together with the pertinent documents anent the above-cited subject treated under DAO 97-32.

I. FACTS OF THE CASE

The apprehension was made by the DENR CENRO MES personnel on June 02, 2020 along Nin-bay Road in Barangay III, Roxas, Palawan. Upon investigation, the driver/owner was identified as Mr. Reuben Pacaldo. Further, he was asked to present legal documents pertaining to the loaded forest products in his topdown tricycle but failed to do so. The apprehended forest products and conveyance were brought to this Office compound for safekeeping under the custody of Forester Marces C. Lasangen.

II. NOTICE OF HEARING

Pursuant to the provisions of the Department Administrative Order No. 97-32 Re: Rules of Administrative Adjudication of Illegal Forest Product and the Machinery, Equipment, Tools and Conveyance used in connection therewith specifically Section 07, Item No. 01, a Notice of Hearing dated April 13, 2021 for the conduct of admin proceeding was issued to Mr. Reuben Pacaldo and was scheduled on April 22, 2021, however due to the advisory of Municipality IATF of Roxas to isolate and to avoid group gathering in relation to increasing COVID-19 cases in the Province of Palawan, the scheduled hearing was postponed until further Notice.



Republic of the Philippines
Department of Environment and Natural Resources
Region IV- MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Barangay III (Poblacion), Roxas, Palawan
Contact No. 09171606578 / 09175028647
Email address: cenroroxaspalawan@denr.gov.ph

Another Notice of Hearing dated February 07, 2022 was issued to the same and was scheduled on February 16, 2022 but the Respondent failed to appear in this Office. A second Notice of Hearing dated February 18, 2022 was issued and was scheduled on March 02, 2022 but again, he failed to attend the Hearing. A third and final Notice of Hearing dated March 2, 2022 was issued and scheduled on March 09, 2022

III. EVALUATION

The administrative hearing was attended by the Mr. Reuben Pacaldo and Mrs. Antonia J. Facaldo.

During the hearing Mr. Reuben Pacaldo stated that on June 02, 2020 at around 7:50 A.M. he was driving his topdown tricycle loaded with lumbers when they were flagged down by DENR personnel in Barangay III, Roxas, Palawan. He also admitted that he did not have any legal permits/documents pertaining to the legal source of the forest product and for the transport activity.

In the same hearing, Mr. Reuben Pacaldo stated that the said lumber was from the plantation of a certain Mr. Bugoy Baaco at Sitio Marupic, Barangay Magara, Roxas, Palawan and further admitted that he was the one who sliced the logs into lumber and it was scheduled to be delivered to a certain Bobong in Barangay I, Roxas, Palawan.

In summary, slicing/utilizing and transporting of lumber without any permit/documents from this Office is a violation of Section 77 of Presidential Decree No. 77, as amended.

IV. RECOMMENDATION

In view of the foregoing, it is therefore recommended that the one (1) unit of Motorcycle Topdown with Engine No. KYRA302106230 and Chassis No. RFGPCKXJ6DB040426 loaded with fifteen (15) pieces of Ilang-ilang and Kurayan lumbers with equivalent volume of 109.32 board feet be forfeited in favor of the government and the institution of the appropriate legal sanction against Mr. Rueben Pacaldo be instituted in the proper court.

V. ATTACHMENT

- Apprehension Report dated June 02, 2020
- Apprehension Receipt
- Photo Documentation



Republic of the Philippines
Department of Environment and Natural Resources
Region IV- MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Barangay III (Poblacion), Roxas, Palawan
Contact No. 09171606578 / 09175028647
Email address: cenroroxaspalawan@denr.gov.ph

- Custody Receipt dated June 02, 2020
- Seizure Order dated June 02, 2020
- Notice of Hearing to Mr. Reuben Pacaldo dated February 07, 2022
- Letter of postponement to Mr. Pacaldo
- Attendance Sheet dated February 16, 2022
- 2nd Notice of Hearing to Mr. Reuben Pacaldo dated February 18, 2022
- Attendance Sheet dated March 02, 2022
- 3rd Notice of Hearing to Mr. Reuben Pacaldo dated March 02, 2022
- Attendance Sheet dated March 09, 2022
- Transcript of Administrative Hearing dated March 09, 2022

For information and further instruction.

FOR THE CENRO:

RONNIE P. LILANG
Chief RPS/Office In-Charge

CENRO - CENRO ROXAS

RELEASED

DATE: NOV 25 2022

BY:

REG. NO. 2022-11-1792



Republic of the Philippines
Department of Environment and Natural Resources
Region IV - MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
ROXAS, PALAWAN

02 June 2020

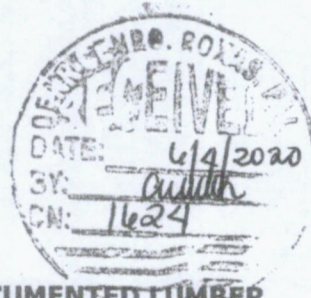
MEMORANDUM

FOR : The Community Environment and Natural Resources Officer

THRU : The Monitoring and Enforcement Section

FROM : The Apprehending Forest Officer

SUBJECT : **SPOT REPORT ON APPREHENSION OF UNDOCUMENTED LUMBER LOADED IN A MOTORCYCLE WITH SIDECAR (TOPDOWN) ALONG NIN-BAY ROAD, BARANGAY 3, ROXAS, PALAWAN**



Respectfully submitted is the report re: above subject.

Please be informed that at around 7:50 in the morning of 02 June 2020 while the undersigned is riding a personal motorcycle along Nin-bay Road, Barangay 3 of this Municipality, I saw a motorcycle with "sidecar" locally known as "TOPDOWN" (Please see attached photo) loaded with assorted sizes of lumber driven by a man along with a minor child.

The undersigned immediately approached the driver and conducted simple interrogation like asking the driver to present the legal documents of the lumber, species of lumber, source of lumber and where and whom these will be delivered. During the conversation, a certain dodong cannot present any legal documents and also find out that the lumber is a forest species and a naturally grown trees or locally known as "Kurayan" or "Batino" as its common name and Ilang-ilang. The undersigned immediately intercepted certain Reuben Pacaldo along with the illegal forest products loaded in his "topdown" and called the back-up (Forest Rangers Marco Angelo Marquez, Alonso Tabangay and Forest Technicians Roy Mercader and Nolly Billones) to guide the suspect to our Office for the conduct of scaling and other documentations.

Further be informed, that the apprehended illegal forest products loaded in a topdown is with a total of 15 pieces with corresponding volume of 109.32 board feet. (Please see attached apprehension receipt).

The undersigned recommended that the apprehended illegal (undocumented) forest products be subjected in accordance with DAO 97-32 and file appropriate cases against the offender in violation of P.D. 705 as amended.

For your record and further instruction.

DIOGENES A. ESQUILLO, JR.
Forester I

Republic of the Philippines
Department of Environment and Natural Resources
Region IV
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Roxas, Palawan

DENR IV: COXPO
SN: POXAS, PALAWAN
DATE: 06-02-2020
Time: 8:07

APPREHENSION RECEIPT

Pursuant to provision of PD 705 as amended by Executive Order No. 277, the following forest products and / or machinery equipment, tools and conveyance, to wit:

QUANTITY	UNIT	ARTICLES / DESCRIPTION	ESTIMATED VOLUME	VALUE (P)
1 10 4 <u>15</u> PCS	ILANG-ILANG KUMAYAN ↓	1X6X16 2X3X16 2X2X16	8 80 21.32	
		<u>TOTAL VOLUME</u>	<u>109.32</u> M ³ /FT.	
1	TODDOWH W/ MOTORCYCLE	KYMCO-150 W/ NO. PLATE NO.		

IS HEREBY DECLARED UNDER APPREHENSION FOR THE FOLLOWING REASONS:

VIOLATION OF SECTION 11 FORMERLY SECTION 48 OF PD 705 AS AMENDED BY
EXECUTIVE ORDER NO. 277

The same having been apprehended subject forest products and / or machinery, equipment, tools and conveyance should be kept and protected from defacement in any manner, destruction or lost should not be altered until otherwise ordered by the Secretary of the Department of Environment and Natural Resources or his duly authorized representative or any Court Justice of the Philippines.

Done this 2nd day of JUNE at 2020 Bay 3, POXAS, PALAWAN, Philippines.

APPREHENDING OFFICER

(Signature over Printed Name)

1. NOLY BILLONES
Address: COXPO POXAS, PA

2. XUNSO TAPANGAY
Address: COXPO - POXAS, PAL

3. MARCO ALBERTO MARRON
Address: COXPO POXAS, PAL

4. DR. DILOMOR EMBALUD JR.
Address: COXPO - POXAS, PAL

Reuben Pacaldo OWNER / CLAIMANT REPRESENTATIVE / DRIVER

1. REUBEN PACALDO
Address: Bay MINARA, POXAS, PAL

2. _____
Address: _____

WITNESSES

(Signature over Printed Name)

1. _____
Address: _____

2. _____
Address: _____



Pictures showing the apprehended lumber loaded in topdown.



Email Add: cenroroxaspal@gmail.com
Brgy. III, Roxas, Palawan



Pictures showing the apprehended lumber loaded in topdown.





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

Barangay III (Poblacion), Roxas, Palawan
Contact No. 09171606578 / 09175028647
Email address: cenroroxaspalawan@denr.gov.ph

CUSTODY RECEIPT

This is to certify that on June 02, 2020 (07:50 A.M.) Forester I Diogenes A. Esquillo, Jr. apprehended one (1) unit topdown tricycle motorized by KYMCO 150 with Chassis No. RFGPCKXJ6DB040429 and Engine No. KY-RA302106230 loaded fifteen (15) pieces lumber of Ilang-Ilang and Batino species driven and owned by **MR. RUBEN PACALDO** in Barangay III, Roxas, Palawan.

The seized items is now in the custody of the undersigned for safekeeping purposes.

Done this 2nd day of June 2020 at DENR-CENRO Roxas, compound, Barangay III, Roxas, Palawan.

Custody by:

MARCES C. LASANGEN

Chief, Forest Protection and Law Enforcement Unit



Republic of the Philippines
Department of Environment and Natural Resources

Region IV- MIMAROPA

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

Barangay III (Poblacion), Roxas, Palawan

Contact No. 09171606578 / 09175028647

Email address: cenroroxaspalawan@denr.gov.ph

SEIZURE ORDER

CENRO Control No.: 0602020-01
E-FMS No: 2020 - 175318 - F112

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:

A. Forest Products

Quantity	Unit	Articles & Description	Volume In board feet	Estimated Value
1	Pc	1 x 6 x 16 Ilang-ilang lumber	8	Php 160.00
10	Pcs	2 x 3 x 16 Kurayan lumber	80	Php 4,000.00
4	Pcs	2 x 2 x 16 Kurayan lumber	21.32	Php 1,066
15	Pcs	TOTAL	109.32	Php 5,226.00

B. Conveyance

QUANTITY	UNIT	UNIT ARTICLES & DESCRIPTION	ESTIMATED VALUE
1	Unit	KYMCO 150 with topdown sidecar with Engine No. KY-RA302106230 and Chassis No. RFGPCKXJ6DB040429	Php 80,000.00

*Nothing Follows

The above-described forest products and/or machinery/equipment/tools/conveyance were apprehended by:

DIóGENES A. ESQUILLO

(Name of Apprehending Officers)

On June 02, 2020 in Barangay III, Roxas, Palawan on or about 07:50 A.M. for the following violation/s:
(Date) (Place) (Time)

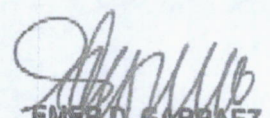
Violation of section 77 of P.D. 705 as amended by R.A. 7161.

Examination Conducted by Seizure Officer:

Persons Examined	Name	Date/Time	Place
Confiscated Items			
Apprehending Officer	Diogenes A. Esquillo	June 02, 2020 at around 9:00 A.M.	CENRO, Roxas, Palawan
Perpetrator/s	Mr. Ruben Pacaldo		
Witnesses	FT I Nolly D. Billones FR Alonso A. Tabangay FR. Marco Angelo M. Marquez	June 02, 2020 at around 9:00 A.M.	CENRO, Roxas, Palawan

After thorough evaluation of the Apprehension Report dated June 02, 2020 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/s is/are 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 2nd day of June, year 2020 at DENR - CENRO - ROXAS, PALAWAN.


EMER D. GARRAEZ
CENRO/Seizure Officer



Republic of the Philippines
Department of Environment and Natural Resources

Region IV- MIMAROPA

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

Barangay III (Poblacion), Roxas, Palawan
Contact No. 09171606578 / 09175028647

Email address: cenroroxaspalawan@denr.gov.ph

FEB 07 2022

NOTICE OF HEARING

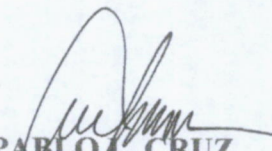
**SUBJECT: APPREHENSION OF UNDOCUMENTED LUMBER LOADED IN A MOTORCYCLE WITH
SIDECAR (TOPDOWN) ALONG NIN-BAY ROAD, BARANGAY III, ROXAS, PALAWAN
ON JUNE 2, 2020**

TO : Mr. Reuben Pacaldo - Barangay Minara, Roxas, Palawan

You are hereby formally notified to attend the summary Administrative Hearing for the subject offense on February 16, 2022 at 9:00 A.M. at the office of the DENR CENRO, Sandoval Street, Barangay III, Roxas, Palawan. Order of Trial under the Rule 119 of Rules of Court shall be applied in suppletory character.

In lieu of adducing testimonial evidence, you may submit a memorandum attaching affidavits and any other supporting documents thereto with the request that the issue be decided on the basis thereof.

Failure to appear at the proceedings shall deem a waiver of the right to appear and of any/all rights to the items apprehended in favour of the government.


PABLO L. CRUZ
CENRO

DENR-CENRO ROXAS

RELEASED

DATE: 02/07/2022

BY: [Signature]

DOC. NO. 2022-02-0105

Received:
Manuofw
2/7/2022
By: Minara



Republic of the Philippines
Department of Environment and Natural Resources
Region IV- MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Barangay III (Poblacion), Roxas, Palawan
Contact No. 09171606578 / 09175028647
Email address: cenroroxaspalawan@denr.gov.ph

April 20, 2021

Mr. Reuben Pacaldo
Bgy. Minara, Roxas, Palawan

Sir:

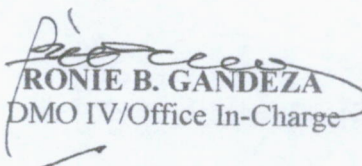
This pertains to our Notice of Hearing to you, dated April 13, 2021, in connection with the apprehension of undocumented lumber along the Nin-bay Road, Barangay III, Roxas, Palawan loaded in a motorcycle with sidecar (Topdown) which is scheduled on April 22, 2021 at 10:30 in the morning at CENRO Roxas, Palawan

In connection therewith, be informed that the scheduled hearing is definitely postponed due to the Municipal IATF of Roxas advisory to isolate and to avoid group gatherings in relation to the increasing Covid-19 cases in Puerto Princesa City and the whole province of Palawan and wait for further notice.

We trust that you are properly informed.

Very truly yours,

For the CENRO:


RONIE B. GANDEZA
DMO IV/Office In-Charge

Received:
Manaculan
4/21/2021
Bgy. Minara

RELEASED
DATE: APR 20 2021
16
2021-04-21



Republic of the Philippines
Department of Environment and Natural Resources

Region IV- MIMAROPA

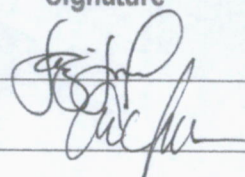
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

Barangay III (Poblacion), Roxas, Palawan
Contact No. 09171606578 / 09175028647
Email address: cenroroxaspalawan@denr.gov.ph

SUBJECT: APPREHENSION OF UNDOCUMENTED LUMBER LOADED IN MOTORCYCLE WITH SIDECAR (TOPDOWN) ALONG NIN-BAY ROAD, BARANGAY III, ROXAS, PALAWAN

DENR CENRO Roxas
Barangay III, Roxas, Palawan
Date: February 16, 2022
Time: 9:00 am

ATTENDANCE SHEET

No.	Name	Cellphone No.	Signature
1.	Anriette Jude Quozada		
2.	Fabio L. Cruz		
3.			
4.			
5.			
6.			
7.			
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10.			
11.			
12.			
13.			
14.			
15.			



Republic of the Philippines
Department of Environment and Natural Resources

Region IV- MIMAROPA

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

Barangay III (Poblacion), Roxas, Palawan

Contact No. 09171606578 / 09175028647

Email address: cenroroxaspalawan@denr.gov.ph

February 18, 2022

2nd NOTICE OF HEARING

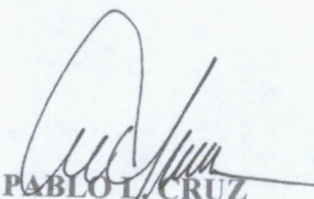
SUBJECT: APPREHENSION OF UNDOCUMENTED LUMBER LOADED IN A MOTORCYCLE WITH
SIDECAR (TOPDOWN) ALONG NIN-BAY ROAD, BARANGAY III, ROXAS, PALAWAN
ON JUNE 2, 2020


TO : Mr. Reuben Pacaldo - Barangay Minara, Roxas, Palawan


You are hereby formally notified to attend the summary Administrative Hearing for the subject offense on March 02, 2022 at 8:30 A.M. at the office of the DENR CENRO, Sandoval Street, Barangay III, Roxas, Palawan. Order of Trial under the Rule 119 of Rules of Court shall be applied in suppletory character.

In lieu of adducing testimonial evidence, you may submit a memorandum attaching affidavits and any other supporting documents thereto with the request that the issue be decided on the basis thereof.

Failure to appear at the proceedings shall deem a waiver of the right to appear and of any/all rights to the items apprehended in favour of the government.


PABLO CRUZ
CENRO

RECEIVED BY: 
PERSONAL R. PACALDO
PO BOX 10000
BARANGAY MINARA
2/21/22 1:56 PM

DENR-CENRO ROXAS
RELEASED
DATE: 02/18/2022
BY: 
DOC. NO. 2022-02-0181



Republic of the Philippines
Department of Environment and Natural Resources

Region IV- MIMAROPA

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

Barangay III (Poblacion), Roxas, Palawan
Contact No. 09171606578 / 09175028647
Email address: cenroroxaspalawan@denr.gov.ph

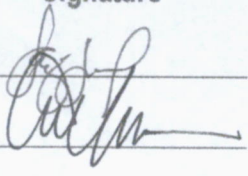
SUBJECT: APPREHENSION OF UNDOCUMENTED LUMBER LOADED IN A MOTORCYCLE WITH SIDECAR (TOPDOWN) ALONG NIN-BAY ROAD, BARANGAY III, ROXAS, PALAWAN ON JUNE 2, 2020

DENR CENRO Roxas
Barangay III, Roxas, Palawan

Date: March 02, 2022

Time: 8:30 A.M.

ATTENDANCE SHEET

No.	Name	Cellphone No.	Signature
1.	Angelette Jude F. Quezada		
2.	Pablo L. Cruz		
3.			
4.			
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6.			
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13.			
14.			
15.			



Republic of the Philippines
Department of Environment and Natural Resources
Region IV- MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Barangay III (Poblacion), Roxas, Palawan
Contact No. 09171606578 / 09175028647
Email address: cenroroxaspalawan@denr.gov.ph

March 2, 2022

3rd NOTICE OF HEARING

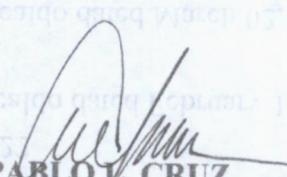
**SUBJECT: APPREHENSION OF UNDOCUMENTED LUMBER LOADED IN A MOTORCYCLE WITH
SIDECAR (TOPDOWN) ALONG NIN-BAY ROAD, BARANGAY III, ROXAS, PALAWAN
ON JUNE 2, 2020**

TO : Mr. Reuben Pacaldo - Barangay Minara, Roxas, Palawan

You are hereby formally notified to attend the summary Administrative Hearing for the subject offense on **March 9, 2022** at 09:00 A.M. at the office of the DENR CENRO, Sandoval Street, Barangay III, Roxas, Palawan. Order of Trial under the Rule 119 of Rules of Court shall be applied in suppletory character.

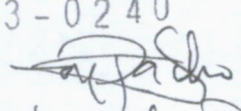
In lieu of adducing testimonial evidence, you may submit a memorandum attaching affidavits and any other supporting documents thereto with the request that the issue be decided on the basis thereof.

Failure to appear at the proceedings shall deem a waiver of the right to appear and of any/all rights to the items apprehended in favour of the government.


PABLO L. CRUZ
CENRO

DENR-CENRO ROXAS
RELEASED
DATE: 03/02/2022
BY: [Signature]

2022-03-0240


Marlo A. Pado
Pgy. Kagawad



Republic of the Philippines
Department of Environment and Natural Resources

Region IV- MIMAROPA

COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

Barangay III (Poblacion), Roxas, Palawan
Contact No. 09171606578 / 09175028647
Email address: cenroroxaspalawan@denr.gov.ph

SUBJECT: APPREHENSION OF UNDOCUMENTED LUMBER LOADED IN A MOTORCYCLE WITH SIDECAR (TOPDOWN) ALONG NIN-BAY ROAD, BARANGAY III, ROXAS, PALAWAN ON JUNE 2, 2020

DENR CENRO Roxas
Barangay III, Roxas, Palawan

Date: March 9, 2022

Time: 9:00 A.M.

ATTENDANCE SHEET

No.	Name	Cellphone No.	Signature
1.	Reuben A. Pacaldo		R. A. P.
2.	Antonio J. Pacaldo		
3.	Paulo L. Cruz		
4.	Annielene Jude F. Quereza		
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			
14.			
15.			



Republic of the Philippines
Department of Environment and Natural Resources

Region IV- MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE

Barangay III (Poblacion), Roxas, Palawan
Contact No. 09171606578 / 09175028647
Email address: cenroroxaspalawan@denr.gov.ph

ADMINISTRATIVE HEARING
CENR Office, Barangay III, Roxas, Palawan
March 09, 2022
9:00 A.M.

RE: **APPREHENSION OF UNDOCUMENTED LUMBER LOADED IN A
MOTORCYCLE WITH SIDECAR (TOPDOWN) ALONG NIN-BAY ROAD,
BARANGAY III, ROXAS, PALAWAN ON JUNE 2, 2020**

Hearing Officer : CENRO, Pablo L. Cruz
Acting Secretary : Forest Technician I, Annjelette Jude F. Quezada

ATTENDANCE

1. Reuben Pacaldo
2. Antonia J. Pacaldo
3. Annjelette Jude F. Quezada
4. Pablo L. Cruz

TRANSCRIPT

Hearing Officer: Mag asawa po kayo?

Reuben Pacaldo: Opo sir.

Hearing Officer: Wala po kayong cellphone number?

Reuben Pacaldo: Hindi po saulo sir.

Hearing Officer: Ang pagdinig na ito ay putungkol doon sa nahuling topdown noong June 2, 2020, na may lulan di umano na mga undocumented na kahoy gubat na lumber at Ilang-Ilang. So, 'yong unang Hearing ninyo ay noong April 22, 2021, kaya lang hindi natuloy 'yon dahil doon sa Pandemic. Mahigpit noon ang Local ITF ng Roxas kaya hindi natuloy. Ngayon na maluwag na kaya namin pina-schedule. So, bago tayo tuloyan na dumako doon sa pagdinig o Hearing gusto ko munang ipaliwanag sayo Ginoong Pacaldo na ayon sa ating Saligang Batas, ikaw ay may karapatan na hindi sumagot o sumagot doon sa aming mga katanungan. Mayroon ka ring karapatan na kumuha ng abogado o counsel para asistahan ka sa iyong pagsagot sa aming mga katanungan, kaya tatanungin muna kita, tutuloy ba natin itong pagdinig na ito kahit na walang counsel o kailangan niyo kumuha ng counsel o abogado? Ano po 'yong masasabi niyo?

Reuben Pacaldo: Hindi na kailangan siguro sir e ano lang natin kung paraan doon.

Hearing Officer: Ano po?

Reuben Pacaldo: Hindi magkuha sir ng abogado namin.



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54 **Hearing Officer:** Hindi ka na magkuha ng abogado o counsel? Kahit na hindi abogado
55 kung inaakala niyo na 'yong tao na counsel ninyo ay marunong
56 sa batas, pwede rin 'yon para lang alalayan kayo doon sa inyong
57 pagsagot. Anong pasya mo? Magka-counsel ka pa o abogado or ituloy
58 natin itong pagdinig na ito kahit walang counsel o abogado? Karapatan
59 niyo po 'yan ayon sa ating Saligang Batas.
60
61 **Reuben Pacaldo:** Dito sir may hearing pa rin ulit?
62
63 **Hearing Officer:** Depende sa magiging sagot mo, sa magiging daloy ng ating
64 pagtatanong saka pagsasagot mo. Ano pong masasabi ninyo?
65
66 **Reuben Pacaldo:** Ano?
67
68 **Antonia J. Pacaldo:** Ikaw mag decision.
69
70 **Hearing Officer:** Kasi kung kukuha kayo ng taga-asista sa inyo counsel, mag-i-schedule
71 ulit tayong panibagong hearing
72
73 **Reuben Pacaldo:** Dito na rin lang kami e di tuloy nalang natin 'yong ano kung ito 'yong
74 mag-ano ng paraan.
75
76 **Hearing Officer:** Ituloy nalang?
77
78 **Reuben Pacaldo:** Opo.
79
80 **Hearing Officer:** Sige, maari ka bang tumayo Ginoong Pacaldo para sabihin 'yong iyong
81 pangalan, edad, tirahan at hanapbuhay?
82
83 **Reuben Pacaldo:** Ako po si Ginoong Reuben Pacaldo, naninirahan po sa Barangay
84 Minara, Sitio Marupic.
85
86 **Hearing Officer:** Ilan ang edad mo?
87
88 **Reuben Pacaldo:** Thirty-six (36) years na po.
89
90 **Hearing Officer:** Maari po bang malaman kung anong hanapbuhay mo?
91
92 **Reuben Pacaldo:** Farmer.
93
94 **Hearing Officer:** Okay, sige, pwede ka nang maupo. So nais po muna naming mag
95 pakilala. Ako si Pablo Cruz, ako 'yong tumatayo na Hearing Officer,
96 ako rin 'yong CENRO ng Office na ito. Si Annjelette siya 'yong staff
97 po natin dito sa Monitoring Enforcement Section, siya din po 'yong
98 ating taga-tala o recorder ng magiging daloy ng ating pagdinig. So, ano
99 man 'yong sasabihin mo dito ay nakarecord, kaya pag-isipan niyo
100 maiigi 'yong iyong pagsagot. Ang unang tanong ko, noong June 2,
101 2020 ganap na alas syete singkwenta ng umaga (7:50 AM), nasaan ka
102 non?
103
104 **Reuben Pacaldo:** Naga-didcliver po kami.
105
106 **Hearing Officer:** Nag?
107



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108	Reuben Pacaldo:	Nagdadrive ako ng topdown.
109		
110	Hearing Officer:	Ano po 'yong lulan ng inyong topdown?
111		
112	Reuben Pacaldo:	Mga dos por dos (2x2) na Ilang-Ilang.
113		
114	Hearing Officer:	Maari po bang malaman kung ilang piraso 'yong mga kahoy na dala
115		ninyo?
116		
117	Reuben Pacaldo:	Eleven (11) piraso yata 'yon na dos por dos.
118		
119	Hearing Officer:	Wala nang ibang sizes 'yon? dos por dos lahat?
120		
121	Reuben Pacaldo:	Opo sir.
122		
123	Hearing Officer:	Wala bang one by six (1 x 6), two by three (2 x 3)?
124		
125	Reuben Pacaldo:	Sir nakalimutan ko na.
126		
127	Hearing Officer:	So hindi mo na alam? Maaari ko po bang malaman sa inyo kung may
128		dala kayong papeles ng mga kahoy na sakay ng 'yong topdown.
129		
130	Reuben Pacaldo:	Wala po.
131		
132	Hearing Officer:	Wala, kahit anong klaseng papeles? Maaari po bang malaman Ginoong
133		Pacaldo kung saan galing po 'yong kahoy na lulan ng inyong topdown.
134		
135	Reuben Pacaldo:	Doon po 'yon sir kila Baaco.
136		
137	Hearing Officer:	Kayo mismo ang nag tistis?
138		
139	Reuben Pacaldo:	Opo.
140		
141	Hearing Officer:	Saan po 'yong lugar ninyo?
142		
143	Reuben Pacaldo:	Sa Marupic.
144		
145	Hearing Officer:	Anong barangay?
146		
147	Reuben Pacaldo:	Minara
148		
149	Hearing Officer:	'Yong inyo bang pinagtistisan panibagong lupa?
150		
151	Reuben Pacaldo:	Opo.
152		
153	Hearing Officer:	Kaninong lupa po iyon? Pwede po bang malaman?
154		
155	Reuben Pacaldo:	Kay Baaco.
156		
157	Hearing Officer:	Baaco? buong pangalan po ni Baaco pwede po bang malaman?
158		
159	Reuben Pacaldo:	Ano nga 'yong pangalan niya?
160		
161	Mrs. Pacaldo:	Ang alam ko po Bugoy lang.



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162
163 **Reuben Pacaldo:** Bugoy ang anak ng matandang Baaco.
164
165 **Mrs. Pacaldo:** 'Yong asawa niya po si Ada.
166
167 **Hearing Officer:** Ano po yong pangalan niya?
168
169 **Mrs. Pacaldo:** Bugoy.
170
171 **Hearing Officer:** Bugoy Baaco?
172
173 **Mrs. Pacaldo:** Opo.
174
175 **Hearing Officer:** Maaari po bang malaman sa inyo kung may titulo yong lupa nila o
176 wala?
177
178 **Reuben Pacaldo:** Mayroon po siguro sir kay na-tagging man 'yon.
179
180 **Hearing Officer:** Na tagging? sa Barangay Minara 'yan ano, Kailan niyo tinistis 'yong
181 kahoy?
182
183 **Mrs. Pacaldo:** May.
184
185 **Reuben Pacaldo:** May po.
186
187 **Mrs. Pacaldo:** Katapusan diba ng May, kasi June 2 mo dineliver.
188
189 **Hearing Officer:** Katapusan ng May?
190
191 **Reuben Pacaldo:** Pagkatistis deneliver ko kaagad kinabukasan.
192
193 **Hearing Officer:** Di mo matandaan 'yong exact na date?
194
195 **Reuben Pacaldo:** Matagal na po kasi.
196
197 **Hearing Officer:** Maaari po bang malaman kung saan niyo sana i-deliver 'yong kahoy?
198
199 **Reuben Pacaldo:** Dito po sa may Barangay I.
200
201 **Hearing Officer:** Maaari po bang malaman kung kanino.
202
203 **Mrs. Pacaldo:** Bobong.
204
205 **Reuben Pacaldo:** Yong nag-order sa akin e 'yong pangalan Bobong, Hindi ko rin alam
206 'yong tunay na apelyido niyan.
207
208 **Hearing Officer:** Maaari po bang malaman kung 'yong kahoy na 'yon ibebenta ninyo?
209
210 **Reuben Pacaldo:** Hindi na Sir, kay nakahiram ako ng pera sa kaniya, ibibigay ko nalang
211 po 'yon.
212
213 **Hearing Officer:** Maaari po bang malaman kung dati na kayong nagtitistis ng kahoy?
214
215 **Reuben Pacaldo:** Wala 'yon sir, ging-hire lang ako ng naka-tag ko doon sa Marupic.



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216
217 **Hearing Officer:** Maaari rin po bang malaman kung nahuli na kayo 'nong mga autoridad
218 ng nakaraan?
219
220 **Reuben Pacaldo:** Wala po.
221
222 **Hearing Officer:** May kasama po ba kayo 'nong nahuli po kayo ng aming mga tauhan?
223
224 **Reuben Pacaldo:** Mayroon po, 'yong anak ko.
225
226 **Hearing Officer:** 'Yong anak niyo lalaki o babae?
227
228 **Reuben Pacaldo:** Lalaki.
229
230 **Hearing Officer:** Ilang taon na 'yong anak niyo?
231
232 **Reuben Pacaldo:** Sa Eleven (11).
233
234 **Mrs. Pacaldo:** Ngayon Thirteen (13) na po siya.
235
236 **Hearing Officer:** Dalawang taon na 'yong nakalipas edi binatilyo na.
237
238 **Mrs. Pacaldo:** Nilagnat nga pagkauwi.
239
240 **Hearing Officer:** Noong nahuli siya?
241
242 **Mrs. Pacaldo:** Opo, 'yong topdown di na nakauwi.
243
244 **Hearing Officer:** Alam mo ba na labag sa batas 'yong pagbiyahe ng kahoy na walang
245 papel?
246
247 **Reuben Pacaldo:** Hindi ko po alam na ganoon pala, kasi akala ko doon sa lati okay lang
248 'yon, bawal pala.
249
250 **Hearing Officer:** May kasamahan pa ba 'yong mga lumber na 'yon doon sa
251 pinanggalingan niyo?
252
253 **Reuben Pacaldo:** Wala na, 'yong doon lang sa 'yong natumba sa ilalim lang din naipit
254 kasi.
255
256 **Hearing Officer:** Mayroon ka pa bang gustong baguhin o dagdag sa 'yong mga naging
257 kasagutan o may gusto kang sabihin?
258
259 **Reuben Pacaldo:** Wala na rin po sir.
260
261 **Hearing Officer:** Wala kang gustong baguhin sa mga naging kasagutan mo, kasi dito sa
262 record sabi mo kanina Eleven (11) piraso, pero dito sa scale sheet kinse
263 (15) piraso. Alin ba 'yong tama? Natandaan mo pa ba 'yong mga sizes
264 na iyan.
265
266 **Reuben Pacaldo:** Pwede na po iyan Sir kasi nalista na po nila.
267
268 **Hearing Officer:** Iyan po ba ang mismong laman ng iyong topdown na nahuli.
269



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270 **Reuben Pacaldo:** Opo sir.
271
272 **Hearing Officer:** Noong mahuli ka ng aming mga tauhan, ano 'yong mga sumunod na
273 pangyayari? Kung meron man.
274
275 **Reuben Pacaldo:** Dinala po nila ako dito.
276
277 **Hearing Officer:** Sigé Ginong Pacaldo wala na po kaming maitatanong pa unless
278 mayroon kang baguhin o bawasan o sabihin sa amin. Pwede kang
279 magsalita pero kung wala na, dito na nagtatapos ang ating pagdinig.
280
281 **Reuben Pacaldo:** Wala na po sir.
282
283 **Hearing Officer:** Okay na? Sigé salamat sa inyong pagdalo Ginoo.
284
285

286 For information and record.
287
288

289 Prepared by:
290
291

292
293 **ANNJELITE JUDE F. QUEZADA**
294 Acting Secretary during the hearing
295
296

297 Attested by:
298
299

300
301 **PABLO T. CRUZ**
302 Hearing Officer