



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

March 9, 2023

MEMORANDUM

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

THRU : The OIC, ARD for Technical Services

FROM : The Provincial Environment and
Natural Resources Officer

SUBJECT : ADMINISTRATIVE ADJUDICATION REPORT ON THE
APPREHENDED ONE (1) UNIT UNREGISTERED CHAINSAW
WITH DEFACED/TAMPERED SERIAL NUMBER AT SITIO
CALAWAGAN, BARANGAY ILIAN, DUMARAN, PALAWAN

DENR MIMAROPA RECORDS SECTION RECEIVED	
MAR 15 2023	
<input type="checkbox"/> INCOMING	<input type="checkbox"/> OUTGOING
BY: _____	DATS NO. _____
TIME: _____	

Respectfully forwarded is the memorandum of CENRO Roxas, Palawan dated January 26, 2023 relative to the above subject.

Per memorandum, the apprehension was made by the DENR-CENRO MES personnel while conducting monitoring and surveillance in response to the received intelligence report regarding the illegal cutting of trees at Sitio Calawagan, Barangay Ilian, Dumarán, Palawan last September 07, 2021 at around 11:12 A.M.


The apprehended undocumented nine (9) pieces of lumber of Ipil species with 237 board feet having an estimated market value of P23,700.00 were left in the area due to the proximity from the access road, time travel and security reasons. While the one (1) unit revolver with five (5) live ammunition was turned over to PCMS Fredric B. Cayao of Dumarán Municipal Police Station on October 18, 2021 at CENRO Office, Barangay III, Roxas, Palawan. Further, the apprehended one (1) unit chainsaw with defaced/tampered serial number has an estimated value of Php10,000.00. Furthermore, the apprehended chainsaw was brought to the compound of DENR CENRO Roxas, Palawan for safekeeping purposes.

One (1) notice of hearing dated February 18, 2022 notified Mr. Emel T. Blas and Mr. Larry G. Mendoza, for the scheduled Administrative Hearing dated March 2, 2022 in relation to Section 07 Item No. 01 of DAO 1997-32. Thus, the recommendation of the hearing officer is to forfeit and confiscation of the aforementioned chainsaw. Both the accused were guilty beyond reasonable doubt pursuant to the Sentence/Order issued on January 19, 2023 by Presiding Judge Anna Leah Y. Tionson-Mendoza of RTC Branch 164.

We concur with CENRO recommendation for the issuance of confiscation order of the apprehended chainsaw.

Copy Furnished
CENRO Roxas, Palawan
JCP/MES Doc. Ref. No. 2023-1920


FELIZARDO B. CAYATOC

DENR-PALAWAN
PENRO-RECORDS
RELEASED
By: 
Date: 10 MAR 2023 2023-6/2



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

**DENR PENRO
PALAWAN RECORDS
RECEIVED**

January 26, 2023

MEMORANDUM

BY: 
DATE: 03-06-2023 13-1920

FOR : The Provincial Environment and Natural Resources Officer
Sta. Monica, Puerto Princesa City, Palawan

FROM : The Community Environment and Natural Resources Officer
Roxas, Palawan

SUBJECT : **ADMINISTRATIVE ADJUDICATION REPORT ON THE
APPREHENDED ONE (1) UNIT UNREGISTERED CHAINSAW
WITH DEFACED/TAMPERED SERIAL NUMBER AT SITIO
CALAWAGAN, BARANGAY ILIAN, DUMARAN, PALAWAN**

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

I. FACTS OF THE CASE

The apprehension was made by the DENR CENRO MES personnel on September 07, 2021, at around 11:12 A.M. conducting monitoring and surveillance in response to the received intelligence report regarding to the illegal cutting of trees at Sitio Calawagan, Barangay Ilian, Dumarán, Palawan. Then, the apprehended equipment was deposited to DENR-CENR Office compound in Barangay III, Roxas, Palawan under the custody of Forester Marces C. Lasangen. However, the apprehended nine (9) pieces of Ipil lumber were left in the area due to the proximity from the access road, time travel and security reasons.

Further, the apprehended one (1) unit of revolver with five (5) live ammunition was turned-over to PCMS Frederic B. Cayao of Dumarán Municipal Police Station on October 18, 2021 in Barangay Poblacion, Dumarán, Palawan

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, issuance of Notice of Hearing for the conduct of administrative proceedings. Further, Notice of Hearing for Mr. Emil T. Blas and Mr. Larry Mendoza was issued and was scheduled on March 02, 2022.



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

III. EVALUATION

The Administrative hearing was attended by Mr. Emil Blas and Larry Mendoza.

During the hearing, Mr. Emil Blas stated that they were cutting down Ipil tree using chainsaw for construction of house. Further, he admitted that they do not have any permits from the appropriate government agency for their chainsaw nor for cutting down Ipil tree. However, he did not disclose the identity of the owner of the said equipment and denied his involvement in the illegal activities.

Moreover, Mr. Larry Mendoza denied his involvement in the illegal cutting activity claiming that he was only a passer-by from collecting Rattan poles in the area.

In addition, based on the submitted signed affidavit of Mr. Reneboy Antivo Mohamento, which was together with Mr. Blas and Mr. Mendoza at the time of apprehension, Mr. Mohamento was at the cutting site because he was going to ask for the slab generated from slicing of the cut down Ipil tree. He also added that, Mr. Blas and Mr. Mendoza was taking turns on operating the chainsaw.

IV. CRIMINAL CASE

On October 22, 2021, two (2) criminal complaints was filed at the Office of the Prosecutor against Mr. Emil T. Blas and Mr. Larry G. Mendoza for violation of Section 77 of Presidential Decree No. 705, as amended and for violation of Paragraph 4 of the Republic Act No. 9175 with NPS Docket No. IV-08-INV-21J-0555 and NPS Docket No. IV-08-INV-21J-0556, respectively.

Then, on March 04, 2022, Presiding Judge Anna Leah Y. Tionsgon-Mendoza issued an Order for Criminal Case No. ROX-22(2)-42033-DM for violation 7 (4) Republic Act No. 9175 (Chainsaw Act of 2002) stating that probable cause was found against both of the accused including the warrant of arrest for the same.

On October 27, 2022, the same Presiding Judge issued an Order for Criminal Case No. ROX-22(10)-42732-DM for violation Section 77 of Presidential Decree No. 705, as amended stating that probable cause was found against both of the accused including the warrant of arrest for the same.

Lastly, on January 19, 2023, the Presiding Judge issued a Sentence/Order wherein the Court finds the accused guilty beyond reasonable doubt of (1) Violation of Section 7, paragraph 4, of R.A. No. 9175 (Chainsaw Act of 2002); and (2) violation of Section 77 of P.D. 705 and sentenced: (1) For Criminal Case No. 22(02)-42033-DM – to pay the fine of Thirty Thousand (P30,000.00) pesos and confiscation of chainsaw in favor of the government; (2) For Criminal Case No. 22(10)-42732-DM –



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to suffer an indeterminate penalty of imprisonment of four (4) months, *arresto mayor* as minimum, to two (2) years, *prison correccional* as maximum.

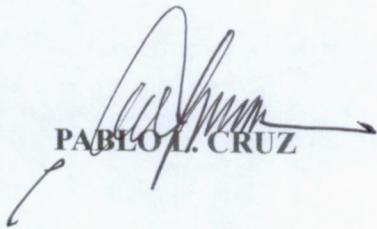
V. RECOMMENDATION

Henceforth, recommending that the one (1) unit of chainsaw with defaced/tampered serial no. be forfeited in favor of the government.

VI. ATTACHMENT

- Apprehension Report dated September 17, 2021
- Apprehension Receipt;
- Photo Documentation;
- Seizure Order dated September 17, 2021;
- Seizure Receipt dated September 18, 2021;
- Notice of Hearing to Mr. Emel T. Blas and Mr. Larry G. Mendoza dated February 18, 2022;
- Attendance Sheet dated March 02, 2022;
- Transcript of Administrative Hearing dated March 02, 2022;
- Turn-over Receipt to Dumaran Municipal Police Station dated October 18, 2021;
- Criminal Complaint dated October 22, 2021 with NPS Docket No. IV-08-INV-21J-0555 and NPS Docket No. IV-08-INV-21J-0556;
- Order dated March 04, 2022 for Criminal Case No. ROX-22(2)-42033-DM for violation 7 (4) Republic Act No. 9175 (Chainsaw Act of 2002);
- Order dated October 27, 2022 for Criminal Case No. ROX-22(10)-42732-DM for violation Section 77 of Presidential Decree No. 705, as amended;
- Sentence/Order dated January 19, 2023

For information and further instruction.


PABLO L. CRUZ



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

September 17, 2021

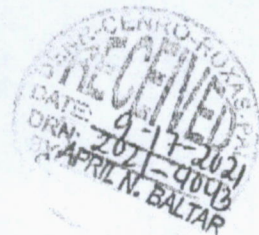
MEMORANDUM

FOR : The Community Environment and Natural Resources Officer

THRU : The Chief, Monitoring Enforcement Section

FROM : The Undersigned

SUBJECT : **REPORT ON THE APPREHENSION OF UNREGISTERED CHAINSAW AND NINE (9) PIECES OF IPIL LUMBER TOGETHER WITH ONE (1) PISTOL CAL. (REVOLVER) WITH FIVE (5) LIVE ROUNDS OF AMMUNITION AT SITIO CALAWAGAN, BARANGAY ILIAN, DUMARAN, PALAWAN**



Be informed that on September 06, 2021, the undersigned received an intelligence report that there was an illegal cutting of trees at Sitio Calawagan, Barangay Ilian, Dumarán, Palawan. The informant also warned the undersigned that the perpetrator/s were possibly carrying a firearm.

On that same date, the team immediately assembled to verify the veracity of the said information. At around 10:00 in the evening, the team penetrated the aforesaid subject area. They positioned themselves and initiated the surveillance and monitoring within the subject area.

On September 07, 2021, on or about 9:00 in the morning, the team heard a whirring sound of chainsaw within the subject location. The team immediately conducted a briefing on the operation against the perpetrator/s. Afterwards, the team traced the location where the said whirring sound was coming from.

At around 11:00 in the morning, the team managed to locate the whirring sound and saw four (4) individuals within the area. One of the said individuals which was later identified as Mr. **Emel T. Blas** operates a chainsaw and in the act of cutting an Ipil timber, while the other individual known as Mr. **Larry G. Mendoza**, assisted the former in the process. The other two individuals which were identified as Mr. **Reneboy Mohametano** and Mr. **Efren Merlin (Minor)** were also present in the area.

The team proceeded and declared their authority as DENR personnel and subjected the 4 individuals to lie down. The team then inquired to the involved individuals whether they have the necessary permits to operate the chainsaw and cut the Ipil timber, however, said individuals cannot present any permit. The team apprised the individuals that they were being arrested for violations stated under *Sec. 77 of Presidential Decree No. 705*, as amended, and *Par. 4, Sec. 7 of Republic Act No. 9175* or known as the "*Chainsaw Act of 2002*." Moreover, they were also informed of their Miranda Rights during the apprehension.

Thereafter, the team confiscated the chainsaw along with three (3) bolos. Forest Ranger (FR) Markwilliams R. Sotoza inspected the chainsaw and he saw that the serial number of it was defaced. Afterwards, FR Sotoza conducted an inventory and scaling of the cut Ipil timber, of which nine (9) pieces of Ipil lumbers with an aggregate volume of 237 board feet were produced. At that

CERTIFIED PHOTO COPY

MA. CHRISTINE G. SINDAYEN
Records Officer

time, Forest Ranger (FR) Alvin U. Maduro noticed an object similar to a handle of a handgun in a slightly opened black backpack near Mr. Larry G. Mendoza. Knowing that the informant warned the team that the perpetrators were possibly carrying a firearm, FR Maduro proceeded to search the said backpack in order to secure the safety of the team. When FR Maduro checked the said backpack, he found out and retrieved one (1) pistol caliber (revolver) loaded with five (5) live rounds of ammunition from it. A further inquiry to the apprehended individuals reveals that the black backpack belongs to Mr. Larry G. Mendoza. This was further affirmed by the team that the said backpack was truly owned by Mr. Mendoza as he gets it and carried it with him on the way to the Barangay Hall of Ilian.

The team decided to vacate the area in haste as it is a known sightings of New People's Army (NPA) and Community Terrorist Group (CTG). The team was unable to haul the 9 pieces of Ipil lumbers due to the distance and remoteness of the subject area from the access road.

The aforementioned perpetrators were brought to the Barangay Hall of Ilian, Dumarán, Palawan for a blotter report. While at the Barangay Hall, the team immediately coordinated and reported, thru a phone call, to Sgt. Canales of Dumarán Municipal Police Station that they recovered a pistol caliber (revolver) with live ammunitions from the apprehended individuals. Sgt. Canales advised the team to have the temporary custody of the seized revolver since at that time, it is unsafe to travel by boat due to inclement weather.

During the blotter report, the team inquired Mr. Mohametano regarding his involvement in the cutting of Ipil timber. The latter vehemently denied that he was part of such illegal activity since according to him, he was only present in the subject area as he would like to get some Ipil slabs from Mr. Blas and Mr. Mendoza for his chicken cage. He later informed the team that he will be submitting an affidavit to clear his involvement in the said illegal activity.

After the blotter report was done, the team subsequently released the perpetrators since there was no available police to escort the perpetrators nor a vehicle to transport them for an inquest proceeding.

The team brought the confiscated chainsaw, three (3) bolos and one (1) pistol caliber (revolver) with five (5) live rounds of ammunition at the DENR-CENRO Roxas for safekeeping.

On September 08, 2021, For. III Vitaliano Marañan called PCMS. Frederic Cayao of Dumarán Municipal Police Station regarding on the turnover of the seized revolver from the perpetrators. PCMS. Cayao informed For. Marañan that they were still unable to travel to CENRO Roxas as the weather conditions keep on worsening. He further informed For. Marañan that they will get the seized revolver as soon as they were able to travel in Roxas.

On September 16, 2021, Mr. Reneboy Mohametano came to this office and submitted his affidavit denying his participation in the subject illegal activity. In his affidavit, he affirmed his earlier statement that he was only there since he would like to get some Ipil slabs from Mr. Blas and Mr. Mendoza.

In view of the foregoing, the undersigned hereby recommend the filing of criminal charges against Mr. Emel T. Blas and Mr. Larry G. Mendoza for violations of Sec. 77 of Presidential Decree No. 705, as amended, Par. 4, Sec. 7 of Republic Act No. 9175 or known as the "Chainsaw Act of 2002", and Section 28 of Republic Act No. 10591 or the "Comprehensive Firearms and Ammunition Regulation Act" against Mr. Larry G. Mendoza.

As to the other two individuals present in the subject area, Mr. Efren Merlin was exempted from criminal prosecution due to minority, whereas Mr. Reneboy Mohametano already submitted his affidavit denying his participation in the subject illegal acts and thereby admitting directly that Mr. Blas and Mr. Mendoza were the ones operating the chainsaw and cutting the Ipil timber. Thus, the undersigned further recommends the exclusion of Mr. Mohametano in the subject case as his admissions in his affidavit greatly benefit the case against the principal perpetrators.


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Page 2 of 3


MA. CHRISTINE G. SINDAYEN
Records Officer

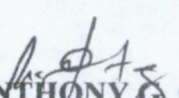
Attached herewith are the Apprehension Receipt, Barangay Blotter Report, Geo-tagged Pictures, and the Sinumpaang Salaysay of Mr. Reneboy Mohametano for ready reference.


For information and records.


ROY T. MERCADER
Forest Technician II



ENRIQUE G. JARDIN
Forest Ranger

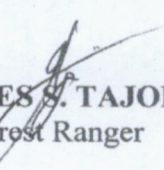

MARK WILLIAMS R. SOTOZA
Forest Ranger


MARK ANTHONY G. ORTEGA
Forest Ranger


NESTOR A. CERVANTES
Forest Ranger


CHARLIE A. RABANG
Forest Ranger


ALVIN C. MADURO
Forest Ranger


JAMES S. TAJON
Forest Ranger

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MA. CHRISTINE G. SINDAYEN
Records Officer

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

DENR IV : _____
SN : _____
DATE : 9/21/21
Time : 11:12 am

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 (ONE)	CHAINSAW			10,000
	STILL OIL W/			
	DEFACED SERIAL			
	NUMBER			

IS HEREBY DECLARED UNDER APPREHENSION FOR THE FOLLOWING REASONS:

Violation of RA 9175 aka known as Chainsaw act of 2002
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 07 day of August 2021 at Prty/ Ilan Duman Palawan, Philippines.

APPREHENDING OFFICER

(Signature over Printed Name)

1. ENRIQUE JARDIN

Address: _____

2. ALVIN MADIRO

Address: _____

3. MARK WILFRADO SOTOZA

Address: _____

CHARLIE RABANG
NESTOR CERVANTES

JAMES KATON

4. ROY MERCADER

Address: _____

MARK ANTHONY G. ORTEGA

OWNER / CLAIMANT REPRESENTATIVE / DRIVER

1. EMELT BLAS

Address: ILAN DUMAN PAL
HELPER/OPERATOR

2. LARRY G. MENDOZA

Address: ILAN DUMAN PAL
HELPER/OPERATOR/OWNER

WITNESSES

(Signature over Printed Name)

1. HERSO PARANGUT

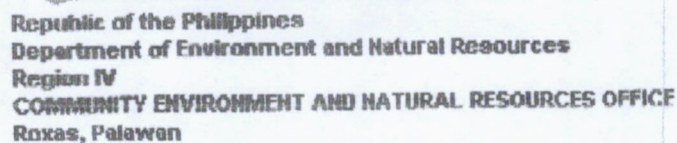
Address: Ilana, Duman Pal.

2. _____

Address: _____

NOTE: The owner/possessor and/or claimant of the apprehended articles are hereby requested to see the nearest CENRO/PENRO at their Office and given three (3) days from the date of apprehension.

MA. CHRISTINE G. SINDAYEN
Records Officer



DENR IV: _____
SN : _____
DATE : Sept 07, 2021
Time: _____

Pursuant to provision of PD 705 as amended by Executive Order 277, the following forest products and/or machinery Equipment, tools and conveyance, to wit;

[illegible]

Violation of Sec 26 of P.A. 10571

Done this 7th day of September 1991 at San Carlos Philippines.

Done this 7th day of September at San Francisco California Philippines.

CHARLES W. BANG
DENA - CENHO

APPREHENDING OFFICER
(Signature over Printed Name)

MARK W. BANG
DENA - CENHO

1. Roy Merleader
Address: 1000 10th Ave. N. W. 10000

2. ENRICH AND KANDIN
Address: 1011 10th Ave, N.Y.

3. NBETHA CONNANDES
Address: DEHN - CONNANDES Per

4. JAMES J. J. J. J.
Address: 1000 - 1000 1000, 1000.

1. EMIL BLAS
Address: Bugy - Lian Damoghan P.S.

2. LARRY MERRITT
Address Baby Lion Formation, Pal

WITNESSES
(Signature over Printed Name)

Note: The owner/possessor and./or Claimant of the apprehended articles are hereby requested to see the nearest CENRO/PENRO at their Office and given three (3) days from the date of apprehension

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MA. CHRISTINE G. SINDAYEN
Records Officer

Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA REGION
Community Environment and Natural Resources Office
Barangay III, Roxas, Palawan

DENR IV: _____
SN : _____
DATE : _____
TIME : _____

APPREHENSION RECEIPT

Pursuant to the provision of P.D. 705 as amended by Executive Order No. 277 and further amended by R.A. 7161, the following forest products and/or machinery, equipment, tools and conveyance, to wit:

QUANTITY	UNIT	ARTICLES/DESCRIPTIONS	ESTIMATED VOLUME	VALUE (Php)
3	PCS	1PIL 3X5X12 lumbers	45 brdft	4,500
5	PCS	1PIL 2X3X12 lumbers	30 brdft	3,000
1	PC	1PIL 18X9X12 Half of the log	162 brdft	16,200
9			237 brdft	23,700

IS HEREBY DECLARED UNDER APPREHENSION FOR THE FOLLOWING REASONS:

Violation of Section 75 of PD 705 as amended
The same having been apprehended subject forest products and/or machineries, equipment, tools and conveyances 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 07 day of September 2011 at barangay Ilian Dumanan Palawan Philippines.

APPREHENDING OFFICER
(Signature over Printed Name)

JAMES JARDIN

CHARLIE RABANG

1. ENRIQUE JARDIN

Address: _____

2. ALVIN MADURO

Address: _____

3. MARK WILLIAMS SORZA

Address: _____

NESTOR CERVANTES

4. ROY T. MERCADER

Address: _____

MARK ANTHONY G. ORTEGA

OWNER/ CLAIMANT/ REPRESENTATIVE/ DRIVER

1. THEL T. BLAS

Address: ILIAN DUMANAN PAL

HELPER/OPERATOR

2. LARRY C. MENDOZA

Address: ILIAN DUMANAN PAL

HELPER/OWNER/OPERATOR

WITNESSES

(Signature over Printed Name)

1. JOSE PARRANCA

Address: ILIAN DUMANAN PAL

2. _____

Address: _____

NOTE: The owner/possessor and/or claimant of the apprehended articles are hereby requested to see the nearest CENRO/PENRO at their Office and given three (3) days from the date of apprehension.

CERTIFIED PHOTO COPY

MA. CHRISTINE G. SINDAYEN
Records Officer



PHOTO DOCUMENTATION

Geotagged photos showing the confiscation of nine (9) pieces Ipil Lumbers and one (1) unit chainsaw with defaced serial number at Sitio Calawagan, Barangay Ilian, Dumaran, Palawan.



This is to certify that the Geotagged Photos were taken by:

MA. CHRISTINE G. SINDAYEN
Records Officer

JAMES S. TAJON
Forest Ranger

Geotagged photos showing Forest Ranger Alvin U. Maduro holding the one (1) unit caliber pistol seized from the bag of Larry G. Mendoza, one of the apprehended individuals.



This is to certify that the Geotagged Photos were taken by:

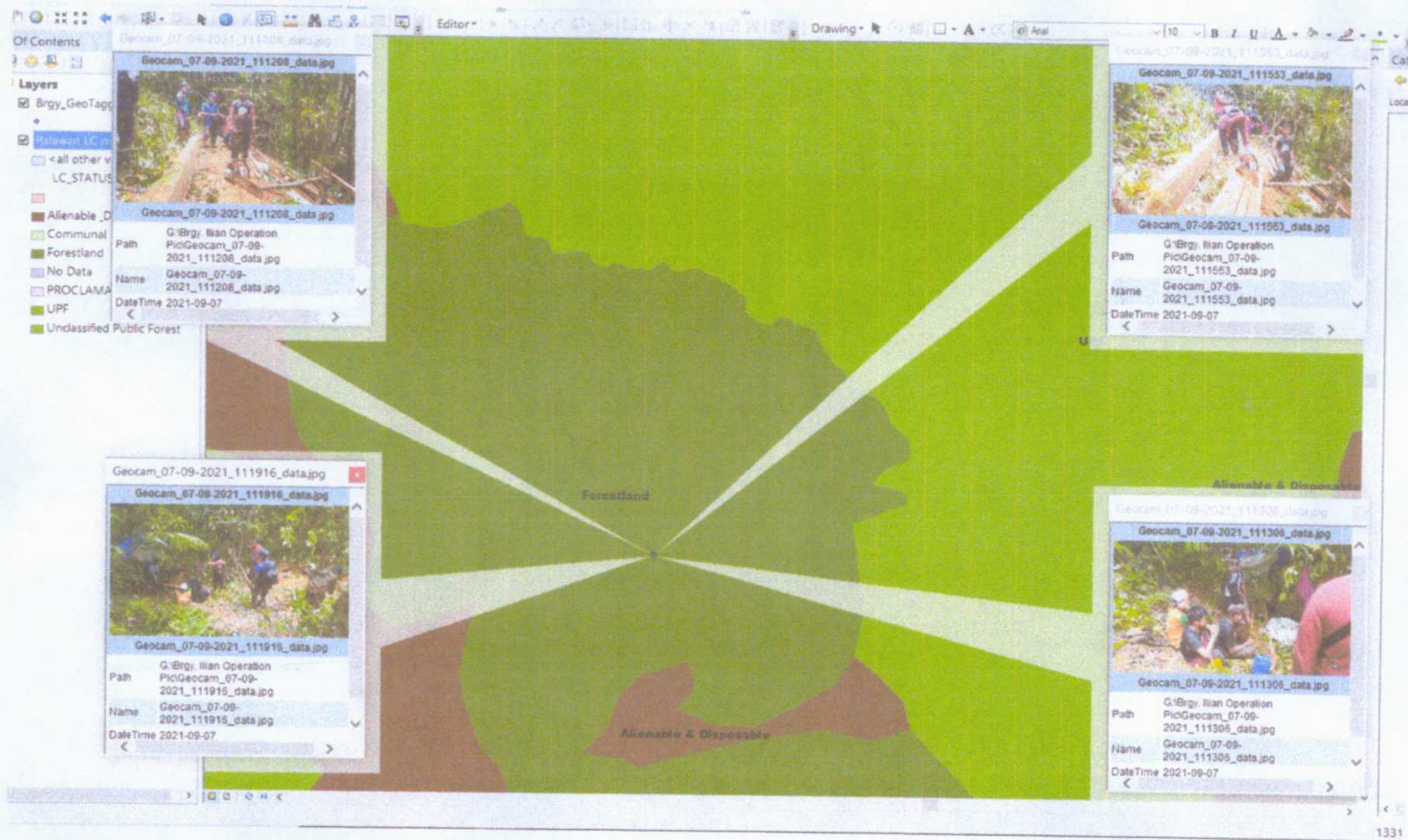
JAMES S. TAJON
Forest Ranger

CERTIFIED PHOTO COPY

MA. CHRISTINE G. BINDAYEN
Records Officer

[illegible]

JAMES S. TAJON
Forest Ranger
CERTIFIED PHOTO COPY
MA. CHRISTINE C. SINDAYEN
Records Officer



Showing the Land Classification of the place of commission of the apprehension last September 7, 2021 at Sitio Calawagan, Barangay Ilian, Dumaran, Palawan.

CERTIFIED PHOTO COPY

MA. CHRISTINE G. SINDAYEN
Records 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

SEIZURE ORDER

CENRO Control No.: 09172021-01
E-FMS No: 2021-175318-F116

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:

Quantity	Unit	Articles & Description	Volume In board feet	Estimated Value
1	Unit	Chainsaw with defaced/tampered serial no.	N/A	Php 10,000.00
1	Unit	TOTAL	N/A	Php 10,000.00

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

FT II Roy T. Mercader
(Name of Apprehending Officers)

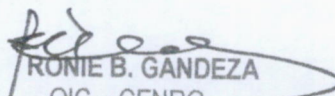
On September 07, 2021 at Sitio Calawagan, Barangay Ilian, Dumaran, Palawan on or about 11:12 A.M. for the following
(Date) (Place) (Time)
violation/s: Violation of Republic Act No. 9175 also known as The Chainsaw Act of 2002

Examination Conducted by Seizure Officer:


Persons Examined	Name	Date/Time	Place
Confiscated Items			
Apprehending Officer	FT II Roy T. Mercader	September 8, 2021 at around 9:00 A.M.	CENRO, Roxas, Palawan
Perpetrator/s	Emel T. Blas Larry G. Mendoza		
Witnesses	FR Alvin U. Maduro FR Enrique G. Jardin FR Markwilliams R. Sotoza FR Charlie A. Rabang FR Nestor A. Cervantes FR Mark Anthony G. Ortega	September 8, 2021 at around 9:00 A.M.	CENRO, Roxas, Palawan

After thorough evaluation of the Apprehension Report dated September 17, 2021 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 17th day of September, year 2021 at DENR – CENRO – ROXAS, PALAWAN.


RONIE B. GANDEZA
OIC – CENRO
Seizure Officer

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MA. CHRISTINE C. SINDAYEN
Records 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

SEIZURE RECEIPT

No. 20210907-01

The following apprehended items are under administrative seizure pursuant to Section 3 of DAO 97-32.

A. FOREST PRODUCTS

Species	No. of Pieces	Dimension	Volume	Estimated Value
None	N/A	N/A	N/A	N/A
Total	N/A	N/A	N/A	N/A

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

NAME	ADDRESS	NATURE OF PARTICIPATION
Emel T. Blas	Barangay Ilian, Dumarang, Palawan	Operator
Larry G. Mendoza	Barangay Ilian, Dumarang, Palawan	Helper
<i>*Nothing Follows</i>		

B. CONVEYANCE

Name of the Registration/Owner : N/A
Address : N/A
Type of Vehicle : N/A
Model : N/A
Engine/Motor Serial No. : N/A
Certificate of Registration No. : N/A
Estimated Fair Market Value : N/A

C. EQUIPMENT AND OTHER IMPLEMENTS (Briefly describe the physical appearance and condition of each items and estimate value)

Quantity	Type	Description	Estimated Market Value
1	Chainsaw	Tampered/Defaced Serial No.	Php 10,000.00
<i>*Nothing Follows</i>			

The one (1) unit of Chainsaw with defaced Serial No. operated by Mr. Emel T. Blas with his helper Mr. Larry G. Mendoza was apprehended by the DENR CENRO Roxas, Palawan - MES personnel (Composite Team) at Sitio Calawagan, Barangay Ilian, Dumarang, Palawan on September 07, 2021

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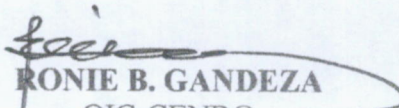
Republic of the Philippines
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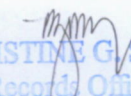
Said apprehended equipment is now under the custody of Forester I Marces C. Lasangen of DENR CENR Roxas, Palawan. Further, these apprehended items are now deposited at DENR CENRO Roxas, Palawan compound for safekeeping.

That the undersigned hereby acknowledge that the above listed item is now in ADMINISTRATIVE SEIZURE and that I, on behalf of Forester I Marces C. Lasangen who assume the possession and control for the custodial legis, pending the conduct of administrative confiscation proceedings for their disposition.

Therefore issue this Seizure Receipt No. 20210907-01 this September 18, 2021 at DENR CENRO Roxas, Palawan.


RONIE B. GANDEZA
OIC-CENRO
Seizure Officer

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February 18, 2022

NOTICE OF HEARING

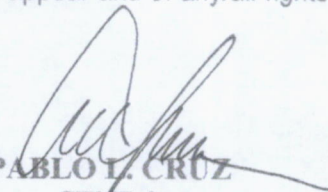
SUBJECT: APPREHENSION OF ONE (1) UNIT UNREGISTERED CHAINSAW WITH DEFACED/TAMPERED SERIAL NUMBER AT SITIO CALAWAGAN, BARANGAY ILIAN, DUMARAN, PALAWAN

TO : Mr. Emel T. Blas - Barangay Ilian, Dumarán, Palawan
Mr. Larry G. Mendoza - Barangay Ilian, Dumarán, Palawan

You are hereby formally notified to attend the Administrative Hearing for the subject offense on **March 02, 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 supplementary 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 favor of the government.

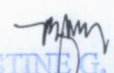

PABLO L. CRUZ
CENRO

*Notified thru phone call
0907-364-2412
Feb. 22, 2021 1:20pm*

*Emel Blas MAR 2
Larry Mendoza MAR 2*

DENR-CENRO ROXAS
RELEASED
DATE: 02/18/2022
BY: [Signature]
DOC. NO. 2022-02-0182

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

SUBJECT: APPREHENSION OF ONE (1) UNIT CHAINSAW (UNREGISTERED WITH DETACHED/TAMPERED SERIAL NUMBER AT SITIO CALAWAGAN, BARANGAY ILIAN, DUMARAN, PALAWAN

DENR CENRO Roxas
Barangay III, Roxas, Palawan
Date: March 02, 2022
Time: 9:55 AM.

ATTENDANCE SHEET

No.	Name	Cellphone No.	Signature
1.	<u>E. Diaz</u>		<u>[Signature]</u>
2.	<u>LARRY Mendez</u>		<u>[Signature]</u>
3.	<u>Angelette Jude F. Quezada</u>		<u>[Signature]</u>
4.	<u>Fabio L. Cruz</u>		<u>[Signature]</u>
5.			
6.			
7.			
8.			
9.			
10.			
11.			
12.			
13.			
14.			
15.			

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[Signature]
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ADMINISTRATIVE HEARING

CENR Office, Barangay III, Roxas, Palawan
March 02, 2022
09:15 A.M.

RE: APPREHENSION OF ONE (1) UNIT UNREGISTERED CHAINSAW WITH
DEFACED/TAMPERED SERIAL NUMBER AT SITIO CALAWAGAN, BARANGAY ILIAN,
DUMARAN, PALAWAN

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

ATTENDANCE

1. EMEL . BLAS
2. LARRY G. MENDOZA
3. ANNJELETTE JUDE F. QUEZADA
4. PABLO L. CRUZ

TRANSCRIPT

Hearing Officer:

Magandang umaga sa ating lahat. Una sa lahat ay gusto ko po kayong pasalamatan sapagkat kayo ay dumating para isagawa natin itong Administrative Hearing. Ito ay patungkol doon sa nahuli sa inyo na mga kahoy at chainsaw. Bago tayo tumungo doon sa ating pagdinig ay gusto ko muna ipaliwanag sa inyo 'yong inyong karapatan. Ayon sa ating Saligang Batas, kayo ay may karapatan na hindi sumagot o sumagot doon sa aming mga katanungan. May karapatan din kayo na kumuha ng abogado o counsel, pag sinabing counsel, iyon ang tagapagtanggol ninyo at tagapagturo sa inyo kung ano ang isasagot ninyo. Tatanungin ko kayo bago natin ituloy ang pagdinig na ito, kailangan ba na mayroon kayong abogado o counsel bago natin isagawa 'yong pagdinig na ito o wala na. Ano po ang masasabi ninyo? Ano po ang kasagutan ninyo doon? Kailangan niyo pa ba ng abogado o wala na? Ano po ang sagot niyo? Ipaliwanag ko po ulit, kayo po ay may karapatan na kumuha ng abogado o council bago natin isagawa ang pagdinig na ito. Kaya tatanungin ko kayo bago tayo tuluyang tumungo doon sa ating pagdinig. Kailangan niyo pa bang kumuha ng abogado o counsel bago ituloy itong hearing na ito o hindi na?

Emel Blas:

Kung magkuha kami ng attorney, ngayon din po agad?

Hearing Officer:

Hindi naman, kung kailangan nyo ay mag-re-schedule tayo kung iyon ang pasiya ninyo. Kasi kung kukuha kayo ng abogado of course may bayad iyan, hindi naman pwedeng walang bayad. Pangalawa ire-schedule natin.

Emel Blas:

Kahit hindi na po.

Hearing Officer:

Kahit hindi na, Medyo linawin niyo po ang sagot ninyo. Ito kasing Hearing na ito ay pagdinig na ating isinasagawa ay ayon doon sa aming policy DAO 97-32 na kung saan kayo ay binibigyan ng karapatan o ng pagkakataon upang ilahad

MA. CHRISTINE G. SINDAYEN
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54 ang inyong panig doon sa ginawang paghuli sa inyo. Noong kayo ay naaktuhan
55 ng aming mga tauhan na nagsasagawa ng pamumutol ng kahoy sa
56 pamamagitan ng chainsaw noong September 7, 2021 ganap na alas onse ng
57 umaga sa Barangay Ilian, Dumaran, Palawan. Hindi pa ito 'yong sa court,
58 Administrative Hearing palang ito pero ganoon pa man ayon sa ating Saligang
59 Batas ay karapatan ninyo na sumagot o hindi sumagot sa aming mga
60 katanungan. Karapatan din ninyo na kumuha ng Abogado para sa pagdinig na
61 ito. Kaya ang sinasabi ko kung kukuha kayo ng Abogado gagastos kayo
62 syempre, wala namang Abogadong libre.

63

64 **Emel Blas:** Magastos pala 'yong may abogado, mahirap lang po kami.

65

66 **Hearing Officer:** Pwede rin naman Counsel kung may alam kayo na marunong.

67

68 **Emel Blas:** Wala rin kaming hanapbuhay sa ngayon.

69

70 **Hearing Officer:** Kaya nga po, tatanungin ko po kayo ngayon kung itutuloy po ba natin ang
71 pagdinig na ito kahit na wala kayong Abogado o kailangan ninyo ng Abogado?
72

73 **Emel Blas:** Pag may Abogado o Attorney ang Hearing doon na sa taas o dito parin?

74

75 **Hearing Officer:** Dito parin kasi Administrative Hearing ito, sa Opisina lang namin ito. Ano pong
76 sagot ninyo? Kailangan pa ba ng Abogado ninyo or kahit hindi na?
77

78 **Emel Blas:** Kung sakaling magkuha kami ng Abogado Sir ganoon parin 'yon?

79

80 **Hearing Officer:** Ganoon pa rin kasi 'yong itatanong namin ganoon lang din iyon. Ano po ang
81 desisyon ninyo? Kasi mag e-schedule na naman tayo kung kailangan niyo ng
82 counsel o abogado ninyo. Schedule na naman tayo ng panibagong pagdinig.
83 Karapatan ninyo naman na kumuha ng Counsel para turuan kayo kung paano
84 sagutin 'yong mga katanungan namin 'yon.
85

86 **Emel Blas:** Kung hindi na kami magkuha ng Attorney diretso na ang Hearing namin
87 ngayon?
88

89 **Hearing Officer:** Oo, Hearing lang ito sa aming Opisina.

90

91 **Emel Blas:** Kung matapos ito Attorney may isang Hearing pa?

92

93 **Hearing Officer:** Depende sa mga kasagutan ninyo kasi kung may mga mabangit kayo na
94 kailangan i-summon, isu-summon pa natin 'yan. Tapos na kayo pero kung
95 halimbawa may mabangglt pa kayo na mga konektadong tao dito sa gagawin
96 nating pagdinig isu-summon pa natin ulit sila, pero kayo matatapos ngayong
97 araw ang inyong pagdinig. Kung may mabangit kayo na mga tao na involve pa
98 doon sa ginawa ninyong ilegal, panibagong pagdinig iyon doon sa mga
99 mababangit niyo. Kung wala naman at hindi na kailangan magkaroon ng
100 pangalawang pagdinig ay depende sa mga kasagutan ninyo. Mauubos ang
101 oras natin, anong plano ninyo?
102

103 **Emel Blas:** Kung mapag-uusapan naman natin iyan sir kasi mahirap lang kami, wala
104 kaming kakayanang kumuha ng Attorney, kung maaareglo lang din, hindi na
105 kami magkuha ng Attorney. Kung maareglo lang din.
106

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107 **Hearing Officer:** Ano kailangan niyo pa ba ng Abogado or hindi na at itutuloy natin ang pagdinig
108 na ito. Iyon lang naman ang hinihintay namin na kasagutan ninyo kung kukuha
109 o hindi na. Magkano ang Abogado ngayon, Singkwenta mil? Kada Hearing
110 niyan magbabayad pa kayo, appearance niya.
111
112 **Emel Blas:** Hirap na nga tayo magkuha ng Lisensya ng Lobster Abogado pa.
113
114 **Hearing Officer:** Ano, para hindi masayang 'yong oras natin kasi kami may nakaschedule pang
115 gagawin. So tanungin ko ulit kayo, kailangan niyo pa ba ng Abogado bago
116 ituloy ang pagdinig na ito o hindi na? Ano po ang final na kasagutan ninyo?
117
118 **Emel Blas:** Hindi na po.
119
120 **Hearing Officer:** Hindi na, so opisyal na 'yan na hindi na. Sino ba sa inyo si Emel Blas?
121
122 **Emel Blas:** Ako po.
123
124 **Hearing Officer:** Ikaw? Si Larry Mendoza?
125
126 **Larry Mendoza:** Opo.
127
128 **Hearing Officer:** Okay sige, unahin muna kita Emil, pwede ka bang tumayo at isabi mo ang
129 iyong pangalan, edad, tirahan at hanapbuhay.
130
131 **Emel Blas:** Ako po si Emel Blas, 30 years old at nakatira sa Barangay Ilian at farmer ang
132 trabaho ko.
133
134 **Hearing Officer:** Farmer, sige pwede ka ng maupo. So nasaan ka noong September 7, 2021
135 ganap na alas onse ng umaga?
136
137 **Emel Blas:** Sa bukid po.
138
139 **Hearing Officer:** Pwede po bang malaman kung ano ang ginagawa ninyo doon? Noong oras na
140 iyon nong September 11, 2021.
141
142 **Emil Blas:** Nagmemeryenda.
143
144 **Hearing Officer:** Nasa bukid nagmemeryenda? Ano po ang ginagawa ninyo sa bukid ng mga
145 oras na iyon, pwede po bang malaman? Ano po ang sagot ninyo Ginoong
146 Emil? Maaari po bang malaman kung ano ang ginagawa ninyo noong
147 September 7, 2021 ganap na alas onse ng umaga? Ang sabi ninyo nasa bukid
148 kayo at nagmemeryenda, pero ano po ang ginagawa ninyo noong mga oras na
149 iyon bago kayo mag meryenda. Maaari po bang malaman?
150
151 **Emel Blas:** Nag-utang po kami ng gawaing bahay.
152
153 **Hearing Officer:** Ano po 'yong gawaing bahay?
154
155 **Emel Blas:** Pinakuha po ng kahoy na pang gawaing bahay.
156
157 **Hearing Officer:** Nangunguha ng kahoy, maaari po bang malaman kung paano ninyo kinukuha
158 'yong mga kahoy noong mga oras na iyon. Maaari rin po bang malaman kung
159 anong mga gamit po ang ginamit ninyo sa pangunguha ng kahoy?

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160
161 **Emel Blas:** Chainsaw po.
162
163 **Hearing Officer:** Chainsaw, mayroon po ba kayong permit o papel na galling sa kinauukulan
164 bago kayo magkuha ng kahoy?
165
166 **Emel Blas:** Wala po, kasi wala po kaming kakayanan at biglaan po Attorney kasi sira ang
167 bahay namin, hanggang ngayon nga hindi pa natatapos.
168
169 **Hearing Officer:** Wala kayong permit?
170
171 **Emel Blas:** Wala po.
172
173 **Hearing Officer:** Maaari po bang malaman kung ang inyong chainsaw ay nakarehistro sa
174 tamang ahensiya.
175
176 **Emel Blas:** Wala po.
177
178 **Hearing Officer:** Maaari po bang malaman kung kaninong chainsaw ang ginagamit ninyo?
179 Karapatan po ninyo na hindi sagutin o sagutin ang aming mga katanungan.
180 Ulitin ko po, pwede po bang malaman kung kaninong chainsaw ang inyong
181 ginagamit sa pagputol ng kahoy.
182
183 **Emel Blas:** Hindi po 'yon sa akin.
184
185 **Hearing Officer:** Maaari po bang malaman kung kilala ninyo ang may-ari ng chainsaw?
186
187 **Emel Blas:** Pinahiram lang po 'yon sa akin pero hindi ko po kilala.
188
189 **Hearing Officer:** Sino po mismo ang nagpuputol o nagchainsaw ng kahoy? Maaari po bang
190 malaman. Maaari po bang malaman kung sino ang nag-ooperate ng chainsaw
191 ng mga oras na iyon noong September 7, 2021 ganap na alas onse ng umaga.
192
193 **Emel Blas:** Hindi ko po alam 'yong apelyido Attorney, kasi ako pumunta lang doon.
194 Pagdating ko nagchi-chainsaw na sila. Hindi ko alam 'yong operator noon kasi
195 napadaan lang po ako doon. Apat po kasi kami kaya hindi ko po alam sa kanila
196 kung sino.
197
198 **Hearing Officer:** Maaari po bang malaman kung ano ang papel ninyo doon sa pangunguha
199 ninyo ng kahoy?
200
201 **Emel Blas:** Napadaan lang po ako doon kasi nagagayat sila ng pangbahay kaya nag punta
202 rin ako doon. Narinig ko po kaya pumunta ako doon pero sila nagagayat na.
203
204 **Hearing Officer:** Maaari po bang malaman kung sino po 'yong sila?
205
206 **Emel Blas:** Sila Junior Efren at si Boy, ano nga 'yong apelyido noon?
207
208 **Larry Mendoza:** Hindi ko rin alam.
209
210 **Hearing Officer:** Sila po 'yong mismong nag-operate?
211
212 **Emel Blas:** Siguro po kasi sila po 'yong naabutan ko.

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213
214 **Hearing Officer:** Nabangit mo kanina Mr. Blas na kaya ka nandodoon sa bukid noong
215 September 7, 2021 ganap na alas onse ng umga ay para kumuha ng kahoy.
216
217 **Emel Blas:** Opo.
218
219 **Hearing Officer:** Anong kahoy po 'yong kinikuha o kukunin po ninyo?
220
221 **Emel Blas:** Pangbahay po.
222
223 **Hearing Officer:** Anong uri ng kahoy po 'yon?
224
225 **Emel Blas:** Mga bilog lang po na kahoy.
226
227 **Hearing Officer:** Bilog na kahoy?
228
229 **Emel Blas:** Opo.
230
231 **Hearing Officer:** Hindi niyo alam 'yong uri ng kahoy?
232
233 **Emel Blas:** Hindi ko po kilala.
234
235 **Hearing Officer:** Saan niyo dinadala 'yong kahoy?
236
237 **Emel Blas:** Sa bahay namin po.
238
239 **Hearing Officer:** Aanhin po ninyo 'yong kahoy?
240
241 **Emel Blas:** Gagawing bahay po.
242
243 **Hearing Officer:** Maaari po bang malaman Mr. Blas kung ilan kayong nangunguha ng kahoy
244 noong mga oras na iyon noong September 7, 2021.
245
246 **Emel Blas:** Apat po kami sir.
247
248 **Hearing Officer:** Apat kayo, maaari mo po bang ulitin 'yong mga pangalan.
249
250 **Emel Blas:** Pangalan po ng isa Efren Merlin.
251
252 **Hearing Officer:** Efren Merlin?
253
254 **Emel Blas:** Opo.
255
256 **Hearing Officer:** Maaari ko bang malaman 'yong pangalan ng iba pa?
257
258 **Emel Blas:** Ang tawag po nila Boy lang din, pero hindi ko po kilala yong pangalan at
259 apelyido.
260
261 **Hearing Officer:** Saan po nakatira si Efren Merlin?
262
263 **Emel Blas:** Saan nakatira 'yon?
264
265 **Larry Mendoza:** Bagong Bayan po.

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266
267 **Hearing Officer:** Bagong bayan sa?
268
269 **Emel Blas:** Roxas.
270
271 **Hearing Officer:** Si Boy saan nakatira?
272
273 **Emel Blas:** Ang pagkakaalam ko dayuhan lang 'yan Attorney.
274
275 **Hearing Officer:** Hindi ako Attorney ha, ako 'yong CENRO dito sa Roxas at tumatayong
276 Hearing Officer. Sa inyo pong apat, sino po 'yong operator ng chainsaw,
277 pwede po bang malaman?
278
279 **Emel Blas:** Hindi rin po ako operator.
280
281 **Hearing Officer:** Hindi ka operator, sino 'yong nag-ooperate ng chainsaw. Pwede ko po bang
282 malaman?
283
284 **Emel Blas:** Hindi ko rin po kasi alam.
285
286 **Hearing Officer:** Sabi mo bilog-bilog ang kinukuha mo na kahoy pero ayon dito sa litrato na ito,
287 Lumber man ito. Ano po ang masasabi ninyo dito, maaari po bang malaman?
288
289 **Emel Blas:** Opo, napadaan lang po ako diyan sa nagtititistis na 'yan.
290
291 **Hearing Officer:** Napadaan ka. Ano iyong sumunod na pangyayari noong mahuli kayo ng mga
292 taga DENR noong September 7, 2021 ganap na alas onse ng umaga?
293
294 **Emel Blas:** Dinala po nila kami sa Barangay.
295
296 **Hearing Officer:** Maaari po bang malaman kung ano ang nangyari doon sa Barangay?
297
298 **Emel Blas:** Pina-blotter lang po kami.
299
300 **Hearing Officer:** Mayroon ka pa bang idadagdag o bawasin doon sa mga naging kasagutan sa
301 aming mga katanungan Mr. Blas?
302
303 **Emel Blas:** Wala na rin siguro.
304
305 **Hearing Officer:** Wala ka ng idadagdag?
306
307 **Emel Blas:** Wala na rin po kaming ibang ginawa.
308
309 **Hearing Officer:** Alam mo ba Mr. Blas na labag sa Batas ang inyong ginagawang pagputol ng
310 kahoy dahil wala kayong permit galing sa opisina ng DENR.
311
312 **Emel Blas:** Opo.
313
314 **Hearing Officer:** Alam mo?
315
316 **Emel Blas:** Hindi rin kasi namin kayang magkuha, kasi 'yong bahay nga namin hindi rin
317 namin mapatapos-tapos kasi mahirap.
318

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MA. CHRISTINE G. SINDAYEN
Records 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: cenrroxaspalawan@denr.gov.ph

319 **Hearing Officer:** Hanggang doon lang ang aking katanungan Mr. Blas, wala na akong
320 maitatanong pa. Dumako naman tayo kay Ginoong Larry Mendoza, pwede ka
321 po bang tumayo Ginoong Mendoza upang sabihin ang iyong pangalan, edad,
322 tirahan at hanapbuhay.
323
324 **Larry Mendoza:** Ako po si Larry Mendoza, 38 years old nakatira sa Barangay Ilian.
325
326 **Hearing Officer:** May asawa ka?
327
328 **Larry Mendoza:** Maroon po, kaso namatay na.
329
330 **Hearing Officer:** Anong hanapbuhay mo?
331
332 **Larry Mendoza:** Mangingisda lang po.
333
334 **Hearing Officer:** Pwede ka ng maupo Ginoong Larry. Nasaan ka noong September 7, 2021
335 ganap na alas onse ng umaga, maaari po bang malaman?
336
337 **Larry Mendoza:** Doon po sa gubat.
338
339 **Hearing Officer:** Maaari po bang malaman kung ano ang ginagawa niyo doon sa gubat?
340
341 **Larry Mendoza:** Napadaan lang po kami doon sa nagtitistis, habang nanonood kami bigla
342 nalang nila kaming pinadapa tapos pinaputokan ng baril kaya nagulat po kami.
343
344 **Hearing Officer:** Saan po kayo galling at napadaan kayo doon sa lugar na iyon, pwede po bang
345 malaman?
346
347 **Larry Mendoza:** Naghahanap po kami ng yantok pangtali sa bakod.
348
349 **Hearing Officer:** Maaari po bang malaman kung kasama ka doon sa apat na binanggit ni Mr.
350 Emil na nagkukuha ng kahoy?
351
352 **Larry Mendoza:** Hindi po ako kasama doon.
353
354 **Hearing Officer:** Hindi ka kasama doon sa apat na binabangit ni Mr. Blas kanina? Maaari po
355 bang malaman kung kasama ka doon sa apat.
356
357 **Larry Mendoza:** Naga kwentuhan lang kami doon at nakaupo lang po.
358
359 **Hearing Officer:** Pero kasama ka doon sa apat?
360
361 **Larry Mendoza:** Kasama sa apat, pero hindi ako ano diyan.
362
363 **Hearing Officer:** Pero nagkukwentuhan lang kayo doon?
364
365 **Larry Mendoza:** Nakipagkwentuhan kami bigla rin kaming –
366
367 **Hearing Officer:** Bakit po kayo napadaan doon Ginoong Larry sa nag titistis ng kahoy kung
368 sinasabi mo na hindi ka kasama doon sa apat at nangunguha ka lang ng
369 yantok. Maaari po bang malaman?
370

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Page 7 of 9
MA. CHRISTINE G. SINDAYEN
Records Officer



Republic of the Philippines
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Region IV- MIMAROPA
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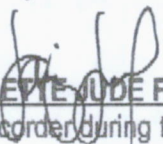

371 **Larry Mendoza:** Noong narinig po namin na may naga tistis, pumunta lang po kami para
372 makiususo.
373
374 **Hearing Officer:** Maaari po bang malaman kung sino-sino 'yong mga kasama niyong apat na
375 iyon maliban kay Emel.
376
377 **Larry Mendoza:** Wala man 'yan si Junior Efren na yan, bawiin ko sana yan kay hindi po
378 namin kilala 'yang isa na 'yan.
379
380 **Hearing Officer:** Sino po 'yong isa?
381
382 **Larry Mendoza:** Tinatawag lang namin 'yan na si Boy pero hindi rin namin kilala 'yan kung
383 ano 'yong tunay na pangalan niyan.
384
385 **Hearing Officer:** Pwede paki spelling 'yong pangalan ni Efren Merlin. 'Yong Merlin papaano
386 'yong spelling non?
387
388 **Larry Mendoza:** Pamangkin kasi ni Bildo 'yan.
389
390 **Hearing Officer:** Bildo na?
391
392 **Larry Mendoza:** Abelardo.
393
394 **Hearing Officer:** Abelardo?
395
396 **Larry Mendoza:** Pamangkin niya 'yan.
397
398 **Hearing Officer:** Pamangkin ni Abelardo na? Sinong Abelardo?
399
400 **Emel Blas:** Merlin.
401
402 **Larry Mendoza:** Merlin. Pamangkin niya 'yan ni Abelardo Merlin.
403
404 **Hearing Officer:** Abelardo Merlin, pamangkin niya ito?
405
406 **Emel Blas:** Pinsan.
407
408 **Larry Mendoza:** Pinsan, kasi magkapatid 'yong tatay niya eh.
409
410 **Hearing Officer:** Maaari po bang malaman Ginoong Larry kung saan po kayo galing bago kayo
411 pumunta doon sa sinasabi mo na nagtitistis?
412
413 **Larry Mendoza:** Doon po sa Ilian, pumunta kami doon kasi magpuputol kami ng yantok ng
414 tanghaling tapat.
415
416 **Hearing Officer:** Kilala mo po ba si Ginoong Emil Blas? Kilala mo siya?
417
418 **Larry Mendoza:** Opo.
419
420 **Hearing Officer:** Ano ang pagkakakilala mo kay Ginoong Emil Blas? Maaari po bang
421 malaman? Kapitbahay mo ba siya o kaibigan.
422
423 **Larry Mendoza:** Magkaibigan po kami.

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Records Officer



Republic of the Philippines
Department of Environment and Natural Resources
Region IV- MIMAROPA
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424
425 **Hearing Officer:** Wala na akong ibang maitatanong pa Ginoong Larry. Mayroon ka pa bang
426 gustong idagdag o bawasin doon sa iyong mga naging kasagutan doon sa
427 ating katanungan. May idadagdag ka o gustong bawasin o baguhin?
428
429 **Larry Mendoza:** Wala na po.
430
431 **Hearing Officer:** Hanggang dito nalang ang ating pagdinig at hintayin natin kung ano ang
432 magiging resolution ng Office sa inyong kaso. Salamat sa inyong
433 pagpapaunlak
434
435
436 For information and record.
437
438
439 Prepared by:
440
441 
442 **ANNJEVYTE JUDE F. QUEZADA**
443 Acting recorder during the Hearing
444
445
446 Attested by:
447 
448 **PABLO V. CRUZ**
449 Hearing Officer
450
451

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MA. CHRISTINE G. SINDAYEN
Records 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

TURN-OVER RECEIPT

The undersigned, personnel of Dumarán Municipal Police Station, Dumarán, Palawan PCMS FREDERIC B. CAYAO with Office address at Barangay Poblacion, Dumarán, Palawan, acknowledge to have received from Forester Marces C. Lasangen of DENR-CENRO, Roxas, Palawan on October 18, 2021 at the Office of DENR-CENRO Roxas, Barangay III, Roxas, Palawan one (1) unit of revolver with five (5) ammunition. In connection with the violation of Republic Act No. 10591" for which apprehension was made on September 7, 2021 at Sitio Calawagan, Barangay Ilian, Dumarán, Palawan.

Received by:

<u>PCMS FREDERIC B. CAYAO</u>	<u>DUMARAN MPS</u>	<u>CHIEF INVESTIGATOR</u>
Signature Over Printed Name	Office	Position

Turned-Over by:

<u>MARCES C. LASANGEN</u>	<u>DENR-CENRO Roxas, Palawan</u>	<u>Forester I</u>
Signature Over Printed Name	Office	Position

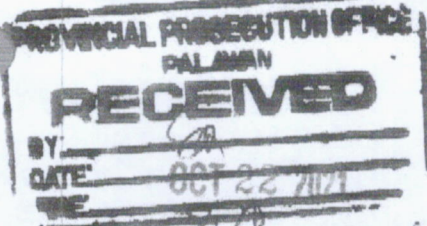
Witnesses:

<u>ALVIN N. MADURO</u>	<u>JAMES TAJON</u>
Signature Over Printed Name	Signature Over Printed Name

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MA. CHRISTINE G. SINDAYEN
Records Officer

Republic of the Philippines
Department of Justice
Province of Palawan
OFFICE OF THE PROSECUTOR
Puerto Princesa City



PEOPLE OF THE PHILIPPINES,
Plaintiff,

-versus-

EMEL T. BLAS and
LARRY G. MENDOZA,
Respondent.

X-----X

NPS Docket No. IV-08-INV - NT-6552

NPS Docket No. _____

For: Violation of Section 77 of Presidential
Decree No. 705, as amended.

PEOPLE OF THE PHILIPPINES,
Plaintiff,

-versus-

EMEL T. BLAS and
LARRY G. MENDOZA,
Respondent.

X-----X

NPS Docket No. IV-08-INV - NT-6552

NPS Docket No. _____

For: Violation of Paragraph 4 of Republic
Act No. 9175.

COMPLAINT

The undersigned, Chief Forest Protection and Law Enforcement Unit of DENR-CENRO, Roxas, Palawan, under oath, accuses **EMEL T. BLAS** and **LARRY G. MENDOZA** of Barangay Ilian, Dumaran, Palawan for violation of Section 77 of Presidential Decree No. 705, as amended by Republic Act 7161 and violation of Paragraph 4, Section 7 of Republic Act No. 9175, committed as follows:

That on or about the 7th day of September 2021 around 11:00 AM, at Sitio Calawagan, Barangay Ilian, Dumaran, Palawan, the above-named accused, with intent to gain, did then and there, conspiring, confederating and mutually aiding one another without any lawful permit or authority as required under existing forest laws and regulations, did then and there willfully, unlawfully and feloniously cut with the use of an unregistered power chainsaw, collected and gathered an Ipil timber, a forest product, having an aggregate volume of 237 board feet valued in the total amount of **TWO HUNDRED SIXTY THOUSAND, SEVEN HUNDRED PESOS** (Php 260,700.00) Philippine Currency, inclusive of 10X of the total prevailing market value of the timber, and moral exemplary environmental damages to the detriment and prejudice of the REPUBLIC OF THE PHILIPPINES.

CONTRARY TO LAW

THIS IS AN ENVIRONMENTAL CASE.

Roxas, Palawan, Philippines, October 22, 2021

MARCES C. LASANGEN

PRC (Forester) License No. 0012060
Chief Forest Protection and Law Enforcement Unit
DENR-CENRO Roxas, Palawan

WITNESSES:

1. Forest Technician II Roy T. Mercader - DENR-CENRO-Roxas, Barangay III, Roxas, Palawan
2. Forest Ranger Alvin U. Maduro - DENR-CENRO-Roxas, Barangay III, Roxas, Palawan
3. Forest Ranger Markwilliams R. Sotoza- DENR-CENRO-Roxas, Barangay III, Roxas, Palawan.
4. Mr. Reneboy Mohametano; and
5. Others are reserved

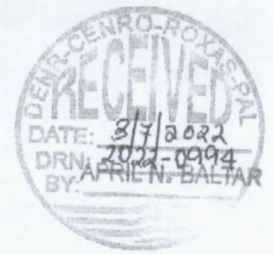
EXHIBITS:

1. Sinumpaang Salaysay of Reneboy Mohametano;
2. Sinumpaang Salaysay of Forest Technician II Roy T. Mercader;
3. Sinumpaang Salaysay of Forest Ranger Alvin U. Maduro;
4. Sinumpaang Salaysay of Forest Ranger Markwilliams R. Sotoza;

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MA. CHRISTINE G. SINDAYEN
Records Officer

Republic of the Philippines
REGIONAL TRIAL COURT OF PALAWAN
Fourth Judicial Region
BRANCH 164
Roxas, Palawan



PEOPLE OF THE PHILIPPINES,
Plaintiff,

CRIMINAL CASE NO. ROX-22(2)-42033-DM

Versus

For

EMEL T. BLAS AND LARRY G.
MENDOZA,

VIOLATION OF 7(4) REPUBLIC ACT NO.
9175 (CHAINSAW ACT OF 2002)

Accused.

X-----X

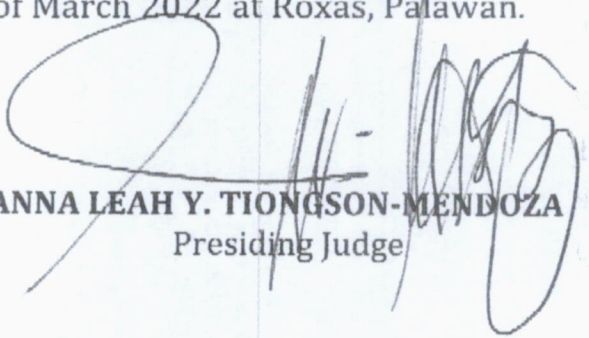
ORDER

Upon judicious examination of the records of this case, this Court finds probable cause against both Accused.

In order not to frustrate the ends of justice, let a warrant of arrest be issued against them and BAIL in the amount of FOURTY EIGHT THOUSAND PESOS (P48,000.00) each accused is hereby fixed for their provisional liberty.


SO ORDERED.

Given in Chambers this 04th day of March 2022 at Roxas, Palawan.


ANNA LEAH Y. TIONGSON-MENDOZA
Presiding Judge

CC:
Provincial Prosecutor -
Marces C. Lasangen- DENR-CENRO Roxas, Palawan

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MA. CHRISTINE G. SINDAYEN
Records Officer

Republic of the Philippines
REGIONAL TRIAL COURT OF PALAWAN
Fourth Judicial Region
BRANCH 164
Roxas, Palawan
Email: rtcbranch164roxaspal@gmail.com
rtc1rxp164@judiciary.gov.ph
Contact number: 0975-770-6589

PEOPLE OF THE PHILIPPINES,
Plaintiff,

CRIMINAL CASE NO. ROX-22(10)-42732-DM

Versus

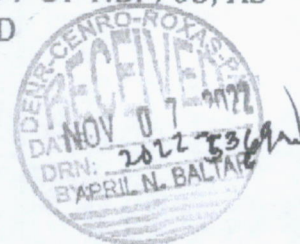
For

EMEL T. BLAS AND LARRY G.
MENDOZA,

VIOLATION OF SECTION 77 OF P.D. 705, AS
AMENDED

Accused.

X-----X



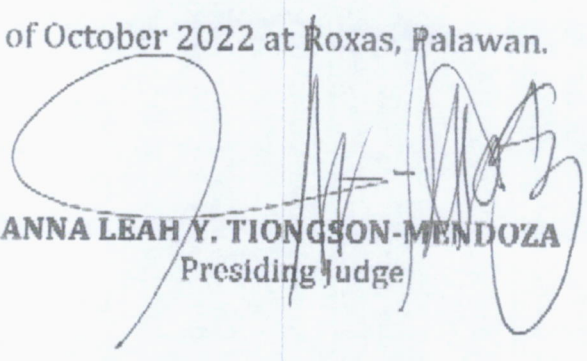
ORDER

Upon judicious examination of the records of this case, this Court finds probable cause against both Accused.

In order not to frustrate the ends of justice, let a warrant of arrest be issued against them and BAIL in the amount of FOURTY EIGHT THOUSAND PESOS (₱48,000.00) each accused is hereby fixed for their provisional liberty.

SO ORDERED.

Given in Chambers this 27th day of October 2022 at Roxas, Palawan.


ANNA LEAH Y. TIONGSON-MENDOZA
Presiding Judge

CC:
Provincial Prosecutor -
Marcos C. Lasangen- DENR-CENRO Roxas, Palawan

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Republic of the Philippines
REGIONAL TRIAL COURT OF PALAWAN
Fourth Judicial Region
BRANCH 164
Roxas, Palawan
Email: rtc1rxp164@judiciary.gov.ph
rtcbranch164roxaspal@gmail.com.
Contact number: 09757706589



PEOPLE OF THE PHILIPPINES,
Plaintiff,

CRIM. CASE NOS. ROX-22(10)-42732-
And 42003 - DM
FOR: VIOLATION OF SECTION 7 (4),
REPUBLIC ACT 9175, (CHAINSAW ACT
OF 2002) and VIO. SECTION 77 OF PD.
NO. 705.

- versus -

EMIL T. BLAS (CB) and LARRY G.
MENDOZA (CB).

Accused.

x-----x

SENTENCE/ORDER

At today's hearing on the Motions to Plea bargain, Public Prosecutor Maidy San Buenaventura-Fernandez and both accused EMIL T. BLAS and LARRY G. MENDOZA assisted by Atty. Nazi Jester U. Erfe are in court thru videoconferencing. The prosecution consented to the proposal for plea bargaining for Violation of Section 77 of P.D. 705 not under Article 309 paragraph 5 of the Revised Penal Code, as amended by R.A. No. 10951, but rather under Article 309 paragraph 3, with the penalty of *prision correccional in its minimum and medium periods*.

Both accused are likewise charged of Violation of Section 7, paragraph 4 of R.A. No. 9175 (Chainsaw Act of 2002) and will be pleading as charged. Upon inquiry from accused EMIL T. BLAS, his name is not correctly spelled in the Informations against him. Accordingly, prior to the issuance of this Sentence/Order, let the Informations be amended to reflect the correct spelling of his name from "EMEL" to "EMIL".

Some questions were propounded by the Court, whether they understood the import of their plea of guilty and that they will be sentenced accordingly, they positively responded. Hence, the Court is convinced of their plea, therefore found them GUILTY beyond reasonable doubt as principal of the following: (1) Violation Section 7, paragraph 4, of R.A. No. 9175 (Chainsaw Act of 2002) for unlawful use of chainsaw; and (2) Violation of Section 77 of P.D. No. 705. Violation of the provision of Section 7, par. 4 of R.A. No. 9175 shall be punished by imprisonment of six years and one day to eight years and/or a fine of not less than thirty thousand (P30,000.00) pesos but not more than fifty thousand (P50,000.00) pesos and confiscation of chainsaw in favor of the government. Violation of Section 77 of P.D. No. 705 under Article 309 paragraph 3 of the Revised Penal Code as amended by R.A. No. 10951 shall be punished by *prision correccional in its minimum and medium periods*.

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MA. CHRISTINE G. SINDAYEN
Recorder

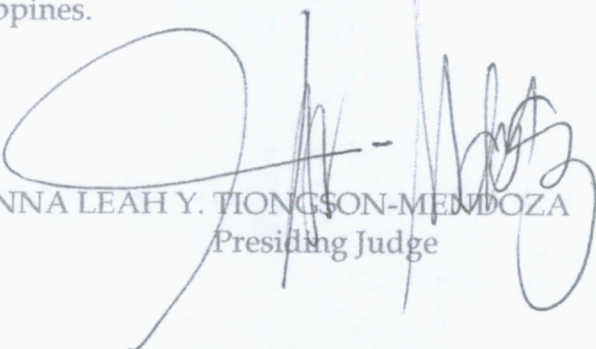
WHEREFORE, the Court finds accused EMIL T. BLAS and LARRY G. MENDOZA guilty as PRINCIPAL beyond reasonable doubt of (1) Violation Section 7, paragraph 4, of R.A. No. 9175 (Chainsaw Act of 2002); and (2) Violation of Section 77 of P.D. No. 705 and is hereby sentenced: (1) **FOR CRIMINAL CASE NO. 22(02)-42033-DM** - to pay the fine of Thirty Thousand (P30,000.00) pesos and confiscation of chainsaw in favor of the government; (2) **FOR CRIMINAL CASE NO. 22(10)-42732-DM** - to suffer an indeterminate penalty of imprisonment of *four (4) months, arresto mayor as minimum, to two (2) years, prision correccional as maximum*. The case is archived with respect to accused Rene M. Apwes.

Atty. Erfe manifested that both accused will be filing applications for probation and that they be released under the same bond.

Let a copy of this Sentence/Order be furnished to the DENR CENRO Roxas and PCSDS and they are directed to dispose the chainsaw and the confiscated lumber in accordance with law, who are directed to report to Court the said disposal within 15 days from receipt of this Sentence.

SO ORDERED.


GIVEN IN OPEN COURT, thru videoconferencing, this 19th January 2023 day of January, at Roxas, Palawan Philippines.


ANNA LEAH Y. TIONGSON-MENDOZA
Presiding Judge

Copy furnished:

Prosecutor Maidy San Buenaventura-Fernandez -
Atty. Nazi Jester U. Erfe -
DENR CENRO ROXAS
PCSDS
FILE /CC/ NBI -
MRS DUMARAN -

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MA. CHRISTINE G. SINDAYEN
Records Officer