



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Provincial Environment and Natural Resources Office
Oriental Mindoro

**DENR MIMAROPA
RECORDS SECTION
RECEIVED**

MAR 01 2023

☐ INCOMING ☐ OUTGOING

BY: _____ DATE NO. _____

TIME: _____

February 22, 2023

MEMORANDUM

FOR : The Regional Executive Director
MIMAROPA Region

THRU : The Assistant Regional Director for Technical Services

FROM : The OIC-PENRO
Oriental Mindoro

SUBJECT : **REQUEST OF MS. DEBBIE JANE LAROZA FOR THE
PROCESSING OF THEIR CLAIMED PARCEL OF LAND IN
BRGY. KALIGTASAN, BONGABONG, ORIENTAL MINDORO
(DENRCO-OSEC-2022-004431) (ECCB105987) [E-2022-98838]
LOT 2259-A, B, C, & D, CSD-4B-000412-D**

Submitted herewith is the Completed Staff Work (CSW) regarding the request of Ms. Debbie Jane Laroza for the processing of their claimed parcel of land in Brgy. Kaligtasan, Bongabong, Oriental Mindoro.

For information, record and further instruction.


ALAN L. VALLE

cc: CENRO Roxas, Oriental Mindoro



COMPLETED STAFF WORK (CSW)

RE: REQUEST OF MS. DEBBIE JANE LAROZA FOR THE PROCESSING OF THEIR CLAIMED PARCEL OF LAND IN BRGY. KALIGTASAN, BONGABONG, ORIENTAL MINDORO (DENRCO-OSEC-2022-004431) (ECCB105987) [E-2022-98838] LOT 2259-A, B, C, & D, CSD-4B-000412-D

I. FACTUAL BACKGROUND

1. Lot No. 2259, Pls 138 Bongabong Cadastre with an aggregate area of 3,416 square meters was subdivided into four (4) lots, 2259-A, 2259-B, 2259-C, and 2259-D under approved plan No. Csd-4B-000412-D, surveyed for Rosalina Laroza-Avila, et.al. approved on October 26, 2011.
2. Lot No. 2259-A, Csd-4B-000412-D containing an area of 732 square meters, was covered by DENR Case No. M-12-13-L filed at DENR MIMAROPA Region, between Rodrigo A. Laroza, *Protestant*, -versus- Rosalina Laroza-Avila, *Protestee*, but was ORDERED DISMISSED for lack of merit as per DECISION dated September 13, 2013, issued by the RED Edgardo O. Galeon. CENRO Roxas was ORDERED to hold abeyance the processing of Free Patent Application No. 045203-348 pending the submission by any of the parties by pertinent document of partition of properties of the deceased Norberto Laroza.
3. Then, a document entitled *Kasunduan* dated December 28, 2021 was executed by Rodrigo Laroza and Rosalina Laroza-Avila, who agreed to settle their conflict thru ADR proceedings and amicably settled stating that Lot No. 2259-B, Csd-4B-000412-D be titled in the name of Rodrigo Laroza, and 2259-A, Csd-4B-000412-D be titled for Rosalina Laroza-Avila.
4. The Order of Amicable Settlement was issued dated September 6, 2022 by In-Charge, PENRO Oriental Mindoro Alma E. Gibe giving force and effect to the Agreement of both parties (ADR Case No. 2022-1752040-0094).
5. Lot No. 2259-C, Csd-4B-000412-D is covered by case entitled "*Heirs of Norberto Laroza rep. by Rodrigo A. Laroza and/or Rosalina A. Laroza-Avila, Protestants -versus- LGU of Kaligtasan, Bongabong, Oriental Mindoro rep. by Punong Barangay Delio Del Rosario, Protestee.*"
6. Series of emailed messages and letters from Ms. Debbie Jane Laroza and Mrs. Rosalina Laroza-Avila were received at CENRO Roxas and PENRO Oriental Mindoro, and also directly to CSC Central Office regarding the application for patent of Mr. Rodrigo A. Laroza and Rosalina Laroza-Avila.

II. ACTIONS TAKEN AT CENRO Roxas

1. A letter dated October 24, 2022 from LMO II Peterson F. Fabellon of CENRO Roxas was sent to Hon. Elegio A. Malaluan of Bongabong attention the Municipal Planning and Development Office, requesting for a certification that Lot 2259-A, Csd-4B-000412-D equivalent to Lot No. 2299, Pls 138 located in Kaligtasan, Bongabong, is a zoned residential area. However, the LGU responded thru a letter dated November 28, 2022 regarding the request, informing that they could not grant the said request because the particular lot, Lot 2259-A, is claimed by two adverse parties- the Laroza Family and the Local Barangay Council of Kaligtasan, and the land dispute has been forwarded to the Provincial Legal Office.



2. A letter again dated December 5, 2022 from CENRO Cesar E. Quebec was sent to Hon. Elegio A. Malaluan of Bongabong informing that based on records, the case "*Heirs of Norberto Laroza rep. by Rodrigo A. Laroza and/or Rosalina A. Laroza-Avila, Protestants, -versus- LGU of Barangay Kaligtasan, Bongabong, Oriental Mindoro rep. by Punong Barangay Delio Del Rosario, Protestee*" covers Lot No. 2259-C, Csd-4B-000412-D equivalent to Lot No. 2301. Pls 138 Bongabong Public Land Subdivision.
3. Another letter dated December 22, 2022 from LMO II Peterson F. Fabellon of CENRO Roxas was sent to Hon. Elegio A. Malaluan of Bongabong reiterating the request for Zoning Certificate of Lot No. 2259-A, Csd-4B-000412-D.
4. On the other hand, on November 21, 2022, CENRO Roxas received the application for Agricultural Free Patent of Rodrigo Atilano Laroza for Lot 2259-B, Csd-4B-000412-D containing an area of 786 square meters. Then Notice of Free Patent Application was posted by LMI Euridez Gabuco at Brgy. Kaligtasan, Bongabong and in Municipal Hall of Bongabong which lasted until December 10, 2022.
5. On December 1, 2022, Brgy. Captain Delio A. Del Rosario of Kaligtasan, Bongabong sent a letter to CENRO Roxas which marked received on the same date, expressing protest against Application for Free Patent of Mr. Rodrigo A. Laroza and further informed the office of the barangay's adverse claim over the tract of land.
6. However, on December 5, 2022, CENRO Roxas replied to Captain Del Rosario's letter requiring the latter to submit documents needed for a formal or verified protest based on Section 4 of DAO 2016-31¹, and has given them a fifteen (15) days period to submit those requirements.
7. On December 15, 2022 a *Resolusyon Blg. 30 serye 2022* entitled "*Isang Kapasyahang Pinagtibay ng Sangguniang Barangay Upang ang Lupang Itinuring na Plaza kung saan Nkatayo ang mga Istrakturang Kagaya ng Stage ay Mapagkalooban ng Karampatang Pagkilos at Representasyon para sa Pagkakaroon ng Dokumentong Pag-aari kung lehitimo ang Ginawang Aplikasyon*" was received at CENRO Roxas.
8. On December 22, 2022, CENRO Roxas informed Hon. Del Rosario that the non-extendible period of fifteen (15) days to submit requirements for formal protest has ended, thus the protest was DISMISSED without prejudice and public land applications covering Lot No. 2259-A, and 2259-B, Csd-4B-000412-D will be given due course.

III. ACTIONS TAKEN AT PENRO Oriental Mindoro

1. A letter dated October 20, 2022 was sent to Ms. Debbie Jane C. Laroza clarifying that application of Rodrigo A. Laroza and Rosalina Laroza-Avila and the protest filed against Captain Delio A. Del Rosario on 2021, were not yet received at PENR Office.
2. A Memorandum dated December 28, 2022 was sent to CENRO Roxas referring the emailed message dated December 21, 2022 from Ms. Debbie Jane Comia Laroza inquiring for response of the Municipal Mayor of Bongabong on the letter of CENRO Roxas for issuance of Zoning Certification of Lot No. 2259-A, Csd-4B-000412-D, thus, instructed CENRO Roxas to coordinate with Ms. Laroza on the status of said request and the response of LGU of Bongabong regarding the same.

¹ Procedure in the Investigation and Resolution of Land Claims and Conflict Cases



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA REGION
Provincial Environment and Natural Resources Office

3. Another Memorandum dated January 3, 2023 was sent to CENRO Roxas referring the emailed message dated December 23, 2022 of Ms. Jane Laroza regarding response of Kapitan Del Rosario's Protest to Lot No. 2259-A, 2259-B and 2259-C, Csd-4B-000412-D, and instructed CENRO Roxas to act on the concerns of the proponent based on the existing rules, laws and regulations.
4. Letter dated January 24, 2023 was sent to Ms. Debbie Jane Comia Laroza, informing that the PENR Office reiterated the request for Zoning Certificate at the LGU of Bongabong.
5. Letter dated January 24, 2023 was sent to Hon. Elegio A. Malaluan, Municipal Mayor of LGU of Bongabong reiterating the request of CENRO Roxas for Zoning Certificate as a necessary requirement for the processing of application of Residential Free Patent.

IV. COMMENTS AND FINDINGS

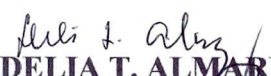
1. Barangay LGU of Kaligtasan, Bongabong refused to issue *Pagpapatunay* or Certification in support to the ownership and application of Rosalina Laroza-Avila for Lot 2259-A, Csd-4B-000412-D, and LGU of Bongabong also refused to issue Zoning Certificate for this particular lot, which are deemed necessary requirements for Residential Free Patent per RA No. 10023 and DAO No. 2010-12, thus, processing of such application could not proceed at CENRO Roxas.
2. The demand of Ms. Debbie Jane Laroza to pursue the processing of the application for Residential Free Patent even without those documents could not be possible, for the Office might violate the above-mentioned guidelines.
3. The Laroza Family and the Barangay LGU of Kaligtasan has conflict for Lot No. 2259-C, Csd-4B-000412-D, and other parcels of lots are now affected.
4. Our Office already did our best to secure the Certificate with the LGU, but then, no positive response was received from them up to this time.

V. RECOMMENDATIONS

In view of the above findings, the processing of Residential Free Patent Application of Rosalina Laroza-Avila covering Lot No. 2259-A, Csd-4B-000412-D could not continue due to insufficient requirements. Therefore, in order to comply the lacking essential requirements, it is recommended that the applicant herself should personally approach to the LGU for the issuance of such. Let them settle what was the reason of not issuing the same despite the explanation made by CENRO Roxas to the LGU.

Likewise, CENRO Roxas is also advised to coordinate personally and directly to Mayor Malaluan to explain the matter.

Prepared by:


DELIA T. ALMAREZ
LMO III/Chief RPS

Noted:


ALMA E. GIBE
DMO V/Chief TSD

Approved by:


ALAN V. VALLE
OIC-PENR Officer



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources Office
Camia St., San Mariano, Roxas, Oriental Mindoro
Contact No.: 0917 876 9985 / 0917 169 0232
VOIP: (043) 289-7118
Email: cenroroxasormindoro@denr.gov.ph

January 17, 2023

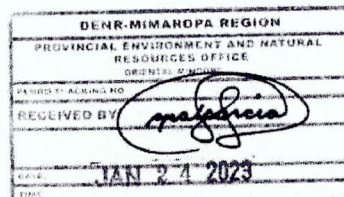
MEMORANDUM

FOR : The OIC, PENR Officer
PENRO-Oriental Mindoro

THRU : The CENR Officer
CENRO-Roxas, Oriental Mindoro

FROM : The OIC, Regulation and Permitting Section
CENRO-Roxas, Oriental Mindoro

SUBJECT : **EMAILED MESSAGE DATED DECEMBER 23, 2022 FROM MS. JANE LAROZA RE: RESPONSE TO KAPITAN DELIO DEL ROSARIO'S PROTEST TO LOT 2259-A, LOT 2259-B, LOT 2259-C AND LOT 2259-D, CSD-4B-000412-D**



This is in compliance with the Memorandum dated January 3, 2023 duly received by this Office on January 9, 2023 regarding the email message of Ms. Jane Laroza.

On November 21, 2022, this Office received the Application for Agricultural Free Patent of Rodrigo Atilano Laroza covering Lot No. 2259-B, Csd-4B-000412-D with an area of 786 square meters located at Kaligtasan, Bongabong, Oriental Mindoro.

Then, the Notice of Free Patent Application was posted on November 25, 2022 by Land Management Inspector Euridez M. Gabuco at the Barangay Hall of Kaligtasan, Bongabong, Oriental Mindoro and the Municipal Hall of Bongabong, Oriental Mindoro and it will remain posted for fifteen (15) consecutive days until December 10, 2022.

On December 1, 2022, Barangay Chairperson Delio A. Del Rosario of Kaligtasan, Bongabong, Oriental Mindoro stated in his letter that "*Brgy. Kaligtasan would like to file a protest against the Application for Free Patent. This serves as our official letter to inform you of the barangay's adverse claim to the tract of the above-mentioned land. Moreover, we would like to inform you that the adverse claim of this Barangay also applies to Lot No. 2259-A and Lot No. 2259-D.*"

On December 5, 2022, this Office replied to Hon. Del Rosario's intent which was marked received on December 6, 2022. On our correspondence we informed that we follow DENR Administrative Order No. 2016-31¹ in filing a protest which states:

Section 4. Formal Requirements of a Protest. *The Protest shall be written in clear, simple, brief, and concise language either in Filipino or English and must contain the names of the parties, their addresses, the material allegations, the grounds relied upon, and the documentary and other forms of evidence to support the allegations.*

The Protest must be accompanied by the following documents:

¹ DENR Administrative Order No. 2016-31 entitled "Procedure in the Investigation and Resolution of Land Claims and Conflicts Cases"



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Camia St., San Mariano, Roxas, Oriental Mindoro

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VOIP: (043) 289-7118

Email: cenroroxasormindoro@denr.gov.ph

- a. Certificate to file action from the barangay concerned, if applicable;
- b. Verification and Certification of Non-Forum Shopping;
- c. Proof of payment of the Protest Fee; and
- d. A recent 2x2 picture of the protestant and his or her duly authorized representative and the subject lot/s.

The Protest and its supporting documents must be filed in three (3) copies.

In addition, second paragraph of Section 5, DAO 2016-31 states "The protestant shall have a non-extentible period of fifteen (15) days within which to comply with the aforesaid requirements. In case of non-compliance, the protest shall be dismissed without prejudice. The protestant shall be notified thereof in writing."

Therefore, please submit the above-mentioned requirements within fifteen (15) days from receipt of this letter."

On December 15, 2022, this Office received *Resolusyon Blg. 30, Serye 2022* from the *Tanggapan ng Sangguniang Barangay* of Barangay Kaligtasan, Bongabong, Oriental Mindoro entitled "*Isang Kapasyahang Pinagtibay ng Sangguniang Barangay Upang ang Lupang Itinuring na Plaza kung saan Nakatayo ang mga Istrakturang Kagaya ng Stage ay Mapagkalooban ng Karampatang Pagkilos at Representasyon para sa Pagkakaroon ng Dokumentong Pag-aari kung Lehitimo ang Ginawang Aplikasyon*".

On December 22, 2022, we informed Hon. Del Rosario thru letter that the non-extentible period of fifteen (15) days to submit the requirements for a protest has ended. We also stated on the letter that, "*Therefore, as mentioned in the second paragraph of Section 5, DAO 2016-31, your protest is hereby **DISMISSED** without prejudice and the public land applications covering Lot Nos. 2259-A and 2259-B, Csd-4B-000412-D will be given due course.*"

On the other hand, Lot No. 2259-C, Csd-4B-000412-D is covered by the case entitled "Heirs of Norberto Laroza represented by Rodrigo A. Laroza and/or Rosalina A. Laroza-Avila, Protestants, versus LGU of Barangay Kaligtasan, Bongabong, Oriental Mindoro represented by Punong Barangay Delio Del Rosario, Protestee".

Attached are the copies of the correspondences mentioned above for your ready reference.

For information, and record.


PETERSON F. FABELLON



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources Office
Camia St., San Mariano, Roxas, Oriental Mindoro
Contact No.: 0917 876 9985 / 0917 169 0232
VOIP: (043) 289-7118
Email: cenroroxasormindoro@denr.gov.ph

December 22, 2022

HON. DELIO A. DEL ROSARIO

Barangay Chairperson
Barangay Kaligtasan,
5211 Bongabong, Oriental Mindoro

Dear Hon. Del Rosario,

Greetings!

This is still in connection with your letter dated December 1, 2022, answered by this Office on December 5, 2022 and was received by your Office on December 6, 2022.

To recap on our letter dated December 5, 2022 and was received on December 6, 2022, we have informed your Office to submit the formal requirement of a protest within the non-extentible period of fifteen (15) days as guided by Section 4 and 5 of DAO No. 2016-31.

As of December 15, 2022, our Office only received a *Resolusyon* No. 30, *Serye* 2022 from the *Tanggapan ng Sangguniang* Barangay of Kaligtasan, Bongabong, Oriental Mindoro with the subject "*Isang Kapasyahang Pinagtibay ng Sangguniang Barangay Upang ang Lupang Itinuring na Plaza kung saan Nakatayo ang mga Istrakturang Kagaya ng Stage ay Mapagkalooban ng Karampatang Pagkilos at Representasyon para sa Pagkakaroon ng Dokumentong Pag-aari kung Lehitimo ang Ginawang Aplikasyon*".

In addition, as of December 21, 2022, the last day of the fifteen (15) day period, you have failed to submit the necessary requirements in filing a formal protest.

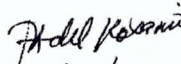
Therefore, as mentioned in the second paragraph of Section 5, DAO 2016-31, your protest is hereby **DISMISSED** without prejudice and the public land applications covering Lot Nos. 2259-A and 2259-B, Csd-4B-000412-D will be given due course.

Very truly yours,


PETERSON F. FABELLON
ILMO II/OIC, RPS

Tracking No. 2212000027

RPS/PDU/cmg


12/26/2022 3:00 pm

TANGGAPAN NG SANGGUNIANG BARANGAY

DELIO A. DEL ROSARIO
Barangay Captain

SIPI MULA SA KATITIKAN NG PAGPUPULONG NG SANGGUNIANG BARANGAY NA
GINANAP NOONG IKA- 15 NG Disyembre, 2022, SA GANAP NA IKA-9:00 NG UMAGA SA
BAHAY POLUNGAN NG BARANGAY KALIGTASAN, BONGABONG, SILANGANG MINDORO.

COUNCILORS:

MGA DUMALO:

KGG. DELIO A. DEL ROSARIO
KGG. ARIEL R. LAFUENTE
KGG. ANDY I. FERNANDO
KGG. RUBEN H. DOMINGUEZ
KGG. EDELBERTO A. RELOS
KGG. MELDY F. MENORCA
KGG. RENATO D. ARAW
KGG. GERLYN G. FAJICULAY
KGG. ROWEGIE C. SALMORIN

PUNONG BARANGAY
KAGAWAD
KAGAWAD
KAGAWAD
KAGAWAD
KAGAWAD
KAGAWAD
KAGAWAD
SK Chairman

ARIEL R. LAFUENTE
Committee on Sports

ANDY I. FERNANDO
Committee on Peace & Order

RUBEN H. DOMINGUEZ
Committee on Infrastructure

EDELBERTO A. RELOS
Committee on Agriculture

MELDY F. MENORCA
Committee on Education

RENATO D. ARAW
Committee on Health

GERLYN G. FAJICULAY
Committee on Appropriations

ROWEGIE C. SALMORIN
SK Chairman

DIVINA D. SALIGUMBA
Barangay Secretary

YOLANDA M. TEÑOSO
Barangay Treasurer

CARLYN M. GADON
Day Care Worker

MGA DI' DUMALO:

WALA

RESOLUSYON BLG. 30
SERYE 2022

ISANG KAPASIYAHANG PINAGTIBAY NG SANGGUNIANG BARANGAY UPANG ANG LUPANG ITINURING NA PLAZA KUNG SAAN NAKATAYO ANG MGA ISTRAKTURANG KAGAYA NG STAGE AY MAPAGKALOOBAN NG KARAMPATANG PAGKILOS AT REPRESENTASYON PARA SA PAGKAKAROON NG DOKUMENTONG PAG-AARI KUNG LEHITIMO ANG GINAWANG APLIKASYON.

SAPAGKAT; ang pamahalaang barangay ay may ginagamit na lote kung saan ang plaza ay nakaukupa ng matagal na panahon;

SAPAGKAT; ang nasabing lote ay inaplayan ng tanggapan ng barangay noong 2015 sa pamumuno ni kapitan Larry Ibañez;

SAPAGKAT; ang nabanggit na lugar ay inangkin nina Rodrigo A. Laroza at Rosalina L. Avila sa pamamagitan ng paggiba ng istrakturang dito ay itinayo at pagsasanggalang sa lote para walang sinumang dito ay makapasok;

SAPAGKAT; walang katibayan ng pag aari ang mga umangkin ng lugar ng nabanggit na plaza.

Kung kaya dahil dito at sa pamamagitan ng kapasyahang ito at sa mungkahi ni Kgd. Ariel R. Lafuente at pinangalawahan ni Kgd. Ruben H. Dominguez at sinang-ayunan ng lahat ay hinihiling namin sa pamunuan ng CENRO-San Mariano, Roxas, Silangang Mindoro na pagpasyahan na nila ang ginawang aplikasyon sa nabanggit na lote upang matuldukan na ang sigalot sa pag-aari ng lugar.

At pamamagitan nito ay nagpapahintulot kay Kagalang-galang na kapitan DELIO A. DEL ROSARIO na isaayos at palagiang alamin ang progreso ng proseso upang mapadali ang kapahintulutan ng aplikasyon kung mapapatunayang lehitimo ang nasabing aplikasyon.

PINAGTIBAY NGAYONG IKA- 15 ng Disyembre, 2022, DITO SA BAHAY POLUNGAN NG BARANGAY KALIGTASAN.

PINAGKASUNDUAN NG LAHAT:

ARIEL R. LAFUENTE
Kagawad

ANDY I. FERNANDO
Kagawad

RUBEN H. DOMINGUEZ
Kagawad

EDELBERTO A. RELOS
Kagawad

MELDY F. MENORCA
Kagawad

RENATO D. ARAW
Kagawad

GERLYN G. FAJICULAY
Kagawad

ROWEGIE C. SALMORIN
SK Chairman

Pinatutunayang Wasto:

Pinatutunayang ganap na pinagtibay:

DIVINA D. SALIGUMBA

DELIO A. DEL ROSARIO



December 5, 2022

HON. DELIO A. DEL ROSARIO
Barangay Chairperson
Barangay Kaligtasan,
5211 Bongabong, Oriental Mindoro

Dear Hon. Del Rosario,

Greetings!

This is in connection with your letter dated December 1, 2022 duly received by this Office on the same date.

Please be informed that we follow DENR Administrative Order No. 2016-31¹ in filing a protest which states:

Section 4. Formal Requirements of a Protest. *The Protest shall be written in clear, simple, brief, and concise language either in Filipino or English and must contain the names of the parties, their addresses, the material allegations, the grounds relied upon, and the documentary and other forms of evidence to support the allegations.*

The Protest must be accompanied by the following documents:

- a. Certificate to file action from the barangay concerned, if applicable;
- b. Verification and Certification of Non-Forum Shopping;
- c. Proof of payment of the Protest Fee; and
- d. A recent 2x2 picture of the protestant and his or her duly authorized representative and the subject lot/s.

The Protest and its supporting documents must be filed in three (3) copies.

In addition, second paragraph of Section 5, DAO 2016-31 states "The protestant shall have a non-extentible ~~period~~ of fifteen (15) days within which to comply with the aforesaid requirements. In case of non-compliance, the protest shall be dismissed without prejudice. The protestant shall be notified thereof in writing."

Therefore, please submit the above-mentioned requirements within fifteen (15) days from receipt of this letter.

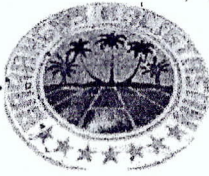
Very truly yours,


ENGR. CAESAR E. QUEBEC
CENR Officer

Tracking No. 2212000027

¹ DENR Administrative Order No. 2016-31 entitled "Procedure in the Investigation and Resolution of Land Claims and Conflicts Cases"

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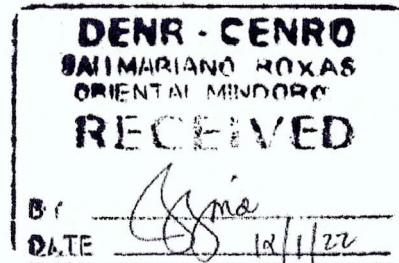


Republic of the Philippines
Province of Oriental Mindoro
Municipality of Bongabong
Barangay Kaligtasan
Email: barangay.kaligtasan1165@gmail.com

OFFICE OF THE BARANGAY CAPTAIN

01 December 2022

Engr. CAESAR E. QUEBEC
CENR Officer
Roxas, Oriental Mindoro



Dear Engr. Quebec:

This pertains to the Application for Agricultural Free Patent of Mr. Rodrigo A. Laroza filed in your good office, posted last November 25, 2022 concerning the tract of land situated at Brgy. Kaligtasan, Bongabong, Oriental Mindoro, described as follows:

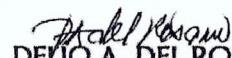
Lot No.: 2259-B
Survey No.: Csd-4B-000412-D
Area (sq.m.): 786 square meters

Relative to this, Brgy. Kaligtasan would like to file a protest against the Application for Free patent. This serves as our official letter to inform you of the barangay's adverse claim to the tract of the above-mentioned land.

Moreover, we would like to inform you that the adverse claim of this Barangay also applies to Lot No. 2259-A and Lot No. 2259-D.

I would greatly appreciate if you could kindly look into this for appropriate actions.

Respectfully yours,


DELIO A. DEL ROSARIO
Barangay Chairperson



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA REGION
Provincial Environment and Natural Resources Office

Ika-20 ng Oktubre, 2022

BB. DEBIE JANE C. LAROZA

debie.laroza06@gmail.com

Bb. Laroza:

Makakalikasang araw po!

Ito po ay may kinalaman sa inyong ipinadalang *email* na may petsang ika-19 ng Oktubre 2022 na nagpap~~follow-up~~ tungkol sa kalagayan ng aplikasyon sa pagpapatitulo ng lupa nina Rodrigo A. Laroza at Rosalina L. Avila at ang isinuniteng petisyon laban kay Kapitan Delio A. Del Rosario noong 2021.

Ang mga nasabi pong aplikasyon at petisyon ay wala pa sa aming tanggapan. Dahil dito, kayo po ay pinapayuhan na direktang makipag-ugnayan sa tanggapan ng CENRO Roxas na natatayo sa San Mariano, Roxas kung saan ang mga aplikasyon sa pagpapatitulo ng lupa at mga petisyon o reklamo ay isinusumite. Sa oras po na maisumite sa amin ang mga dokumento ay kaagad naman po namin itong bibigyan ng karampatang aksyon. Maari ninyo pong hanapin si G. Peterson F. Fabellon sa tanggapan ng CENRO Roxas tungkol sa bagay na ito.

Nawa po ay nabigyan namin ng katugunan ang inyo pong liham.

Sumasainyo,

ALMA E. GIBE

In-Charge, PENRO Oriental Mindoro

Binigyan ng sipi

DENR-CENRO Roxas
San Mariano, Roxas, Oriental Mindoro

Tracking No.: 2210000538

TSD/RPS/Dhal

mailed by: JMB/ENR/MW
Oct 21, 2022



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA REGION
Provincial Environment and Natural Resources Office

Ika-25 ng Agosto, 2022

GNG/BB. ROSALINA LAROZA-AVILA
Barangay Pasong Putik, Quezon City
debie.laroza06@gmail.com

Gng/Bb. Laroza-Avila:

Makakalikasang araw po!

Ito po ay patungkol sa inyong *email* na may petsang Agosto 24, 2022, na humihiling na malaman ang mga naging puna ng aming opisina sa isinumiteng mga dokumento ng CENRO Roxas. Kaugnay nito, kayo po ay magalang naming iniimbitahan na magsadya sa tanggapan ng CENRO Roxas sa San Mariano, Roxas, bukas, Biyernes, ika-26 ng Agosto taong kasalukuyan, sapagkat kami rin po ay tutungo sa nasabing opisina bukas upang pag-usapan ang bagay na ito.

Inaasahan po namin ang inyong pagtugon sa aming paanyaya para sa ikalilinaw ng usaping ito.

Maraming salamat po.

Sumasainyo,



ALMA E. GIBE

In-Charge, PENRO Oriental Mindoro

Binigyang sipi:

DENR CENRO Roxas,
San Mariano, Oriental Mindoro

Tracking No. 2208000817

TSD/RPS/Dhal



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA REGION
Provincial Environment and Natural Resources Office

December 28, 2022

MEMORANDUM

TO : The CENR Officer
CENRO Roxas

ATTENTION: The In-Charge, Regulation and Permitting Section

FROM : The OIC, PENR Officer

SUBJECT : **EMAILED MESSAGE DATED DECEMBER 21, 2022 FROM MS. DEBIE JANE COMIA LAROZA RE: LETTER RESPONSE ON THE REQUEST FOR ZONING CERTIFICATION**

Referred is the emailed message dated December 21, 2022 from Ms. Debie Jane Comia Laroza, inquiring for the response of the Municipal Mayor of Bongabong on the letter of CENRO Roxas regarding request for Zoning Certification for Lot 2259-A containing an area of 732 square meters claimed by Rosalina Avila Laroza.

According to Ms. Laroza, they have waited for almost 44 days for the response from the LGU Bongabong for the issuance of zoning certification, and yet still no respond, which causes the delay of processing of the application for Residential Free Patent of Ms. Rosalina Laroza.

In this regard, you are hereby instructed to coordinate with Ms. Laroza on the status of the request and to what has been the response of the LGU of Bongabong regarding this matter. Submit report to this Office on the actions taken for monitoring and records purposes.

For compliance.


ALAN L. VALLE

Tracking No. 2212000646

TSD/RPS



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA REGION
Provincial Environment and Natural Resources Office

January 3, 2023

MEMORANDUM

TO : The CENR Officer
CENRO Roxas

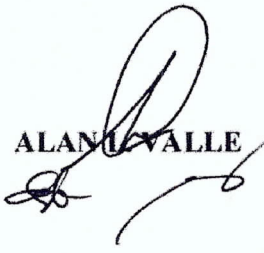
ATTENTION: The In-Charge, Regulation and Permitting Section

FROM : The OIC, PENR Officer

SUBJECT : **EMAILED MESSAGE DATED DECEMBER 23, 2022 FROM MS. JANE LAROZA RE: RESPONSE TO KAPITAN DELIO DEL ROSARIO'S PROTEST TO LOT 2259-A, LOT 2259-B, LOT 2259-C AND LOT 2259-D, CSD-4B-000412-D**

Referred is the emailed message dated December 23, 2022 from Ms. Jane Laroza regarding response to Kapitan Delio Del Rosario's Protest to Lot 2259-A, 2259-B, 2259-C and 2259-D, Csd-4B-000412-D located at Kaligtasan, Bongabong, Oriental Mindoro.

Relative thereto, you are hereby instructed to act on the concerns of the proponent based on the existing rules, laws and regulations implemented by our Office. Please be reminded that failure to timely respond to the public's concern shall be ground for administrative sanctions under existing laws and regulations. Submit report on the actions taken for monitoring and records purposes.


ALAN VALLE

Tracking No. 2212000668

TSD/RPS



R4B PENRO Or. Mindoro <penroor.mindoro@denr.gov.ph>

Response to Kapitan Delio del Rosario Protest to Lot 2259-A, Lot 2259-B, Lot 2259-C and Lot 2259-D

1 message

Jane Laroza <debie.laroza06@gmail.com>

Fri, Dec 23, 2022 at 3:29 AM

To: "R4B CENRO Roxas Or. Mindoro" <cenroroxasormindoro@denr.gov.ph>

Cc: "R4B PENRO Or. Mindoro" <penroor.mindoro@denr.gov.ph>, DENR CALAPAN CITY

<penro_orientalmin@yahoo.com>, plo_ormdo@yahoo.com, orminpio@gmail.com, govbonz@gmail.com, och-nograles@csc.gov.ph, paio@csc.gov.ph, "CONTACT CENTER NG BAYAN (CCB)"

<email@contactcenterngbayan.gov.ph>, pcc@malacanang.gov.ph, bcabalosjr@dilg.gov.ph

Disyembre 23, 2022

Engr. Caesar E. Quebec

CENR Officer

Community Environment and Natural Resources Office

Camia St., San Mariano, Roxas, Oriental Mindoro

DENR-MIMAROPA REGION	
PROVINCIAL ENVIRONMENT AND NATURAL RESOURCES OFFICE	
ORIENTAL MINDORO	
PENRO TRACKING NO.	
RECEIVED BY:	<i>[Signature]</i>
DATE	DEC 23 2022
TIME	

Magandang araw!

Ito po ay patungkol sa Protest Letter na isinumite ni Kapitan Delio del Rosario sa inyong tanggapan sa CENRO Roxas noong Disyembre 1, 2022 na nakasaad po dito na bukod po sa Lot 2259-C na may usapin ay nais din po nilang pigilan ang aming aplikasyon sa Lot 2259-A, Lot 2259-B at Lot 2259-D na kung saan ito pong mga nasabing lote ay nakapaloob po sa aming pag aari na may kabuuang 3,416 sqm na aprubado at deklarado na po sa amin at regular na binabayaran ng buwis. Inyo pong sinagot ang liham na ito noong Disyembre 5, 2022 na naglalaman ng kautusan at requirements sa pagprotesta sa ilalim ng DENR Administrative Order No. 2016-31 na kanila naman pong natanggap noong Disyembre 6, 2022. Malinaw din pong nakasaad dito na sa ilalim ng DAO 2016-31 Section 5 na ang nagpuprotesta ay hindi dapat lumagpas sa labinlimang (15) araw na palugit upang maipasa ang mga hinihinging requirements at sa oras na hindi sila makasunod at makapasa sa itinakdang araw ay automatic na mawawalan ng bisa at madidismis ang nasabing protesta. Noong Disyembre 21, 2022 ang ika-labinlimang (15) araw po ng kanilang palugit. Kahapon po ng umaga ng aming makausap si Land Investigator I Euridez M. Gabuco upang alamin ang estado ng protesta ni Kapitan Delio del Rosario sa aming lupa ay sinabi niya po na wala po silang naipasang mga dokumento o requirements kahapon. Kung gayon po ay mawawalan po ng bisa at mababasura ang kanilang protesta sapagkat hindi po sila nakasunod sa takdang araw at wala naman po silang naisumiteng dokumento na pinanghahawakan at nagpapatunay na sila ay may karapatang tumutol o pumigil sa aming aplikasyon sa aming lupa. Na noong 2014 pa po ng kanilang simulang applayan ang Lot 2259-C sa pamumuno ni Ex-Kapitan Larry Ibanez ay hindi na po ito umusad at nagkaroon ng application number noon pa man dahil bukod po sa kakulangan sa dokumento ay mali po ang kanilang pinagkunan ng Deed of Donation na dapat po ay magmumula sa pamilya Laroza. Kung sa Lot 2259-C pa lamang po ay wala na silang maipakitang dokumento, ano pa po ang kanilang karapatan upang maging ang Lot 2259-A, Lot 2259-B at Lot 2259-D na aming pribadong pagmamay ari ay kanilang panghihimasukan at pakikialaman? At wala na rin pong rason upang hindi magpatuloy ang aming aplikasyon para sa pagpapatitulo. Pagdating naman po sa sertipikasyon na ayaw ibigay at pirmahan nila Kapitan Delio del Rosario at Mayor Elegio A. Malaluan kung saan ito po ay nagpapatunay na ang nasabing lote ay residential zoned area at tunay na pagmamay ari at inuukupahan ni Gng. Rosalina Laroza Avila na hanggang ngayon po, apatnaput anim (46) na araw na po ang nakakalipas ay wala pa rin pong sertipikasyon na bagaman sinabi at ipinaliwanag niyo na po sa kanila na ito po ay walang anumang usapin at ito po ay aprubado na. Ang nangyayari na lamang po ay ginagamit na nila ang kanilang posisyon at inaabuso ang kanilang kapangyarihan upang kami po ay antalan at abalahin dahil lamang po hindi na namin tuluyang idinonate ang aming lupang pansamantalang ipinahiram sa barangay noon na sa kasalukuyan po ay ang Lot 2259-C na nakadeklara sa Laroza bilang residential lot at regular na binabayaran namin ng buwis. Lilinawin ko rin po na ang kabuuang 3,416 sqm na pag aari ng pamilya Laroza na nahati sa apat, ang Lot 2259-A, Lot 2259-B, Lot 2259-C at Lot 2259-D ay tanging pamilya Laroza lamang po ang nakaukupa pamula noon hanggang sa kasalukuyan at wala ng iba pa. Noong 1997 po ay nagpatayo na sila ng sariling barangay hall sa labas ng aming property along nautical highway, health center, public market, multi-purpose hall at meron na po silang basketball court. Wala na po silang dahilan upang balikan pa at pag interesan pa ang ipinahiram at inabandona na nila ng mahabang panahon na sa kasalukuyan ay inaaayos na ng pamilya Laroza. Alam naman po ninyo sa Bureau of Lands at sa MPDO ang tunay na estado nito kaya hindi po ang pagtutol at hindi pagbibigay ng sertipikasyon ni Kapitan Delio del Rosario at Mayor Elegio A. Malaluan ang makakapigil sa pag usad ng aming aplikasyon sa pagpapatitulo. Mahabang panahon na rin po ang ibinigay sa kanila at aming pinaghintay. Nang aabala na lamang po sila sa pribado naming lupa. Kaya nga po napakahalaga na ito po ay talagang maaksyunan at madesisyunan niyo na po nang matapos na at matuldukan na.

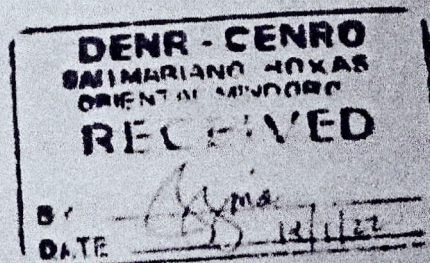


Republic of the Philippines
Province of Oriental Mindoro
Municipality of Bongabong
Barangay Kaligtasan
Email: barangaykaligtasan@bongabong.gov.ph

OFFICE OF THE BARANGAY CAPTAIN

01 December 2022

Engr. CAESAR E. QUEBEC
CENR Officer
Roxas, Oriental Mindoro



Dear Engr. Quebec:

This pertains to the Application for Agricultural Free Patent of Mr. Rodrigo A. Laroza filed in your good office, posted last November 25, 2022 concerning the tract of land situated at Brgy. Kaligtasan, Bongabong, Oriental Mindoro, described as follows:

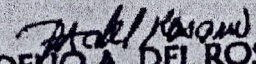
Lot No.:	2259-B
Survey No.:	Csd-4B-000412-D
Area (sq.m):	786 square meters

Relative to this, Brgy. Kaligtasan would like to file a protest against the Application for Free patent. This serves as our official letter to inform you of the barangay's adverse claim to the tract of the above-mentioned land.

Moreover, we would like to inform you that the adverse claim of this Barangay also applies to Lot No. 2259-A and Lot No. 2259-D.

I would greatly appreciate if you could kindly look into this for appropriate actions.

Respectfully yours,


DELIO A. DEL ROSARIO
Barangay Chairperson



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA Region
Community Environment and Natural Resources Office
Candia St., San Mariano, Roxas, Oriental Mindoro
Contact No. 0917 876 9985 / 0917 169 0232
VOIP (043) 289-7118
Email: centoroxasormindoro@denr.gov.ph

December 5, 2022

HON. DELIO A. DEL ROSARIO
Barangay Chairperson
Barangay Kaligtasan,
5211 Bongabong, Oriental Mindoro

Dear Hon. Del Rosario,

Greetings!

This is in connection with your letter dated December 1, 2022 duly received by this office on the same date.

Please be informed that we follow DENR Administrative Order No. 2016-31¹ in filing a protest which states:

Section 4. Formal Requirements of a Protest. The Protest shall be written in clear, simple, brief, and concise language either in Filipino or English and must contain the names of the parties, their addresses, the material allegations, the grounds relied upon, and the documentary and other forms of evidence to support the allegations.

The Protest must be accompanied by the following documents:

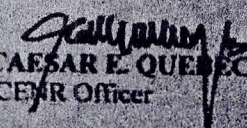
- a. Certificate to file action from the barangay concerned, if applicable;*
- b. Verification and Certification of Non-Forum Shopping;*
- c. Proof of payment of the Protest Fee; and*
- d. A recent 2x2 picture of the protestant and his or her duly authorized representative and the subject lot/s.*

The Protest and its supporting documents must be filed in three (3) copies.

In addition, second paragraph of Section 5, DAO 2016-31 states "The protestant shall have a non-extentible ^{period} of fifteen (15) days within which to comply with the aforesaid requirements. In case of non-compliance, the protest shall be dismissed without prejudice. The protestant shall be notified thereof in writing."

Therefore, please submit the above-mentioned requirements within fifteen (15) days from receipt of this letter.

Very truly yours,


ENGR. CAESAR E. QUEBEC
CENR Officer

Tracking No. 2212000027

¹ DENR Administrative Order No. 2016-31 entitled "Procedure in the Investigation and Resolution of Land Claims and Conflicts Cases"

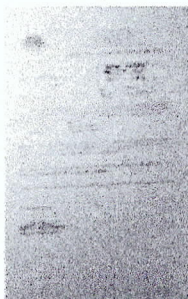
REC-6 12/5/22
J. P. P. P. P.
2:50 PM

Hangad po namin na mapag-aralan niyo itong mabuti at mabigyan ng agarang aksyon nang maging maayos at nang hindi na manahin pa ng susunod na henerasyon.

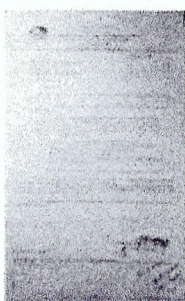
Maraming salamat po.

Lubos na gumagalang,
Debie Jane Comia Laroza

2 attachments



Kapitan Delio Protest Letter to Lot 2259-A, Lot 2259-B, Lot 2259-D.jpg
108K



CENRO Response to Kapitan Delio Protest Letter.jpg
143K



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA REGION
Provincial Environment and Natural Resources Office

January 24, 2023

GNG. DEBIE JANE COMIA LAROZA

Barangay Kaligtasan, Bongabong
Oriental Mindoro

Dear Gng. Laroza:

Magandang araw po.

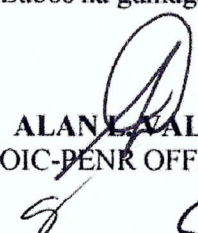
Ito po ay may kaugnayan sa inyong liham na ipinadala thru email na natanggap po ng aming tanggapan noong ika-19 ng Enero 2023 hinggil sa aplikasyon ni Ginang Rosalina Laroza Avila patungkol sa Lote Blg. 2259-A, Csd-4B-000412-D na matatagpuan sa Barangay Kaligtasan, Bongabong, Oriental Mindoro.

Nais ko pong ipaalam sa inyo na ang hinihiling po ninyong paglilinaw ay hinggil sa naipadalang dokumento dito sa PENR Office ay isang Memorandum mula sa CENRO Roxas na natanggap po namin noong ika 19 ng January 2023 ay upang humingi ng opinyon sa inyong aplikasyon sa nabanggit na lote.

Sa punto pong ito, ang amin pong tanggapan ay lumihap kay Kgg. Mayor Malaluan upang ulitin ang kahilingan ng CENRO Roxas na Zoning Certificate para po maipagpatuloy ang pag proseso ng aplikasyon ni Ginang Rosalina Laroza Avila.

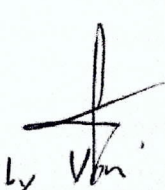
Maraming salamat po.

Lubos na gumagalang,


ALAN L. VALLE
OIC-PENR OFFICER

Tracking No. 2301000360

TSD/RPS/Dhal


checked by Vm
25/01/2023



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA REGION
Provincial Environment and Natural Resources Office

January 24, 2023

Hon. ELEGIO A. MALALUAN
Municipal Mayor
Bongabong, Oriental Mindoro

Dear **Mayor Malaluan**:

Greetings!

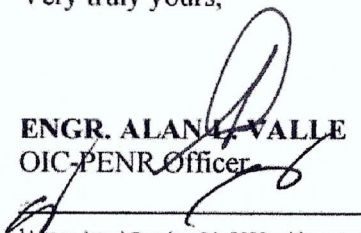
This pertains to the request¹ of CENRO Roxas for Zoning Certificate for Lot No. 2259-A, Csd-4B-000412-D located at Kaligtasan, Bongabong, which is one of the requirements in the processing of Residential Free Patent Application of Ms. Rosalina Laroza-Avila.

Based on your letter² dated November 28, 2022, you cannot grant the request because this particular lot is claimed by two adverse parties, the Laroza Family and the Local Barangay Council of Kaligtasan, and the dispute case has already been forward to the Provincial Legal Office. Hence, CENRO Roxas explained in their letter dated December 5, 2022, that the lot subject of the disputes of the disputants, is Lot No. 2259-C, Csd-4B-000412-D and not Lot No. 2259-A.

In this regard, may we respectfully reiterate the said request of CENRO Roxas in order to proceed the processing of residential free patent application of the said applicant.

Looking forward for your positive response in this request and anticipating for your continuous support to our valued applicants within your area of jurisdiction.

Very truly yours,


ENGR. ALAN L. VALLE
OIC-PENR Officer

¹Letter dated October 24, 2022 address to Hon. Elegio A. Malaluan from LMO II Peterson F. Fabellon is hereto attached as Annex "A".

cc: Mrs. Rosalina Laroza Avila
Kaligtasan, Bongabong, Oriental Mindoro

TSD/RPS/Dhal

*check by Koh
23/01/2023*



Republic of the Philippines
Department of Environment and Natural Resources
MIMAROPA REGION
Provincial Environment and Natural Resources Office

January 24, 2023

Hon. ELEGIO A. MALALUAN
Municipal Mayor
Bongabong, Oriental Mindoro

Dear Mayor Malaluan:

Greetings!

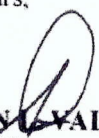
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Based on your letter² dated November 28, 2022, you cannot grant the request because this particular lot is claimed by two adverse parties, the Laroza Family and the Local Barangay Council of Kaligtasan, and the dispute case has already been forward to the Provincial Legal Office. Hence, CENRO Roxas explained in their letter dated December 5, 2022, that the lot subject of the disputes of the disputants, is Lot No. 2259-C, Csd-4B-000412-D and not Lot No. 2259-A.

In this regard, may we respectfully reiterate the said request of CENRO Roxas in order to proceed the processing of residential free patent application of the said applicant.

Looking forward for your positive response in this request and anticipating for your continuous support to our valued applicants within your area of jurisdiction.

Very truly yours,


ENGR. ALAN VALLE
OIC-PENR Officer

¹ letter dated October 24, 2022 address to Hon. Elegio A. Malaluan from LMO II Peterson F. Fabellon is hereto attached as Annex "A".

cc: Mrs. Rosalina Laroza Avila
Kaligtasan, Bongabong, Oriental Mindoro

TSD/RPS/Dhal

Ilang-ilang St., Sitio II, Suqui, Calapan City, Oriental Mindoro
DENR Contact Nos. (043) 288-3017, Tel. Fax No. 288-3006

RE 610 698 605 ZZ

Post Office _____

Letter/Package No. _____

Posted on _____

Preserve this receipt for reference in case of inquiry

Postmaster/Teller _____

REGISTERED
NO. 2000 Calapan, Or. Mindoro
PHILIPPINES
NO. JAN 25 2023

