



Republic of the Philippines
DEPARTMENT OF ENVIRONMENT AND NATURAL RESOURCES

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MEMORANDUM

FOR : **The Undersecretary**
Policy, Planning and International Affairs

ATTENTION : **The Director**
Forest Management Bureau
OIC-Assistant Secretary
Field Operations-Western Mindanao and Director,
in concurrent capacity

FROM : **The Undersecretary**
Legal and Administration

SUBJECT : **SUPREME COURT NOTICE OF JUDGMENT AND DECISION
PROMULGATED ON 22 MARCH 2022 IN G.R. NO. 195638,
"ANITA SANTOS, PETITIONER, VERSUS ATTY. KISSACK B.
GABAEN, RICARDO D. SANGA, AND THE NATIONAL
COMMISSION ON INDIGENOUS PEOPLES, DEPARTMENT OF
ENVIRONMENT AND NATURAL RESOURCES,
RESPONDENTS."**

This refers to the Notice of Judgment¹ issued by Marife M. Lomibao-Cuevas, Clerk of Court, Supreme Court (SC) in G.R. No. 195638, "*Anita Santos, Petitioner, versus Atty. Kissack B. Gabaen, Ricardo D. Sanga, and the National Commission on Indigenous Peoples, Department of Environment and Natural Resources, Respondents.*" furnishing a copy of the Decision² of the SC in the said case promulgated on 22 March 2022.

On 19 December 2022, the RED issued a Memorandum submitting the comments of the CENR Officer of Quezon, Palawan and PENR Officer of Palawan

**A. Decision of the SC in G.R. No.
195638 promulgated on 22 March
2022**

The subject case pertains to the Petition for *Certiorari* and Prohibition with prayer for the issuance of a temporary restraining order under Rule 65 (Petition) filed by petitioner Anita Santos (Santos) against respondents including the DENR, assailing the Order dated 07 February 2011 and Cease and Desist Order (CDO) dated 10 February 2011 of the NCIP-Regional Hearing Office (NCIP-RHO).

Please be informed that the SC resolved to dismiss the Petition on the grounds of non-observance of the doctrine of hierarchy of courts, and the absence of legal standing of Santos, *viz.*:

¹ Copy attached as ANNEX "A".

² Copy attached as ANNEX "B".