



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



MEMORANDUM

FOR : The Assistant Secretary
Legal Affairs and Chairperson, ADR Committee

ATTENTION : The ADR Committee Secretariat

FROM : The Regional Executive Director

SUBJECT : **SUBMISSION OF NOMINEES AS PROSPECTIVE
ALTERNATIVE DISPUTE RESOLUTION OFFICERS (ADROs)
FOR THE UPCOMING ADR TRAININGS**

DATE : **FEB 28 2023**

Respectfully submitting these nominees in the following CENROs which currently has no ADROs:

I. ADR Basic Skills Training, and Practicum/Internship

- | | | |
|--|---|---------------------------|
| 1. CENRO Coron ¹ , Palawan | - | ANGELIE U. PASCUAL |
| 2. CENRO Quezon ² , Palawan | - | ROSALYN S. JASMIN |

II. Practicum/Internship

- | | | |
|----------------------------------|---|--|
| 1. CENRO Brooke's Point, Palawan | - | EDELYN A. EVANGELISTA³ |
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For information and record.


LORMELYN E. CLAUDIO, CESO IV



Department of Environment
and Natural Resources
MIMAROPA Region



Doc ID: 103853

¹ ADRO Cristina J. Sabangan was reassigned to the ORED, Regional Office
² ADRO Rosita F. Castulo retired effective December 31, 2022
³ Completed ADR Basic Skills Training (Batch 13)



JAN 31 2023

ATTY. ROLAND E. PAY

Counsel for Benjamin Dequito
(Attorney-In-Fact of the Heirs of Honorio Mejia)
Constantino Building, Lacao St.
Puerto Princesa City

RE : DENR CASE NO. 5598

Dear Atty. Pay,

This refers to your letter dated September 14, 2022 addressed to Secretary Maria Antonia Yulo Loyzaga, which was referred to this Office per Memorandum dated December 12, 2022 issued by the Director for Legal Affairs Service, regarding the above-cited case.

We noticed that you deliberately failed to mention the fact that the Decision dated April 16, 2004 was already implemented by this Office, as shown by the following:

1. On December 09, 2008, an Order was issued by then Regional Executive Director (RED) Marcial C. Amaro, Jr. after the requisite investigation and evaluation of the pertinent documents relative to HA No. 75205 of Honorio Mejia;
2. On February 05, 2009, your client Mr. Benjamin Mejia Dequito, even filed a *Vigorous Opposition and Manifestation* against the Order dated December 09, 2008. This was denied per Order dated April 14, 2009 of then RED Amaro, Jr.;
3. On April 27, 2016, an Order was issued by then Acting Assistant Secretary for Legal Services, denying the Second Motion for Reconsideration filed by the Heirs of Mamerto Delos Reyes and the Request for Issuance of Patent filed by the Heirs of Honorio Mejia, and affirming *in toto* the Order dated December 09, 2008 issued by then RED Amaro, Jr. We are quoting pertinent portions of the Order dated April 27, 2016, viz:

***“Significantly enough, it is the considered view of this Office that the Order dated 9 December 2008 of then RED Amaro, Jr. is not in contravention and does not invalidate the Decision of this Office dated 16 April 2004.*”**

A careful perusal of the 16 April 2004 Decision of then DENR Secretary Gozun will readily show that no vested right was bestowed to the Heirs of Honorio Mejia. What was recognized in the said Decision was the existence of the HA of Honorio Mejia which was GIVEN DUE COURSE. It follows, therefore, that the HA must undergo the whole gamut of the administrative processes to determine whether or not the applicant is qualified and has complied with all the legal requirements that will lead to a grant.

In the case at bar, the applicant Honorio Mejia and his predecessor-in-interest were found wanting of the basic qualifications and failed to show that they complied with the impositions of the law on the requisite occupancy, cultivation and introduction of improvements on the applied lot that will lead to a grant from the State.

XXX-XXX

FILE

WHEREFORE, from the foregoing, the Second Motion for Reconsideration filed by the Heirs of Mamerto Delos Reyes and the Request for Issuance of Patent filed by the Heirs of Honorio Mejia are hereby **DENIED**.

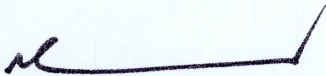
The Order, dated 9 December 2008 issued by the Regional Executive Director, DENR-Region IVB (MIMAROPA) is **AFFIRMED en(sic) toto**" (emphasis supplied)

4. On July 30, 2018, a Memorandum was issued by then RED Adornado, to the OIC, PENR Officer, Palawan transmitting the records of the instant case for implementation. A certified true copy thereof was furnished to your client per Registry Receipt No. RD 640 195 805 ZZ. Per return card, Mr. Dequito personally received the copy on October 17, 2018; and
5. On April 11, 2019, a letter was sent to Atty. Albert M. Pedrosa, previous counsel of the Heirs of Mejia, regarding DENR Case No. 5598, informing him about the April 27, 2016 Order by then Acting Assistant Secretary for Legal Services Atty. Anselmo C. Abungan.

Records show that on March 09, 2022, a Memorandum was issued by then Acting Secretary Jim O. Sampulna lifting the suspension in the issuance, processing and approval of survey authority, survey plans, and public land applications in the whole province of Palawan. Hence, the implementation of the December 09, 2008 Order signed by then RED Amaro declaring the subject land open for disposition to actual occupants may well be underway.

Please be guided accordingly.

Very truly yours,


LORMELYN E. CLAUDIO, CESO IV
Regional Executive Director

cc:

Atty. Joemar P. Caluna
Counsel of the Heirs of Honorio Mejia
Bgy. Mandaragat, New Buncag
Puerto Princesa City

The Director, Legal Affairs Service
Doc. Tracking No. ASRMD-2022-025569

PENRO Palawan

CENRO Roxas, Palawan



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