



Republic of the Philippines
Department of Environment and Natural Resources

Visayas Avenue, Diliman, Quezon City

Tel Nos. (632) 929-6626 loc. 2113; 1070 Fax (632) 926-2567

E-mail: officeofuseccuna@denr.gov.ph; website www.denr.gov.ph

DENR MIMAROPA
RECORDS SECTION
RECEIVED
CO - 2023 -
MAY 16 2023
WDD
☐ INCOMING ☐ OUTGOING
BY: _____ DATE NO. _____
TIME: _____

MEMORANDUM

TO : **THE OIC-REGIONAL EXECUTIVE DIRECTOR**
DENR-Region IV-B MIMAROPA
1515 Roxas Blvd., Ermita, Manila

FROM : **THE UNDERSECRETARY**
Field Operations - Luzon, Visayas and Environment

SUBJECT : **REQUEST OF MS. ELMA V. TEJADA, ET AL. FOR INVESTIGATION
RE: COMPLAINT ALLEGED IRREGULARITIES IN THE
PROCESSING OF LAND TITLING OF THEIR CLAIMED PARCEL
OF LAND IN BRGY. PAYOMPON, MAMBURAO, OCCIDENTAL
MINDORO**

DATE : **APR 28 2023**

This pertains to the letter dated 24 September 2022 of Ms. Elma V. Tejada, et al., addressed to the Honorable Secretary, received by this Office dated 01 March 2023, regarding the above-mentioned subject.

You are hereby instructed to verify the veracity of the complaint and act in accordance with the pertinent laws, rules and regulations on the matter. Directly reply to the parties concerned and copy furnish this Office of the action taken citing document tracking number DENRCO-ASRMD-2022-024140 for record and monitoring purposes.

For compliance.


ATTY. JUAN MIGUEL T. CUNA, CESO I

Encls.: as stated

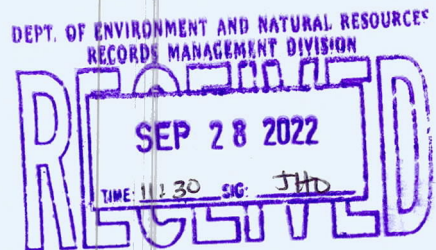
cc: Ms. Elma V. Tejada, et al.
3 Capt. Cario St., Payonpon, Mamburao
Occidental Mindoro

Office of the Secretary
DENR

708
0241760
Maria ANTONINA YULO-LOYZAGA

Secretary

Department of Environment and Natural resources
DENR BLDG, Quezon City, Philippines



September 24, 2022

Dearest Sec. Loyzaga,

Mabuhay po kayo!

I am writing to you with a prayer that my pleas and woes be heard this time after almost two decades of miseries with some people from DENR office in Sablayan, Occ. Mindoro has caused me. Please let me state the details of;

My husband and I bought the rights to a parcel of land in 1996 from occupants who have stayed here since 1975. We built our house in 1998, resided permanently in 2004 but LMO Quebec came to inform all the occupants to this area that the lots belong to a Mr. Oscar Catama. We then secured a Certification of A and D in 2004 and filed a protest in 2005. We continued living here and in 2011 a DPWH concrete canal project passed through our property with around 221 sqm on the other side of the canal. People living around this area decided that we altogether do our application in 2013 but the then LMO Engr. Quebec insisted that it was owned by Mr. Catama, who upon hearings with the Barangay has been proven to have NO application nor occupation at all to the lots we were occupying. Engr Quebec then placed a **status quo order** (with minutes from the barangay) to the still vacant lots but with owner/occupants including our separated lot, and the rest with houses built were given approved application and issued titles subsequently. **But we were surprised that our lot in dispute with a status quo order was taken by force in 2017, Mark Anthony Bernardo was armed with not just bolos but with an application signed and approved by now CENRO Quebec.** He said that the property was bought from Mr. Catama, but what we couldn't believe was that he was given an application for a Residential Free Patent and was approved by CENRO Quebec when this man never resided in that place same with Mr. Catama. This application is a proof that it is indeed a public land, that Mr. Quebec has abused his authority. To our dismay I filed an adverse claim and together with the owners of the lots with dispute, we approached then CENRO Boyles and he ordered both parties to submit position papers. Since 2018 when it was received by DENR local and regional offices with two instances of investigation coming from the region, one with Investigator Aguha and company in 2018 and the other with Asst. Regional Dir. Vince Tuddao and company in 2021, but never heard of any results from them after series of follow-ups and a request order from the Ombudsman to expedite. One instance, we went to DENR Region 4B office in Manila, we spoke to an investigator, stated our concerns and he told us that we have a point, though he said "kabaro namin sya"!

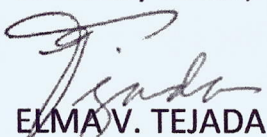
We felt the injustices done to us, one day I decided to post it in my fb account, soon people I don't even know of messaged me and said the same cases were done to them by CENRO Quebec and his allies in the office. Meron pong 15 hectares pinatituluhan nya pero nalaman na lang nya na ipinangalan ni Mr. Quebec sa mga kapatid ng asawa nya ang nasabing lupa. Meron din pong lupang ninuno ng aming mga katutubo subalit napatituluhan sa isang taga Cavite. At marami pa pong kaapihan na ginawa sa aming mga kababayan at sa kalikasan na siyang dapat nagsasa-ayos nito.

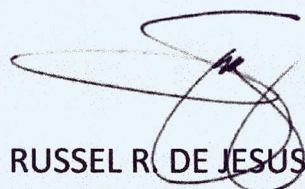
With these, I am begging you, our dear Secretary, to look into our predicament. Wala na po akong maisip na matatakbuhan, marami na po akong hinaing na sinumite sa tanggapan ng DENR pero walang nangyayari. Now we have a new CENRO in the person of Mr. Anastacio Santos, whom we find just, reasonable and trustworthy. But sadly, he is being attacked by Mr. Quebec and allies in his attempt to come back to this office to continue their evil deeds. Ginagawa ko po ito hindi lang sa pansarili naming kapakanan, subalit higit sa lahat ito po ay para sa kaayusan at pagkakaroon ng isang mapagkakatiwalaang pamumuno dito sa mga bayan na nasasakupan ng opisina ng DENR Sablayan, Occ. Mindoro. *I have attached all the necessary documents to prove my claims for reference.*

Once again, I am an ordinary citizen, aggrieved and concerned with the continued mishaps with your department here in the province of Occ. Mindoro. Our request for these kinds of officials be investigated and stopped from their malpractices. My prayers for a resolution to take effect under your loving care and I hope to receive the answers in seven working days from receipt hereof otherwise I shall be forced to take the legal course of forwarding this long overdue problem to ARTA or other authorities until I get heard.

God bless po!

Sincerely Yours,


ELMA V. TEJADA
Claimant


RUSSEL R. DE JESUS
Claimant

Cc: RD Lormelyn E. Claudio
DENR, MIMAROPA

ARDTS Maximo C. Landrito
DENR, MIMAROPA

Atty. Gandhi G. Flores
Chief, Legal Division
DENR MIMAROPA

Mr. Anastacio Santos
CENRO-Sablayan Occ. Mindoro

*3 Capt. Cerio St.
Payson, Mamburao
Occ. Mindoro
09064216716*

Republic of the Philippines
PROVINCE OF OCCIDENTAL MINDORO
Municipality of Mamburao
BARANGAY PAYOMPON

OFFICE OF THE SANGGUNIAN BARANGAY

C E R T I F I C A T I O N

TO WHOM IT MAY CONCERN:

This is to certify that RUSSEL DE JESUS, 39 years old, Filipino, is a resident of Barangay 9, Mamburao, Occidental Mindoro.

That he/she is the actual occupant of that certain parcel of land between Patay na llog and foreshore area of Mamburao beach since 1996 waived by Gloria Magsino who first occupied it in 1975.

That this certification is issued on this 29th day of June 2007 upon the request of the interested party Russel De Jesus to prove his/her residency in that area for whatever legal purpose it may serve.

Clara Bernier
WITNESS

Isam
WITNESS

Paid Under OR. No. 3103308
Res. Cert. No. 26172480
Issued On: 02-05-07
Issued At: 11A7713 ECC 121/A 120220

SILVERIO P. CASCALLA
Acting Barangay Captain

SILVERIO P. CASCALLA
3/11/2007

"Annex A1"

Republic of the Philippines
PROVINCE OF OCCIDENTAL MINDORO
Municipality of Mamburao
BARANGAY PAYOMPON

OFFICE OF THE SANGGUNIANG BARANGAY

CERTIFICATION

TO WHOM IT MAY CONCERN:

This is to certify that ELMA V. TEJADA, 43 years old, Filipino, is a resident of Barangay 9, Mamburao, Occidental Mindoro.

That he/she is the actual occupant of that certain parcel of land between Patey na Ilog and foreshore area of Mamburao beach since 1996 waived by Gloria Magano who first occupied it in 1975.

That this certification is issued on this 29th day of June 2007 upon the request of the interested party Elma V. Tejada to prove his/her residency in that area for whatever legal purpose it may serve.

[Signature]
WITNESS

Clarita J. Samson
WITNESS

[Signature]
SILVERIO P. CASCALLA
Acting Barangay Captain

Paid Under OR, No. 3103307
Res. Cert. No. 24209048
Issued On: 01-15-07
Issued At: MAMBURAO, OCC. MINDORO

Republic of the Philippines
Department of Environment and Natural Resources
REGION IVB MIMAROPA
COMMUNITY ENVIRONMENT AND NATURAL RESOURCES OFFICE
Mamburao, Occidental Mindoro

DENR-IVB, Lands (Lot Verification)
Artemio Catalo, et. al. (Mamburao, Occ. Mindoro)

April 27, 2007

C E R T I F I C A T I O N

TO WHOM IT MAY CONCERN:

THIS IS TO CERTIFY that the tract of land under Lot No. 1503-0, Pls-21 (Philcusa-Eoa) Mamburao Public Land Subdivision being claimed by Artemio Catalo, et. al., located at Barangay Payompon, Mamburao, Occidental Mindoro, containing an approximate area of 17,051.0 square meters enclosed in red color as shown and described in the sketch plan at the reverse side hereof is verified to be within the Alienable and Disposable Land as per Project No. 15, L. C. Map No. 652, certified as such on May 6, 1927. The land therefore, is within the administrative jurisdiction and control of the DENR for disposition in accordance with public land act.

This certification is issued upon the request of the interested party Ms. Elma V. Tejada for whatever legal purpose it may serve. The required certification fee in the amount of Fifty (P50.00) Pesos has been paid under O. R. No. 0896045 dated 6-4-7.

Verified by:

MARIO N. ALABANZA
Chief, FMS

APPROVED:

CONRADO A. ESPEJO, JR.
CENRO

NOTICE OF APPLICATION FOR
RESIDENTIAL FREE PATENT

Notice is hereby given that Mark Anthony A. Bernares has filed with the office of the CENR Officer an application under the provisions of Republic Act No. 10023 or "An Act Authorizing the Issuance of Free Patents to Residential Lands" for a Residential Free Patent over a parcel of land situated in Barrio Agnayan, Mamburao, Occ. Mindoro and more particularly described as follows:

Lot/Plan No. 14-Cas-000-00025-00 identical to Lot No. _____

Containing an area of 2.21 square meters.


CAESAR E. QUEBEC
CENR Officer

CERTIFIED PHOTOGRAPH

Milagres V. TAYED
In-charge, Records Unit
CENR-CENRO, Sablayan
December 19, 2018

CERTIFICATION

Certified posted in the Bulletin Board of the Office of the Punong Barangay from March 24, 2017 to April 13, 2017 and no protest/opposition been filed during the posting period


Alan T. Fawino
Barangay Chairman

Annex

**Transcription of Harap (Catama, Marina Land Owners and
DENR-CENRO Officers March-13, 2012)**

Nagsimula ang pagpupulong sa ganap na ika-10:00 ng umaga.

Punong Barangay: Magandang Umaga po sa inyong lahat bago po nating umpisahan ang ating pagpupulong ay nais ko pong umpisahan ito ng isang panalangin.

PANALANGIN...

Punong Barangay: Tayo po ay andito upang malaman po natin, mapag-usapan po natin ang inyong suliranin ukol sa inyong lupa, andito po si Mr. Catama para don po sa kaniyang kiniclain na lupa dahil siya po ay may application sa DENR tapos po kayo din ay meron at sinabi ninyo sa inyong lupa ay napabayaan, ayaw po natin na maipasa sa inyong next generation ang inyong suliranin. Alam namin na sabik na sabik na kayo para mapunta sa inyo ang lupang inyong tinitirikan. Andito po si Mrs. Tejada para po masabi niya ang kanilang panig.

Elma: Isang magandang umaga po sa inyo kapitan at sa inyo CENRO at mga kasamahan genoon din sa ating kasamahan sa MARINA. Nagpunta po ako sa RD Dominguez to shortened the story sinabi po niya sa akin na pwede po kami sa amicable settlement. Tatanungin ko po ang application po ba ay namamana?

CENRO: May application po sila, pero pwede po sa magmamana na mag-apply.

Elma: May application po ba si Mr. Oca Catama?

CENRO: Wala po doon po sa.

Elma: Sabi po ni RD naglalabas po ng order of investigation, we offer P 50,000.00 take it or leave it.

Punong Barangay: Ano yung P50,000.00 yun ba ay hindi ninyo binibili?

Elma: Hindi po para matapos lang po itong kaso or else we will push through the case, we will have a lawyer.

"Annex E"

Elma:
Catama?

Maitanong ko lang po may application po ba si Mr. Oca

CENRO:

Wala ho

Elma:

Di hindi po yun sa kaniya wala ho siyang karapatan.

CENRO:

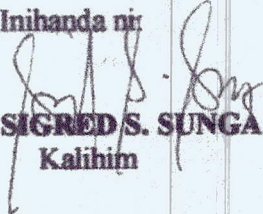
Ganito na lang, dahil parehas kayong may karapatan susukatin na lamang natin ang lupa at yung lumabas sa kiniclaime ni Mr. Oca Catama ay pwede na nating patutulohan pero hanggang ang lupa ay nasa loob ng kiniclaime ni Mr. Catama may usapin pa po doon payag po ba kayo? Order of investigation lang po ang kailangan namin para maayos ang problema ninyo, at habang wala pa po ang order of investigation wala po munang magagalaw sa lupang in question. Letter request lang po mula sa inyo, tapos oorderan po kahit na sino sa amin ni CENRO para sa Ocular Inspection.

Natapos ang harap sa ganap na ika 11:00 ng umaga.

Nagharap:


KGG. ROGELIO A. HALAGAO
Punong Barangay

Inihanda ni:


SIGRED S. SUNGA
Kalihim

NOTICE OF APPLICATION FOR RESIDENTIAL FREE PATENT


Notice is hereby given that MARK ANTHONY A. BERNARDO has filed with the office of the CENR Officer an application under the provisions of Republic Act No. 10023 or "An Act Authorizing the Issuance of Free Patents to Residential Lands" for a Residential Free Patent over a parcel of land situated in Barangay Payompon, Mamburao, Occidental Mindoro and more particularly described as follows:

Lot/Plan No. 17, Ccs-4B-000205-AD Identical to Lot No. _____
Containing an area of 221 square meters.


CAESAR E. QUEBEC

CENR Officer

CERTIFIED PHOTOCOPY


MILAGROS V. TANEDO
In-charge, Records Unit
DENR-CENRO, Sablayan
December 19, 2016

CERTIFICATION

Certified posted in the Bulletin Board of the office of DENR CENRO Sablayan
from MARCH 24, 2017 to APRIL 13, 2017 and no protest/opposition
has been filed during the posting period.


DAN JASPERO. VERDERA

Records Officer I

1

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

**RUSSEL DE JESUS and
ELMA TEJADA**

Claimant-Protestants

CENRO CLAIM NO. 1

-versus-

Lot No. 17 Ccs 4B-0000205 A-D
Area: 221 Square Meters
Brgy. 9, Mamburao, Occ. Mindoro

MARK ANTHONY BERNARDO,
Applicant-Respondent

X-----X

POSITION PAPER

Claimant-Protestants, **RUSSEL DE JESUS and ELMA TEJADA**, by counsel and unto this Honorable Office, most respectfully aver that:

PREFATORY STATEMENT

"Deceptis non decipientibus, jurasubveniunt."
(The law helps persons who are deceived and not those deceiving.)

The moment the idea is admitted into society that property is not as sacred as the laws of God, and there is not a force of law and public justice to protect it, anarchy and tyranny commence.

~ John Adams

PARTIES

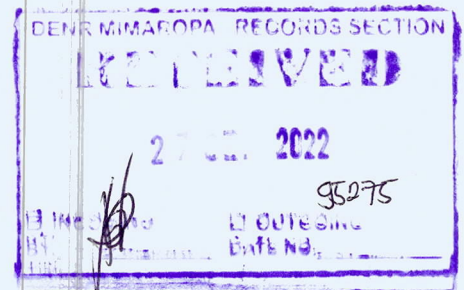
Claimant-Protestants, **RUSSEL DE JESUS and ELMA TEJADA** are both of legal age, Filipino citizens and with postal and residence address at #3 Capt. Cario St., Payompon, Mamburao, Occidental Mindoro where notices, papers, and others processes of this Honorable Office can be served.

Applicant-Respondent, **MARK ANTHONY BERNARDO** is likewise of legal age, Filipino citizen with postal address at Barangay 9,

RECEIVED
BY: [Signature]
DATE: 2-2-18

CENR - R - IV - B
OFFICE OF THE
REGIONAL EXECUTIVE DIRECTOR
DOC. NO. [Handwritten]
RECEIVED
BY: [Signature]
DATE: 2/11/19
TIME: 12:00 PM
RELEASE
DATE: [Blank]
TIME: [Blank]

LORMELYN E. CLAUDIO, CESO IV
Regional Director MIMAROPA
Department of Environment and Natural resources
DENR BLDG, Roxas Blvd, Ermita, Manila, Philippines



September 24, 2022

Dearest RD Claudio,

Mabuhay po kayo!

I am writing to you with a prayer that my pleas and woes be heard this time after almost two decades of miseries with some people from DENR office in Sablayan, Occ. Mindoro has caused me. Please let me state the details of;

My husband and I bought the rights to a parcel of land in 1996 from occupants who have stayed here since 1975. We built our house in 1998, resided permanently in 2004 but LMO Quebec came to inform all the occupants to this area that the lots belong to a Mr. Oscar Catama. We then secured a Certification of A and D in 2004 and filed a protest in 2005. We continued living here and in 2011 a DPWH concrete canal project passed through our property with around 221 sqm on the other side of the canal. People living around this area decided that we altogether do our application in 2013 but the then LMO Engr. Quebec insisted that it was owned by Mr. Catama, who upon hearings with the Barangay has been proven to have NO application nor occupation at all to the lots we were occupying. Engr Quebec then placed a **status quo order** (*with minutes from the barangay*) to the still vacant lots but with owner/occupants including our separated lot, and the rest with houses built were given approved application and issued titles subsequently. **But we were surprised that our lot in dispute with a status quo order was taken by force in 2017, Mark Anthony Bernardo was armed with not just bolos but with an application signed and approved by now CENRO Quebec.** He said that the property was bought from Mr. Catama, but what we couldn't believe was that he was given an application for a Residential Free Patent and was approved by CENRO Quebec when this man never resided in that place same with Mr. Catama. This application is a proof that it is indeed a public land, that Mr. Quebec has abused his authority. To our dismay I filed an adverse claim and together with the owners of the lots with dispute, we approached then CENRO Boyles and he ordered both parties to submit position papers. Since 2018 when it was received by DENR local and regional offices with two instances of investigation coming from the region, one with Investigator Aguha and company in 2018 and the other with Asst. Regional Dir. Vince Tuddao and company in 2021, but never heard of any results from them after series of follow-ups and a request order from the Ombudsman to expedite. One instance, we went to DENR Region 4B office in Manila, we spoke to an investigator, stated our concerns and he told us that we have a point, though he said "kabaro namin sya"!

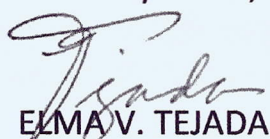
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With these, I am begging you, our dear RD, to look into our predicament. Wala na po akong maisip na matatakbuhan, marami na po akong hinaing na sinumite sa tanggapan ng DENR pero walang nangyayari. Now we have a new CENRO in the person of Mr. Anastacio Santos, whom we find just, reasonable and trustworthy. But sadly, he is being attacked by Mr. Quebec and allies in his attempt to come back to this office to continue their evil deeds. Ginagawa ko po ito hindi lang sa pansarili naming kapakanan, subalit higit sa lahat ito po ay para sa kaayusan at pagkakaroon ng isang mapagkakatiwalaang pamumuno dito sa mga bayan na nasasakupan ng opisina ng DENR Sablayan, Occ. Mindoro. *I have attached all the necessary documents to prove my claims for reference.*

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Sincerely Yours,


ELMA V. TEJADA
Claimant


RUSSEL R. DE JESUS
Claimant

Cc: RD Lormelyn E. Claudio
DENR, MIMAROPA

ARDTS Maximo C. Landrito
DENR, MIMAROPA

Atty. Gandhi G. Flores
Chief, Legal Division
DENR MIMAROPA

Mr. Anastacio Santos
CENRO-Sablayan Occ. Mindoro