



**IN THE MATTER OF ABANDONMENT
PROCEEDING AGAINST NUMEROUS
ABANDONED SHIPMENTS CONSIGNED
TO VARIOUS CONSIGNEES WHICH
ARRIVED AT UNITED PARCEL SERVICE
(UPS) CLARK HUB**

**Abandonment Proceeding
Nos. 002 to 008-2022**

X-----X

DECREE OF ABANDONMENT

WHEREAS, on 24 February 2022, the Office of the District Collector received a letter dated 24 February 2022 from Mr. Marlon Sipin, UPS Brokerage Manager, forwarding the below List of Overstaying Shipments at the United Parcel Service (UPS) Clark Hub which are health risk and can further damage other shipments, to wit:

Tracking No. / House Airway Bill No.	Shipper/ Consignee	Item Description	Arrival Date	Declared Value	Gross Weight
1Z646Y060443079961 / 646Y06GJ7T9	IC4MILO GENERAL MERCHANDISE/ JOANNE SAPINOSO PACLIBAR	HELLO GLOW	9/7/2021	PHP 4,027.36	30 KGS.
1Z646Y060488013303 / 646Y06SCSRR	IC4MILO GENERAL MERCHANDISE	BEAUTY PRODUCTS	9/15/2021	PHP 4,027.36	30 KGS.
1Z646Y060488648600 / 646Y06SHGR9	IC4MILO GENERAL MERCHANDISE	BEAUTY PRODUCTS	9/15/2021	PHP 3,523.94	30 KGS.
1Z646Y060481789346 / 646Y06QXG3H	IC4MILO GENERAL MERCHANDISE	BEAUTY PRODUCTS	9/15/2021	PHP 4,027.36	30 KGS.
1Z646Y060480794832 / 646Y06QQQXG	IC4MILO GENERAL MERCHANDISE	BEAUTY PRODUCTS	9/15/2021	PHP 4,027.36	30 KGS.
1ZE9626A0482763540 / E9626AR7X8F	AIRFREIGHT 2100 INC	RTS CLOTHES	9/3/2021	PHP 11,455.32	31.75 KGS.
1Z646Y060489342769 / 646Y06SMFH3	IC4MILO GENERAL MERCHANDISE	BEAUTY PRODUCTS	9/15/2021	PHP 4,027.36	30 KGS.

with certification and we quote:

x x x "This is to certify that UPS declared this shipments as Abandon shipments since no effort from customers or consignee to claim despite of the series of notifications from our end. There were no filed customs entries and no duties and taxes has been paid in advance since customer did not provide feedback to settle and decline to claim their shipments." x x x

WHEREAS, on 28 February 2022 Memorandum, the District Collector, this Port, asked for confirmation with Mr. Jairus S. Reyes, UPS Officer-In-Charge (OIC), if the abovementioned shipments are indeed abandoned for purposes of issuance of decree of abandonment.

WHEREAS, on 04 April 2022, the Office of the District Collector received a Memorandum dated on even date from the UPS Warehousemen, thru Prof. Jesus G. Llorando and Mr. Reyes, Deputy Collector for Operations and UPS OIC, respectively,

requesting for the issuance of abandonment proceedings for the abovementioned shipments.

WHEREAS, on 11 April 2022, notices to lodge/file goods declaration, pay duties and taxes and claim the goods on the abovementioned shipments were posted at the Bureau of Customs' official website and sent to the consignees thru JRS Express mail.

WHEREAS, on 12 April 2022, the said notices were received by a certain Maricel, employee/representative of IC4MILO General Merchandise, and Daniel Reyes, staff/representative of Airfreight 2100 Inc.

WHEREAS, to date or fifteen (15) days after the said notices were received, no consignee has filed the goods declaration, paid duties and taxes and claimed the following shipments:

A.P. NO.	Tracking No. / House Airway Bill No.	Shipper/Consignee	Item Description	Arrival Date
002- 2022	1Z646Y060443079961 / 646Y06GJT9	IC4MILO GENERAL MERCHANDISE/ JOANNE SAPINOSO PACLIBAR	HELLO GLOW	9/7/2021
003- 2022	1Z646Y060488013303 / 646Y06SCSRR	IC4MILO GENERAL MERCHANDISE	BEAUTY PRODUCTS	9/15/2021
004- 2022	1Z646Y060488648600 / 646Y06SHGR9	IC4MILO GENERAL MERCHANDISE	BEAUTY PRODUCTS	9/15/2021
005- 2022	1Z646Y060481789346 / 646Y06QXG3H	IC4MILO GENERAL MERCHANDISE	BEAUTY PRODUCTS	9/15/2021
006- 2022	1Z646Y060480794832 / 646Y06QQQXG	IC4MILO GENERAL MERCHANDISE	BEAUTY PRODUCTS	9/15/2021
007- 2022	1ZE9626A0482763540 / E9626AR7X8F	AIRFREIGHT 2100 INC	RTS CLOTHES	9/3/2021
008- 2022	1Z646Y060489342769 / 646Y06SMFH3	IC4MILO GENERAL MERCHANDISE	BEAUTY PRODUCTS	9/15/2021

WHEREAS, the provision of Sections 1129 and 407 of the CMTA, are authoritative:

Sec. 1129. Abandonment, Kinds and Effects of. – Imported goods are deemed abandoned under any of the following circumstances:

xxx

(b) When the owner, importer, consignee, or interested party after due notice, fails to file the goods declaration within the prescribed period in Section 407 of this Act: Provided, That the term goods declaration shall include provisional or incomplete goods declaration deemed valid by the Bureau as provided in Section 403 of this Act. For this purpose, it is the duty of the District Collector to post a list of all packages discharged and their consignees, whether electronically or physically in the District Office, or send a notice to the consignee within five (5) days from the date of discharge; or

(c) Having filed such goods declaration, the owner, importer, consignee or interested party after due notice, fails to pay the assessed duties, taxes and other charges thereon, or, if the regulated goods failed to comply with Section 117 of this Act, within fifteen (15) days from the date of final assessment: Provided, That if such regulated goods are subject of an alert order and the assessed duties, taxes and other charges thereof

are not paid within fifteen (15) days from notification by the Bureau of the resolution of the alert order, the same shall also be deemed abandoned; or

(d) Having paid the assessed duties, taxes and other charges, the owner, importer or consignee or interested party after due notice, fails to claim the goods within thirty (30) days from payment. For this purpose, the arrastre or warehouse operator shall report the unclaimed goods to the District Collector for disposition pursuant to the provisions of this Act; or

xxx

Sec. 407. Goods Declaration and Period of Filing

Goods declaration must be lodged within fifteen (15) days from the date of discharge of the last package from the vessel or aircraft. The period to file the goods declaration may, upon request, be extended on valid grounds for another fifteen (15) days: Provided, That the request is made before the expiration of the original period within which to file the goods declaration: Provided, however, That the period of the lodgement of the goods declaration maybe adjusted by the Commissioner.


WHEREAS, pursuant to the abovementioned provisions, the above-described shipments are deemed abandoned for failure of the consignees or their authorized representatives to lodge/file goods declaration, pay duties and taxes and claim the goods within the period prescribed by law despite due notice.

IN VIEW OF THE FOREGOING, by virtue of the authority vested in me by law, the above-described shipments are hereby declared **ABANDONED** in favor of the government to be disposed of in the manner provided for by law.

Let copies of this Decree of Abandonment be furnished all parties and offices concerned for their information and guidance.

SO ORDERED.

Port of Clark, Clark Freeport Zone, Pampanga, 27 April 2022.


ALEXANDRA Y. LUMONTAD
District Collector

Copy furnish:

IC4MILO GENERAL MERCHANDISE
Shipper/Consignee

AIRFREIGHT 2100 INC.
Consignee

MARLON SIPIN
Brokerage Manager, UPS

JAIRUS S. REYES
Officer-In-Charge, UPS

MARY ANNE P. QUIAMBAO
LORELA F. GERON
ENRIQUE D. MAÑOSCA
GIL PROVIDENCIO M. MACATANGAY
UPS Warehousemen



BOC-22-03094