



BUREAU OF CUSTOMS

MAKABAGONG ADUANA, MATATAG NA EKONOMIYA



PROFESSIONALISM

INTEGRITY

ACCOUNTABILITY

Republic of the Philippines,

Seizure Identification
No. CFZ 019-2023

-versus-

Shipment said to contain "6 PCS. NECKLACE, 2 PCS. PENDANT, 2 PCS. EARRING, 6 PCS. RING AND 1 PC. BANGLE MADE OF STAINLESS FASHION ACCESSORIES GIFT ITEM" destined to Germany which will be shipped thru Federal Express (FedEx) Clark on 12 December 2022 under House Airway Bill No. 770737345933 but found to contain Assorted Gold Jewelries (1 pc. bangle, 6 pcs necklace, 6 pcs. rings, 2 pcs. earrings and 3 pcs. pendant)



Exporter/Shipper:
LENNY H. CRUZ
Guiguinto, Bulacan 1014 PH

Claimant.

X-----X

WARRANT OF SEIZURE AND DETENTION

To: SP/Capt. Arnel A. Baylosis
District Commander
ESS-CPD, Port of Clark

Greetings!

WHEREAS, on 12 December 2022, a shipment for export under House Airway Bill No. 770737345933 said to contain "6 PCS. NECKLACE, 2 PCS. PENDANT, 2 PCS. EARRING, 6 PCS. RING AND 1 PC. BANGLE MADE OF STAINLESS FASHION ACCESSORIES GIFT ITEM" under the name of LENNY H. CRUZ which is bound to Germany (Consignee: Joann Winterberg) arrived at the Federal Express (FedEx) gateway facility and marked for verification/physical examination by the X-ray Inspector on duty;

WHEREAS, on 21 February 2023, a Mission Order was issued directing Trade Control Examiner Marife Foloso to conduct re-examination and inventory of shipments for export;

WHEREAS, on 22 February 2023, Trade Control Examiner Foloso conducted physical examination on the subject shipment in the presence of representatives from Enforcement and Security Service (ESS), Customs Intelligence and Investigation Service (CIIS) and FedEx which led to the following findings:

AS DECLARED IN THE INVOICE	AS FOUND
6 PCS. NECKLACE, 2 PCS. PENDANT, 2 PCS. EARRING, 6 PCS. RING AND 1 PC. BANGLE MADE OF STAINLESS FASHION ACCESSORIES GIFT ITEM	Assorted Gold Jewelries: <ul style="list-style-type: none"> • One (1) pc. Bangle • Six (6) pcs. Necklace • Six (6) pcs. Rings • Two (2) pcs. Earrings • Three (3) pcs. Pendant

WHEREAS, there is a discrepancy between the goods found during the physical examination and goods declared in the commercial invoice of the subject shipment;

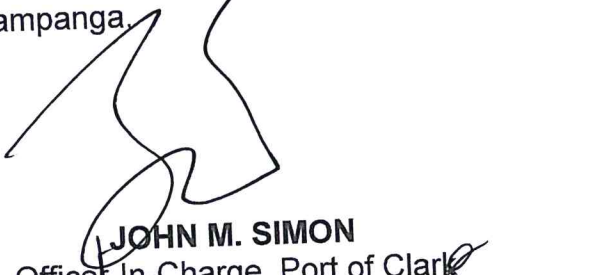
WHEREAS, on 03 March 2023, the Office of the District Collector received a Memorandum dated 27 February 2023 from Ms. Maricar N. Go and Ms. Foloso, Officer-In-Charge (OIC) Export Unit and Trade Control Examiner FedEx-Export, respectively, thru Ms. Lilibeth Mangsal, Deputy Collector for Operations, recommending the issuance of a Warrant of Seizure and Detention (WSD) against the subject shipment for violation of Section 1113 paragraphs (l) (3) and (4) of Republic Act (R.A.) No. 10863 otherwise known as the Customs Modernization and Tariff Act (CMTA);

WHEREAS, upon evaluation thereof, this office finds probable cause for the issuance of WSD against the subject shipment for violation of Sections 118 (d) and 1113 paragraphs (f) and (l) (3) and (4) of R.A. No. 10863 otherwise known as the CMTA;

WHEREFORE, by virtue of the power vested in me by law, and in compliance with pertinent Customs law, rules and regulations, you are hereby ordered to forthwith seize the aforementioned articles and take custody over the same pending termination of the seizure and forfeiture proceedings and/or until further order from this Office. In this connection, please be guided by Customs Memorandum Order No. 8-84, particularly on the matter of making a return of service and submission of inventory of list of the subject articles.

SO ORDERED.

06 March 2023, Port of Clark, Clark Freeport Zone, Pampanga.


JOHN M. SIMON
Officer-In-Charge, Port of Clark

Copy furnish:

Maricar N. Go
Officer-In-Charge, Export Unit

Marife V. Foloso
Trade Control Examiner, FedEx

96. 3/14/2023
10:44 am.

Commissioner of Customs
Commission on Audit
BATAS, Legal Service
Intelligence Group
Account Management Office
Risk Management Office
CIIS-Port of Clark