



Republic of the Philippines,

Seizure Identification
No. CFZ **032-2023**

-versus-

Shipment said to contain **“20 PCS. EARRINGS, 1 PC. BOX, 15 PCS. CHAIN, 2 PCS. BRACELET AND 2 PCS. BANGLE STAINLESS FASHION ACC GIFT”** destined to North Carolina, USA which will be shipped thru Federal Express (FedEx) Clark on 12 December 2022 under House Airway Bill No. 770737439242 but found to contain **one (1) round box containing one (1) pc. bracelet with pearls and one (1) black square box containing assorted gold jewelries placed inside plastic pouches and black box**

Exporter/Shipper:
LOGIE ESPINOSA
1321 Langit St., Sta. Cruz, Manila 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. 770737439242 said to contain **“20 PCS. EARRINGS, 1 PC. BOX, 15 PCS. CHAIN, 2 PCS. BRACELET AND 2 PCS. BANGLE STAINLESS FASHION ACC GIFT”** under the name of LOGIE ESPINOSA which is bound to North Carolina, USA (Consignee: Yelena Cooley) 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 Julius Ceasar Asuncion to conduct re-examination and inventory of shipments for export;

WHEREAS, on 23 February 2023, Trade Control Examiner Asuncion 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
<p>20 PCS. EARRINGS, 1 PC. BOX, 15 PCS. CHAIN, 2 PCS. BRACELET AND 2 PCS. BANGLE STAINLESS FASHION ACC GIFT</p>	<ol style="list-style-type: none"> 1. One (1) round box containing one (1) pc. bracelet with pearls 2. One (1) black square box containing: <ol style="list-style-type: none"> A. Plastic pouch with markings 11.42 <ul style="list-style-type: none"> • 1 pc. gold earring • 1 set gold earrings with pendant • 1 pc. Gold necklace B. Plastic pouch with markings 3.11 <ul style="list-style-type: none"> • 2 pcs. gold earrings • 1 pc. gold pendant C. Plastic pouch with markings Japan 21.01 <ul style="list-style-type: none"> • 1 pc. gold necklace • 1 pc. gold earring D. Plastic pouch with markings 19.03 <ul style="list-style-type: none"> • 2 pcs. gold bracelet E. Plastic pouch with markings 5.95 <ul style="list-style-type: none"> • 3 pcs, gold earrings F. Plastic pouch with markings 4.13 <ul style="list-style-type: none"> • 1 pc. gold bracelet G. Plastic pouch with markings 16.45 <ul style="list-style-type: none"> • 4 pcs. gold earrings H. Plastic pouch with markings 30.92 <ul style="list-style-type: none"> • 2 pcs. necklace I. Plastic pouch with markings 11.27 <ul style="list-style-type: none"> • 1 pc. bracelet • 1 pc. pendant J. Plastic pouch with markings 2.20 <ul style="list-style-type: none"> • 1 pc. pendant K. Plastic pouch with markings 24.18 <ul style="list-style-type: none"> • 3 pcs. necklace L. Plastic pouch with markings 38.48 <ul style="list-style-type: none"> • 3 pcs. necklace M. Plastic pouch with markings 37.00 <ul style="list-style-type: none"> • 1 pc. white gold necklace • 2 pcs. gold necklace • 1 pc. gold necklace N. Plastic pouch with markings 9.86 <ul style="list-style-type: none"> • 3 pcs. gold necklace O. Plastic pouch with markings 14.45 <ul style="list-style-type: none"> • 13 pcs. gold earrings P. Plastic pouch with markings 8.96 <ul style="list-style-type: none"> • 6 pcs. gold ring

<p>Value: PHP 5,000.00 Weight: 1.0 KG.</p>	<p>Q. Plastic pouch with markings 9.71 • 5 pcs. gold ring</p> <p>R. Plastic pouch with markings 6.42 • 3 pcs. gold earrings • 3 pcs. gold pendant</p> <p>S. Plastic pouch with markings 3.74 • 2 pcs. earrings gold</p> <p>T. Plastic pouch with markings 4.00 • 3 pcs. earrings</p> <p>U. Plastic pouch with markings 7.12 • 5 pcs. gold earrings</p> <p>V. Plastic pouch with markings 6.23 • 1 pc. gold bangle</p> <p>W. Plastic pouch with markings 9.09 • 1 pc. gold bangle</p> <p>X. Another 1 black box which contains 1 pc. gold necklace</p>
--	---

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

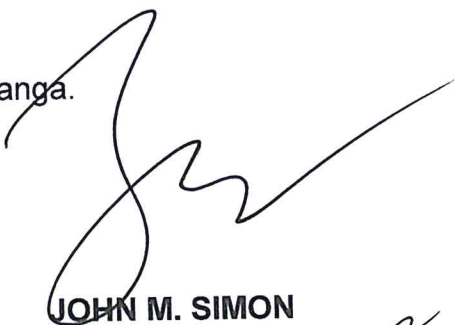
WHEREAS, on 03 March 2023, the Office of the District Collector received a Memorandum dated 23 February 2023 from Ms. Maricar N. Go and Mr. Asuncion, Officer-In-Charge (OIC) Export Unit and Trade Control Examiner FedEx-Export, respectively, thru Ms. Lilibeth Mangsal, Deputy Collector for Operations, 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