



BUREAU OF CUSTOMS

MAKABAGONG ADUANA, MATATAG NA EKONOMIYA



PROFESSIONALISM

INTEGRITY

ACCOUNTABILITY

Republic of the Philippines,

Seizure Identification
No. CFZ **035-2023**

-versus-

Shipment said to contain **“COMFORTER 10, SOCKS 15, PILLOW CASE 10, PONYTAIL 1”** destined to Marrickville, Australia which will be shipped thru Federal Express (FedEx) Clark on 06 February 2023 under House Airway Bill No. 770400324712 but found to contain **fifty-one (51) reams Marlboro (Red) Cigarettes**

Exporter/Shipper:
JOHN CHRISTIAN RITUALO
1900 Laong Laan Road, Sampaloc, Manila 1008
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 06 February 2023, a shipment for export under House Airway Bill No. 770400324712 said to contain **“COMFORTER 10, SOCKS 15, PILLOW CASE 10, PONYTAIL 1”** under the name of JOHN CHRISTIAN RITUALO which is bound to Marrickville, Australia (Consignee: Jeffery Zhang) arrived at the Federal Express (FedEx) gateway facility and marked for verification/physical examination by the X-ray Inspector on duty;

WHEREAS, on even date, Trade Control Examiner Marife Folloso conducted physical examination on the subject shipment in the presence of representative from FedEx which led to the following findings:

AS DECLARED IN THE INVOICE	AS DECLARED IN THE EXPORT DECLARATION	AS FOUND
Personal Use – Comforter 10, Socks 15, Pillow case 10, Ponytail 15, Baby clothed 15, Tote bag 5, Body towel 3	COMFORTER 10, SOCKS 10, PILLOWCASE 10, PONYTAIL 1	Fifty-one (51) reams Marlboro (Red) Cigarettes
Value: PHP 994,599.00 Weight: 25.0 KGS.	Value: USD 92.64 Weight: 25.0 KGS.	

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

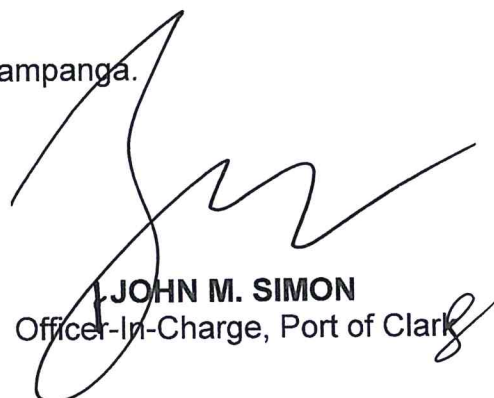
WHEREAS, on 10 March 2023, the Office of the District Collector received a Memorandum dated 06 March 2023 from Ms. Maricar N. Go and Ms. Foloso, Officer-In-Charge (OIC) Export Unit and Trade Control Examiner FedEx-Export, respectively, thru Ms. Lilibeth Mangsal, Deputy Collector for Operations, recommending 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) in relation to National Tobacco Administration (NTA) Memorandum Circular No. 002, Series of 2020;

WHEREAS, upon evaluation thereof, this office finds probable cause for the issuance of WSD against the subject shipment for violation of Sections 117 and 1113 paragraphs (f) and (l) (3) and (4) of R.A. No. 10863 otherwise known as the CMTA in relation to NTA Memorandum Circular No. 002, Series of 2020;

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.

13 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 *9:07 am 03/17/2023*
11:33 am

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