



Republic of the Philippines,

Seizure Identification
No. CFZ 038-2022

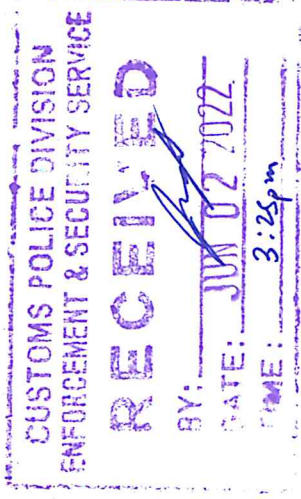
-versus-

Shipment said to contain "1 CELLULAR PHONES – CELLULAR PHONES" which arrived at Federal Express (FedEx) Clark Hub on 08 April 2022 under House Airway Bill No. 271634884670 covered by Entry No. I-26904 from Maud, Oklahoma, USA but found to contain one (1) piece Used Ipad, twenty-six (26) Used Cellphones (various iPhone units), two (2) pieces Used Cellphone Charger, and one (1) piece Used Jam Speaker

Consignee:
ANELYN SAMPIANO
Pamana Habitat Village, Tangub, Bacolod City, Negros Occidental, 6100

Claimant.

X-----X



NOTICE OF HEARING

TO: ANELYN SAMPIANO
Pamana Habitat Village, Tangub, Bacolod City, Negros Occidental, 6100

Greetings!

Please be notified that there will be a hearing on the above entitled case on **09 June 2022, Thursday at 1:00 PM and 10 June 2022, Friday, 10:00 AM**, at the Bureau of Customs - Port of Clark, M.A. Roxas Highway, Clark Freeport Zone, Pampanga.

Failure to appear on the said scheduled hearing shall be construed as a waiver on your part to be heard or to adduce evidence and the case shall be deemed submitted for resolution.

Port of Clark, Clark Freeport Zone, Pampanga.
01 June 2022

ATTY. ~~ERWIN F. MENDOZA~~
Deputy Collector for Administration



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Consignee:

ANELYN SAMPIANO

Pamana Habitat Village, Tangub, Bacolod City, Negros Occidental, 6100

Claimant:

x-----x

WARRANT OF SEIZURE AND DETENTION

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

Greetings!

WHEREAS, on 08 April 2022, a shipment from Maud, Oklahoma, USA said to contain “1 CELLULAR PHONES – CELLULAR PHONES” consigned to ANELYN SAMPIANO under House Airway Bill No. 271634884670 arrived at the Federal Express (FedEx) Clark Hub and an Entry Declaration with No. I-26904 was filed for clearance processing. The same was subjected for 100% physical examination;

WHEREAS, on 09 April 2022, Acting Customs Examiner Jendee Gusto conducted physical examination on the subject shipment with the supervision of Acting Customs Appraiser John Paul Dungca and in the presence of representatives from FedEx and AAI which led to the following findings:

AS DECLARED IN THE ENTRY DECLARATION	AS FOUND
1 CELLULAR PHONES – CELLULAR PHONES	<ul style="list-style-type: none"> • One (1) piece Used Ipad • Twenty-six (26) Used Cellphone (various iPhone units) • Two (2) pieces Used Cellphone Charger • One (1) piece Used Jam Speaker
Value: 800.00 USD	
Gross Weight: 5.46 KGS	

WHEREAS, on 20 April 2022, proof of payment was submitted by the consignee. On the next day, the latter was required to submit National Telecommunications Commission (NTC) release clearance for the subject shipment;

WHEREAS, on 22 April 2022, the adjusted value amounting to USD 1,200.00 has been accepted by the consignee;

WHEREAS, 23 April 2022, consignee submitted a letter of explanation informing that the said items are for repair;


WHEREAS, on 01 June 2022, the Office of the District Collector received a Memorandum dated 01 June 2022 from Mr. Dungca and Ms. Gusto, Acting Customs Appraiser and Acting Customs Examiner, respectively, thru Atty. Danilo G. Ballena Jr. and Karl S. Cortes, Deputy Collector for Assessment and FedEx Special Duty Collector, respectively, recommending the issuance of a Warrant of Seizure and Detention (WSD) against the subject shipment for violation of Sections 117, 1113 (l), and 1400 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 117, 1113 par. f, i, and l (3 & 4), and 1400 of R.A. No. 10863 otherwise known as the Customs Modernization and Tariff Act (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.

01 June 2022, Port of Clark, Clark Freeport Zone, Pampanga.


ALEXANDRAY Y. KUMONTAD
District Collector

Copy furnish:

Karl S. Cortes
Special Duty Collector, FedEx

Japhet G. Mercado
Warehouseman, FedEx

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