



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

A modernized and credible customs administration that upholds good governance and is among the world's best

**OFFICE OF THE COLLECTOR OF CUSTOMS
DISTRICT PORT OF LIMAY, BATAAN**

REPUBLIC OF THE PHILIPPINES

SEIZURE IDENTIFICATION
NO. 02- 2024

- versus-

Vessel M/T JASON BRADLEY (M/T DOROTHY UNO) carrying 4,100 liters of unmarked diesel.

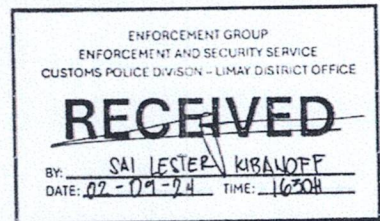
Romnick C. Ponestas
Claimant/Owner

X- - - - - X

WARRANT OF SEIZURE AND DETENTION

TO: The District Commander
ESS, Limay Bataan

GREETINGS:



WHEREAS, on 28 July 2024, an information was gathered by SP/CAPT. Robert S. Espinosa, then BOC Limay ESS District Commander, that the subject vessel was submerged in an unidentified location Southeast of Brgy. Mt. View Mariveles, Bataan during the onslaught of typhoon Carina. Coordination with the Philippine Coast Guard (PCG) was made to shed light on the incident, but no information was immediately provided on the subject vessel;

WHEREAS, under Customs Memorandum Circular (CMC) No. 46-2021 and DOF-BOC-BIR Joint Circular 001.2021: Prescribing the Implementing Guidelines for Field Testing Under the Fuel Marking Program Pursuant to RA No. 10963, SGS was referred to as one of the Fuel Marking Service Providers responsible for providing, monitoring and administering the Official Fuel Marker and provide equipment and devices, conduct Field and Confirmatory Tests;





REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

A modernized and credible customs administration that upholds good governance and is among the world's best

WHEREAS, in a letter dated August 14, 2024, the National Bureau of Investigation (NBI)-Bataan District Office thru Agent-In-Charge SA Nathaniel T. Ramos requested for an assistance for the conduct of the collection and testing of fuel cargo samples from vessel M/T JASON BRADLEY. However, the subject vessel was still submerged and collection of the sample has been deemed unsafe. Hence the need to conduct refloating operations on the subject vessel before samples can be taken due to possible environmental hazards such as oil spill and pollution;

WHEREAS, on 26 September 2024 armed with Mission Order No. LMY-2024-45A, the composite team of ESS-CPD Limay, Philippine Coast Guard, Officials from Brgy. Mt. View in coordination with NBI Bataan was able to board the subject vessel and opened all 6 compartments and collected samples;

WHEREAS, initial testing of the sample from Compartment 3 (P3) which was said to having a resemblance of a diesel product resulted to a FAILED result. The said sample was then brought to SGS Subic for confirmatory testing and still it FAILED the confirmatory test;

WHEREAS, based on SGS report thru an e-mail dated 30 September 2024, Compartments P1, P2, S1, S2 and S3 which were tested utilizing a Water Finder Solution, all resulted to WATER except Compartment P3 which resulted to Diesel;

WHEREAS, on September 27, 2024, Mission Order No. LMY-2024-52 was issued to the ESS and Assessment Division to conduct inventory of Diesel product contained therein;

WHEREAS, Acting Customs Operations Officer III Clarissa Grace A. Apor, and Acting Customs Operations Officer III Vince Anthony A. Parallag noted the presence of 4,100 liters of unmarked diesel valued at **Php 192,582.42** and appraised the value of the vessel at **Php 22,082,988.99**. The basis of these valuation was based at the time of inventory. This computation is only an estimation and subject for IAS (Imports and Assessment Service) clearance/approval;

WHEREAS, in a Memorandum dated 01 October 2024, SP/MAJ. Ernesto T. Pracale Jr., BOC ESS Limay District Commander, Special Agent II Lamberto D. Obeya, Acting COO III Clarissa Grace A. Apor and Acting COO III Vince Anthony A. Parallag, recommended the issuance of a Warrant of Seizure and Detention against the subject vessel, M/T JASON BRADLEY and the 4,100 liters of unmarked diesel;

WHEREAS, probable cause exists to issue a Warrant of Seizure and Detention (WSD) for violation of Sections 117 and Section 1113 (a), (f) (k), (L.1) of the CMTA, in relation to DOF-BOC-BIR Joint Circular 001.2021-Field Testing under the Fuel



Old National Road, Brgy. Lamo, Limay, Bataan

+63 (02) 8705-6000, +63 (02) 8527-1968 | www.customs.gov.ph | [voc_limay@customs.gov.ph](mailto:boc_limay@customs.gov.ph)



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

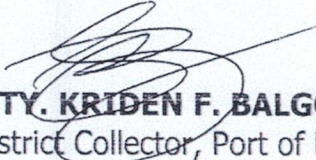
A modernized and credible customs administration that upholds good governance and is among the world's best

Marking Program pursuant to R.A. No. 10963 otherwise known as the Tax Reform for Accreditation and Inclusion (TRAIN Law);

WHEREFORE, by virtue of the authority vested in me by law, and in compliance with pertinent Customs laws, rules and regulations, you, together with the representative of this office, are hereby ordered to forthwith seize and detain the aforementioned vessel and secure the aforementioned unmarked liters of diesels and turn them over to the custody of the Auction and Cargo Disposal of this Port, in compliance with Customs Administrative Order (CAO) No. 10-2020 and CAO No. 3-2019, particularly on the matter of making a return of service and the submission of the inventory report or list of the article/s seized is to be strictly observed and **finally, you are hereby ordered to return the aforesaid Warrant within twenty-four (24) hours from service, to the Law Division, this Port. Failure to do so, the Warrant shall ipso facto be considered null and void.**

SO ORDERED.

Limay, Bataan. Philippines, October 02, 2024


ATTY. KRIDEN F. BALGOMERA
District Collector, Port of Limay

Cc:

1. *Office of the Commissioner*
2. *Office of the Deputy Commissioner, Enforcement Group*
3. *ESS, District Commander*
4. *CIIS OIC Field Station*
5. *Sub-port Coll. Of Mariveles*
6. *Chief, ACDD*
7. *Romnick C. Ponestas, Owner*



Old National Road, Brgy. Lamo, Limay, Bataan

+63 (02) 8705-6000, +63 (02) 8527-1968 | www.customs.gov.ph | [voc_limay@customs.gov.ph](mailto:boc_limay@customs.gov.ph)