



REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

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30 May 2025

MR. ALLEN LEE FOGLESON

No. 24 Julio Compound, Naga Road
Pulang Lupa Uno, Las Piñas City

Subject : Seizure Identification No. 179-2025 (NAIA)

Republic of the Philippines vs. Two Hundred Thousand Pesos
(Php200,000.00) Philippine Currency, confiscated from incoming
passenger **ALLEN LEE FOGLESON** on 17 April 2025 and held
in custody under Held Baggage Receipt No. 00100012981

To: Mr. Allen Lee Fogleson

This refers to the seized goods which is covered by Seizure Identification No. 179-2025 (NAIA) issued on May 29, 2025 by the District Collector, this Port. A copy of the Warrant of Seizure and Detention is attached for reference.

As part of the on-going seizure and forfeiture proceedings for the aforementioned seized goods, you are hereby directed to attend the Preliminary Conference scheduled on **June 9, 2025 (Monday), 9:30 a.m. at the Law Division, Room 304, NAIA Customhouse Bldg. Pasay City**. In the alternative, a Verified Position Paper may be submitted **within seven (7) days** from receipt hereof, copy furnished the Government Prosecutor, Prosecution and Litigation Division, Legal Service, Bureau of Customs, Port Area, Manila, to discuss the following:

1. Statement of Facts;
2. Issues of the Case;
3. Proposed Stipulations and Admission;
4. Arguments; and
5. Exhibits.

Should you opt to attend the Preliminary Conference, your attendance must be confirmed by contacting **John Victoriano D. Villanueva III**, through **Mobile# 0966 8350713**.

On the other hand, the Verified Position Paper, with pertinent attachments, may be submitted to the Office of the Law Division, Third Floor, Bureau of Customs – NAIA Building, Old MIA Road, Pasay City and through electronic means sent to the naia-lawdivision@customs.goc.ph and naia-boc.cares@customs.gov.ph.

Your preferential attention on the matter is requested.

Very truly yours,

ATTY. EMILIO Y. LEGASPI IV
Officer-on-Case



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REPUBLIC OF THE PHILIPPINES

-versus-

Two Hundred Thousand Pesos
(Php200,000.00) Philippine
Currency, confiscated from
incoming passenger **ALLEN LEE
FOGLESON** on 17 April 2025 and
held in custody under Held
Baggage Receipt No.
00100012981.

X-----X

SEIZURE IDENTIFICATION
NO. 179-2025 (NAIA)

WARRANT OF SEIZURE AND DETENTION

TO: The District Commander
ESS-CPD, NAIA District Office

WHEREAS, on 17 April 2025, at about 1211H a male American traveler named Allen Lee Fogleson with Passport Number 561661869 arrived at the Ninoy Aquino International Airport Terminal 3 on board Flight EY440 from Abu Dhabi. His handcarried luggage underwent the non-intrusive examination and was detected to contain suspicious images. He was then referred by XIP Inspector Ma. Lyn Delaganar to Customs Examiner Gibson C. Montalbo for physical examination.

WHEREAS, Acting Customs Examiner Montalbo requested passenger Fogleson to submit his e-Travel QR Code. After scanning his electronic Customs Baggage Declaration Form (e-CBDF), he noted that the latter answered "No" to all the items in the General Declaration of the electronic Customs Baggage Declaration Form (e-CBDF). He then explained to passenger Fogleson that a traveler is allowed to carry only the amount of Fifty Thousand Pesos (Php50,000.00) without the need for an Import Permit/Clearance from the Bangko Sentral ng Pilipinas (BSP).

WHEREAS, in the presence of the passenger, together with the ESS and CIIS agents on duty at the Arrival Area, Acting Customs Examiner Montalbo conducted an actual examination of the handcarried luggage of passenger Fogleson which yielded the total amount of Three Hundred Hundred Thousand Pesos (Php300,000.00). After the verified counting, Customs Examiner Montalbo returned the amount of One Hundred Thousand Pesos (Php100,000.00) to passenger Fogleson and his female companion. Thereafter, Customs Examiner Montalbo issued Held Baggage Receipt No. 00100012981 for the remaining amount of Two Hundred Thousand Pesos (Php200,000.00) which was confiscated and then turned over to the In Bond Section, Baggage Assistance Division, for custody and safekeeping.

WHEREAS, on 06 May 2025, Acting Customs Examiner Gibson C. Montalbo and Flight Supervisor Gaylord Hilario C. Ventura, thru the Chief, Arrival Operations Division, the Assistant Deputy Collector for Passenger Service, and the Acting Deputy Collector for Passenger Service, reported the confiscation of the amount of Two Hundred Thousand Pesos (Php200,000.00) from passenger Fogleson and recommended for the issuance of Warrant of Seizure and Detention for violation of Sections 117 and 1113 of the Customs Modernization and Tariff Act (CMTA) in relation to Bangko Sentral ng



Pilipinas (BSP) Circular No. 1146, series of 2022 bearing the subject "Amendments to the Rules on Cross Border Transfer of Local and Foreign Currencies".

WHEREAS, Section 4 of the Manual of Regulations on Foreign Exchange Transactions (updated as of May 2023), states:

Section 4. Cross-Border Transfer of Local and Foreign Currencies.

"1. Local Currency. A person may import or export, or bring into or take out of the Philippines, or electronically transfer, legal tender Philippine notes and coins, checks, money order and other bills of exchange drawn in pesos against banks operating in the Philippines in an amount not exceeding Php50,000.00 without prior authorization by the BSP.

Amounts in excess of aforementioned limit shall require: (a) prior written authorization from the BSP; and (b) in case of Physical cross-border transfer of Philippine currency, declaration of the whole amount brought into or taken out of the Philippines using prescribed Currency Declaration Form (Annex K)."

WHEREAS, after a careful evaluation of the documents submitted and applicable customs laws, rules and regulations, the NAIA District Collector finds probable cause for the issuance of the Warrant of Seizure and Detention against the subject currencies for violation of Section 4 of the Manual of Regulations on Foreign Exchange Transactions, in relation to Sections 117 and 1113 of the Customs Modernization and Tariff Act (CMTA).

WHEREFORE, by virtue of the authority vested by law in this Office, and in compliance with applicable customs laws, rules, and regulations, you, together with the representatives of the concerned offices, are hereby ordered to seize the subject currencies intercepted from passenger **ALLEN LEE FOGLESON** for violation of Sections 117 and 1113 of the Customs Modernization and Tariff Act, Section 4 of the Manual of Regulations on Foreign Exchange Transactions (as amended by BSP Circular Nos. 794 dated 18 April 2013, 874 dated 08 April 2015; 922 dated 23 August 2016 and 1146 dated 26 May 2022), and Republic Act No. 7653 dated 14 June 1993 (The New Central Bank Act); and to turn over the same to the Collection Division for custody and safekeeping, pending the resolution of the seizure case by the Law Division, and/or until ordered by the District Collector, this Port.

Strict compliance with Customs Administrative Order (CAO) No. 10-2020, particularly on the matter of making a return of service and the submission of the Inventory Report or list of the articles seized within the period indicated therein, is likewise directed. Failure to do so shall render this Warrant of Seizure and Detention *ipso facto* considered null and void and shall subject the defaulting officer to the appropriate administrative charges and penalties in accordance with existing laws, rules and regulations.

SO ORDERED.

BOC-NAIA, Pasay City, MAY 29 2025, May 2025.

ATTY. MARIA YASMIN M. OBILLOS MAPA,
District Collector, BOC-NAIA

Wdy/law/EYLIV





REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
BUREAU OF CUSTOMS

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30 May 2025

MR. TOSHIYUKI KIYONO
Okada Manila

Subject : Seizure Identification No. 180-2025 (NAIA)
Republic of the Philippines vs. One Hundred Fifty Thousand Pesos (Php150,000.00) and Three Million Four Hundred Thousand Japanese Yen (JPY3,400,000.00) brought in by incoming passenger **TOSHIYUKI KIYONO** on 29 March 2025

To: Mr. Toshiyuki Kiyono

This refers to the seized goods which is covered by Seizure Identification No. 180-2025 (NAIA) issued on May 29, 2025 by the District Collector, this Port. A copy of the Warrant of Seizure and Detention is attached for reference.

As part of the on-going seizure and forfeiture proceedings for the aforementioned seized goods, you are hereby directed to attend the Preliminary Conference scheduled on **June 9, 2025 (Monday), 9:45 a.m. at the Law Division, Room 304, NAIA Customhouse Bldg. Pasay City**. In the alternative, a Verified Position Paper may be submitted **within seven (7) days** from receipt hereof, copy furnished the Government Prosecutor, Prosecution and Litigation Division, Legal Service, Bureau of Customs, Port Area, Manila, to discuss the following:

1. Statement of Facts;
2. Issues of the Case;
3. Proposed Stipulations and Admission;
4. Arguments; and
5. Exhibits.

Should you opt to attend the Preliminary Conference, your attendance must be confirmed by contacting **John Victoriano D. Villanueva III**, through **Mobile# 0966 8350713**.

On the other hand, the Verified Position Paper, with pertinent attachments, may be submitted to the Office of the Law Division, Third Floor, Bureau of Customs – NAIA Building, Old MIA Road, Pasay City and through electronic means sent to the naia-lawdivision@customs.gov.ph and naia-boc.cares@customs.gov.ph.

Your preferential attention on the matter is requested.

Very truly yours,

ATTY. TEODOLFO MARTIN S. YERRO IV
Officer-on-Case



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REPUBLIC OF THE PHILIPPINES

-versus-

One Hundred Fifty Thousand Pesos (Php 150,000.00) and Three Million Four Hundred Thousand Japanese Yen (JPY 3,400,000.00) brought in by incoming passenger **TOSHIYUKI KIYONO** on 29 March 2025

X-----X

SEIZURE IDENTIFICATION
NO. 180-2025 (NAIA)

WARRANT OF SEIZURE AND DETENTION

TO: The District Commander
ESS-CPD, NAIA District Office

WHEREAS, on 29 March 2025, at around 1500H, a male Japanese passenger named Toshiyuki Kiyono with Passport Number TR5225572 arrived at NAIA Terminal 1 on board flight PR 407 from Japan.

WHEREAS, Kiyono's hand-carried baggage underwent a non-intrusive examination by XIP Operator Joshua Simon Anticamara and was referred to Acting Customs Examiner Zukry G. Datudacula for physical inspection.

WHEREAS, Customs Examiner asked passenger Kiyono to scan the e-travel QR code and hand-over his passport. Upon checking the scanned QR code, no declaration was made relative to the question of bringing in Philippine Peso in excess of Fifty Thousand Pesos (PHP 50,000.00) and of foreign currency in excess of Ten Thousand US Dollars (USD 10,000.00) or its equivalent. Subsequently, Customs Examiner Datudacula invited the passenger to the exclusion room for verification and physical examination of his hand-carried baggage.

WHEREAS, in the presence of passenger Kiyono and ESS representative, Acting Customs Examiner Datudacula conducted the physical examination which yielded Two Hundred Thousand Philippine Pesos (PHP 200,000.00) and Four Million Nine Hundred Ten Thousand Japanese Yen (JPY 4,910,000.00). Acting Customs Examiner explained to the passenger that non-declaration of foreign currency in excess of USD 10,000.00 or its equivalent shall be seized and be subjected to forfeiture proceedings. On the other hand, local currency in excess of Fifty Thousand Pesos (PHP 50,000.00) shall require a prior authorization from the Bangko Sentral ng Pilipinas. One Million Five Hundred Ten Thousand Japanese Yen (JPY 1,510,000.00) and Fifty Thousand Philippine Pesos (PHP 50,000.00) were returned to passenger Kiyono representing the total amount allowed to be brought in by incoming passengers. Thereafter, a Held Baggage Receipt No. 00100009987 was issued to passenger Kiyono for the undeclared amount of One Hundred Fifty Thousand Pesos (Php 150,000.00) and Three Million Four Hundred Thousand Japanese Yen (JPY 3,400,000.00). The confiscated Local and Foreign Currencies were turned over to Annaliza Reyes of the In-Bond Unit, Baggage Assistance Division (BAD), for safekeeping.

WHEREAS, in a Memorandum for the District Collector, this Port, dated 02 May 2025, Acting Customs Examiner Zukry G. Datudacula and Flight Supervisor Alexander Diaz thru Atty. Danilo M. Campos Jr., Chief, Arrival Operations Division, Mark Jhon O. Almase, Ph.D., Assistant Deputy Collector for Passenger Service, and Norsalem Raymond M. Mama-o, Acting Deputy Collector for Passenger Service, recommended for the issuance of Warrant of Seizure and Detention (WSD) against the amount of One Hundred Fifty Thousand Pesos (Php 150,000.00) and Three Million Four Hundred Thousand Japanese Yen (JPY



3,400,000.00) for violation of Section 117 in relation to Section 1113 of the Customs Modernization and Tariff Act (CMTA) and Bangko Sentral ng Pilipinas (BSP) Circular No. 1146, series of 2022, entitled "Amendments to the Rules on Cross-Border Transfer of Local and Foreign Currencies".

WHEREAS, Section 4 of the Manual of Regulations on Foreign Exchange Transactions (updated as of May 2023), states:

Section 4. Cross-Border Transfer of Local and Foreign Currencies.

"1. Local Currency. A person may import or export, or bring into or take out of the Philippines, or electronically transfer, legal tender Philippine notes and coins, checks, money order and other bills of exchange drawn in pesos against banks operating in the Philippines in an amount not exceeding Php50,000.00 without prior authorization by the BSP.

Amounts in excess of aforementioned limit shall require: (a) prior written authorization from the BSP; and (b) in case of Physical cross-border transfer of Philippine currency, declaration of the whole amount brought into or taken out of the Philippines using prescribed Currency Declaration Form (Annex K)."

2. Foreign Currency. Any person who brings into or takes out of the Philippines foreign currency, as well as other foreign currency denominated bearer monetary instruments in excess of US\$10,000.00 or its equivalent is required to declare the whole amount brought into or taken out of the Philippines using the prescribed Currency Declaration Form." (Underline for emphasis)

WHEREAS, after a careful evaluation of the documents submitted and applicable customs laws, rules and regulations, the NAIA District Collector finds probable cause for the issuance of the Warrant of Seizure and Detention against the subject currencies for violation of Section 4 of the Manual of Regulations on Foreign Exchange Transactions, in relation to Sections 117 and 1113 of the Customs Modernization and Tariff Act (CMTA).

WHEREFORE, by virtue of the authority vested by law in this Office, and in compliance with applicable customs laws, rules, and regulations, you, together with the representatives of the concerned offices, are hereby ordered to seize the subject currencies intercepted from passenger **TOSHIYUKI KIYONO** for violation of Section 117 of the Customs Modernization and Tariff Act, Section 4 of the Manual of Regulations on Foreign Exchange Transactions (as amended by BSP Circular Nos. 794 dated 18 April 2013, 874 dated 08 April 2015; 922 dated 23 August 2016 and 1146 dated 26 May 2022), and Republic Act No. 7653 dated 14 June 1993 (The New Central Bank Act); and to turn over the same to the Collection Division for custody and safekeeping, pending the resolution of the seizure case by the Law Division, and/or until ordered by the District Collector, this Port.

Strict compliance with Customs Administrative Order (CAO) No. 10-2020, particularly on the matter of making a return of service and the submission of the Inventory Report or list of the articles seized within the period indicated therein, is likewise directed. Failure to do so shall render this Warrant of Seizure and Detention *ipso facto* considered null and void and shall subject the defaulting officer to the appropriate administrative charges and penalties in accordance with existing laws, rules and regulations.

SO ORDERED.

MAY 29 2025

BOC-NAIA, Pasay City, _____, May 2025

ATTY. MARIA YASMIN M. DE LOS ANGELES
District Collector, BOC-NAIA

Wdy/law/tsy/IV



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30 May 2025

MS. KAREN NAZAL HAYAKAWA

Tarlac City Proper
Philippines

Subject : Seizure Identification No. 181-2025 (NAIA)

Republic of the Philippines vs. Five Hundred Forty Thousand Japanese Yen (JPY540,000.00) intercepted from incoming passenger **KAREN NAZAL HAYAKAWA** on 04 May 2025 and held under custody under Held Baggage Receipt No. 00100020823

To: Ms. Karen Nazal Hayakawa

This refers to the seized goods which is covered by Seizure Identification No. 181-2025 (NAIA) issued on May 29, 2025 by the District Collector, this Port. A copy of the Warrant of Seizure and Detention is attached for reference.

As part of the on-going seizure and forfeiture proceedings for the aforementioned seized goods, you are hereby directed to attend the Preliminary Conference scheduled on **June 9, 2025 (Monday), 10:00 a.m. at the Law Division, Room 304, NAIA Customhouse Bldg. Pasay City**. In the alternative, a Verified Position Paper may be submitted **within seven (7) days** from receipt hereof, copy furnished the Government Prosecutor, Prosecution and Litigation Division, Legal Service, Bureau of Customs, Port Area, Manila, to discuss the following:

1. Statement of Facts;
2. Issues of the Case;
3. Proposed Stipulations and Admission;
4. Arguments; and
5. Exhibits.

Should you opt to attend the Preliminary Conference, your attendance must be confirmed by contacting **John Victoriano D. Villanueva III**, through **Mobile# 0966 8350713**.

On the other hand, the Verified Position Paper, with pertinent attachments, may be submitted to the Office of the Law Division, Third Floor, Bureau of Customs – NAIA Building, Old MIA Road, Pasay City and through electronic means sent to the naia-lawdivision@customs.gov.ph and naia-boc.cares@customs.gov.ph.

Your preferential attention on the matter is requested.

Very truly yours,


ATTY. HYACINTH A. MIRANDA
Officer-on-Case



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REPUBLIC OF THE PHILIPPINES

-versus-

Five Hundred Forty Thousand
Japanese Yen (JPY540,000.00)
intercepted from incoming
passenger **KAREN NAZAL
HAYAKAWA** on 04 May 2025 and
held under custody under Held
Baggage Receipt No.
00100020823.

X-----X

SEIZURE IDENTIFICATION
NO. 181-2025 (NAIA)

WARRANT OF SEIZURE AND DETENTION

TO: The District Commander
ESS-CPD, NAIA District Office

WHEREAS, on 04 May 2025 at around 1320H at the NAIA Terminal 1, the hand-carry bags of a Filipino traveler named Karen Nazal Hayakawa, holder of a Philippine passport with number P8172477B, on board flight ZG095 from Japan, underwent non-intrusive inspection by XIP Officer Mr. Fahad G. Pacasum.

WHEREAS, during the screening, XIP Officer observed suspicious images resembling currency bills inside the baggage. The traveler and her carry-on bags were referred to the on-duty Customs Examiner for further verification and physical examination.

WHEREAS, before conducting physical examination, Customs Examiner Eudes Earl C. Nerpio asked the traveler for his e-Travel QR code for scanning. Upon checking the scanned QR code, it was noted that the traveler ticked "No" to all the items in the Electronic Customs Baggage Declaration Form (e-CBDF).

WHEREAS, during the initial inspection of the baggage, bundles of Japanese Yen were discovered. The traveler was then invited to the Coordination Room, together with personnel from ESS and CIIS, for verification and counting of the currency.

WHEREAS, the physical examination led to the discovery of Two Hundred (200) pieces of Ten Thousand Japanese Yen amounting to Two Million Japanese Yen (¥2,000,000.00), equivalent Thirteen Thousand Seven Hundred Seventy US Dollars (USD13,770.00).

WHEREAS, after the verified counting of the Japanese currency, the Customs Examiner explained to the traveler that non-declaration of foreign currency in excess of Ten Thousand US Dollars, or its equivalent shall be subject to confiscation. A total of Five Hundred Forty Thousand Japanese Yen (JPY540,000.000) was confiscated in violation of Section 117 and Section 1113 of the Customs Modernization and Tariff Act (CMTA) in relation to BSP Circular No. 1146, series of 2022. The allowable amount of One Million Four Hundred Sixty Thousand Japanese Yen (JPY1,460,000.00) was returned to the traveler, and a Held Baggage Receipt Number 00100020823 was issued for the excess amount. The confiscated amount was then turned over to Annaliza Reyes of the In-Bond Unit of Baggage Assistance Division for safekeeping.

WHEREAS, on 05 May 2025, Acting Customs Examiner Eudes Earl C. Nerpio, Flight Supervisor Rosalinda A. Ros thru Acting Deputy Collector for Passenger Service,



Assistant Deputy Collector for Passenger Service, and Chief, Arrival Operation Division, submitted their Incident Report to the District Collector and recommended for the issuance of Warrant of Seizure and Detention (WSD) of the subject foreign currency for violation of Section 1400 (Misdeclaration) in relation to Section 1113 (Property Subject to Seizure and Forfeiture) of the Customs Modernization and Tariff Act (CMTA) and Bangko Sentral ng Pilipinas (BSP) Circular No. 1146 Series of 2022-Amendments to the Rules on Cross-Border Transfer of Local and Foreign Currencies.

WHEREAS, Section 4 of the Manual of Regulations on Foreign Exchange Transactions (updated as of May 2023), is instructive and authoritative, and provides that:

“Section 4. Cross-Border Transfer of Local and Foreign Currencies.

xxx xxx

2. Foreign Currency. Any person who brings into or takes out of the Philippines foreign currency, as well as other foreign currency denominated bearer monetary instruments in excess of US\$10,000.00 or its equivalent is required to declare the whole amount brought into or taken out of the Philippines using the prescribed Currency Declaration Form.” (Underline for emphasis)

WHEREAS, after a careful evaluation of the documents submitted and applicable customs laws, rules, and regulations, the NAIA District Collector finds probable cause for the issuance of Warrant of Seizure and Detention against the subject currencies for violation of Section 117 of the Customs Modernization and Tariff Act (CMTA), and Bangko Sentral ng Pilipinas (BSP) Circular No. 1146, series of 2022, entitled, “Amendments to the Rules on Cross-Border Transfer of Local and Foreign Currencies”

WHEREFORE, by virtue of the authority vested by law in this Office, and in compliance with applicable customs laws, rules, and regulations, you, together with the representatives of the concerned offices, are hereby ordered to seize the subject currencies intercepted from passenger **KAREN NAZAL HAYAKAWA** for violation of Section 117 and Section 1113 of the Customs Modernization and Tariff Act, Section 4 of the Manual of Regulations on Foreign Exchange Transactions (as amended by BSP Circular Nos. 794 dated 18 April 2013, 874 dated 08 April 2015; 922 dated 23 August 2016 and 1146 dated 26 May 2022), and Republic Act No. 7653 dated 14 June 1993 (The New Central Bank Act); and to turn over the same to the Collection Division for custody and safekeeping, pending the resolution of the seizure case by the Law Division, and/or until ordered by the District Collector, this Port.

Strict compliance with Customs Administrative Order (CAO) No.10-2020, particularly on the matter of making a return of service and the submission of the Inventory Report or list of the articles seized within the period indicated therein, is likewise directed. Failure to do so shall render this Warrant of Seizure and Detention ipso facto considered null and void and shall subject the defaulting officer to the appropriate administrative charges and penalties in accordance with existing laws, rules and regulations.

SO ORDERED.

BOC-NAIA, Pasay City, MAY 29 2025 , May 2025

Law/wady/ham

ATTY. MARIA YASMIN M. DELLOS MAPA,
District Collector, BOC-NAIA





REPUBLIC OF THE PHILIPPINES
DEPARTMENT OF FINANCE
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30 May 2025

MR. SUNGHO CHOI
Makati, Metro Manila

Subject : Seizure Identification No. 182-2025 (NAIA)
Republic of the Philippines vs. Forty-One Thousand Pesos
(Php41,000.00) brought in by incoming passenger **SUNGHO**
CHOI on 27 April 2025

To: **Mr. Sungho Choi**

This refers to the seized goods which is covered by Seizure Identification No. 182-2025 (NAIA) issued on May 29, 2025 by the District Collector, this Port. A copy of the Warrant of Seizure and Detention is attached for reference.

As part of the on-going seizure and forfeiture proceedings for the aforementioned seized goods, you are hereby directed to attend the Preliminary Conference scheduled on **June 9, 2025 (Monday), 10:15 a.m. at the Law Division, Room 304, NAIA Customhouse Bldg. Pasay City**. In the alternative, a Verified Position Paper may be submitted **within seven (7) days** from receipt hereof, copy furnished the Government Prosecutor, Prosecution and Litigation Division, Legal Service, Bureau of Customs, Port Area, Manila, to discuss the following:

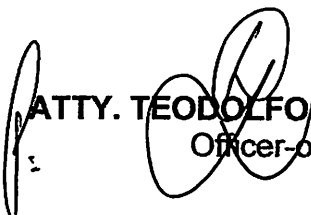
1. Statement of Facts;
2. Issues of the Case;
3. Proposed Stipulations and Admission;
4. Arguments; and
5. Exhibits.

Should you opt to attend the Preliminary Conference, your attendance must be confirmed by contacting **John Victoriano D. Villanueva III**, through **Mobile# 0966 8350713**.

On the other hand, the Verified Position Paper, with pertinent attachments, may be submitted to the Office of the Law Division, Third Floor, Bureau of Customs – NAIA Building, Old MIA Road, Pasay City and through electronic means sent to the naia-lawdivision@customs.goc.ph.com and naia-boc.cares@customs.gov.ph.

Your preferential attention on the matter is requested.

Very truly yours,


ATTY. TEODOLFO MARTIN S. YERRO IV
Officer-on-Case



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REPUBLIC OF THE PHILIPPINES

-versus-

Forty-One Thousand Pesos (Php 41,000.00) brought in by incoming passenger **SUNGHO CHOI** on 27 April 2025

X-----X

SEIZURE IDENTIFICATION
NO. 182 - 2025 (NAIA)

WARRANT OF SEIZURE AND DETENTION

TO: The District Commander
ESS-CPD, NAIA District Office

WHEREAS, on 27 April 2025, at around 2349H, Sungho Choi, a male Korean passenger with Passport No. M242G9297 arrived at Ninoy Aquino International Airport on board flight PR 419 from South Korea.

WHEREAS, passenger Choi approached Customs Examiner Jove Lyra Diaz and handed-over his E-Travel QR Code and passport. Upon checking the scanned QR Code, it was noted that passenger ticked "NO" to all items in the General Declaration including item number 1 pertains to Philippine Currency and/or any Philippine monetary instrument in excess of Php 50,000.00.

WHEREAS, in the presence of passenger Choi, ESS SAI Noroden Tomiara, CIIS Samson Cabato, and Flight Supervisor Michelle Ann Untalan, Customs Examiner Diaz conducted the physical examination which yielded Ninety-One Thousand Pesos (Php 91,000.00). Customs Examiner explained to the passenger that any amount in excess of Php 50,000 requires a prior written authorization from the Bangko Sentral ng Pilipinas (BSP). The amount of Php 50,000.00 was returned to passenger Choi representing the total amount allowed to be brought in by incoming passengers. Thereafter, a Held Baggage Receipt No. 00100020384 was issued for the excess amount of Forty-One Thousand Pesos (Php 41,000.00). The confiscated Philippine Currency was turned over to Hamimah Mangondaya of the In-Bond Unit, Baggage Assistance Division, for safekeeping.

WHEREAS, in a Memorandum for the District Collector, this Port, dated 07 May 2025, Customs Examiner Jove Lyra Diaz and Flight Supervisor Michelle Ann Untalan thru Atty. Danilo M. Campos Jr., Chief, Arrival Operations Division, Mark Jhon O. Almase, Ph.D., Assistant Deputy Collector for Passenger Service, and Norsalem Raymond M. Mama-o, Acting Deputy Collector for Passenger Service, recommended for the issuance of Warrant of Seizure and Detention (WSD) against the amount of Php 41,000.00 for violation of Section 117 in relation to Section 1113 (f) of the Customs Modernization and Tariff Act (CMTA), and Bangko Sentral ng Pilipinas (BSP) Circular No. 1146, series of 2022, entitled "Amendments to the Rules on Cross-Border Transfer of Local and Foreign Currencies".

WHEREAS, Section 4 of the Manual of Regulations on Foreign Exchange Transactions (updated as of May 2023), states:

Section 4. Cross-Border Transfer of Local and Foreign Currencies.



"1. Local Currency. A person may import or export, or bring into or take out of the Philippines, or electronically transfer, legal tender Philippine notes and coins, checks, money order and other bills of exchange drawn in pesos against banks operating in the Philippines in an amount not exceeding Php50,000.00 without prior authorization by the BSP.

Amounts in excess of aforementioned limit shall require: (a) prior written authorization from the BSP; and (b) in case of Physical cross-border transfer of Philippine currency, declaration of the whole amount brought into or taken out of the Philippines using prescribed Currency Declaration Form (Annex K)."

WHEREAS, after a careful evaluation of the documents submitted and applicable customs laws, rules and regulations, the NAIA District Collector finds probable cause for the issuance of the Warrant of Seizure and Detention against the subject currencies for violation of Section 4 of the Manual of Regulations on Foreign Exchange Transactions, in relation to Sections 117 and 1113 of the Customs Modernization and Tariff Act (CMTA).

WHEREFORE, by virtue of the authority vested by law in this Office, and in compliance with applicable customs laws, rules, and regulations, you, together with the representatives of the concerned offices, are hereby ordered to seize the subject currencies intercepted from passenger **SUNGHO CHOI** for violation of Sections 117 and 1113 of the Customs Modernization and Tariff Act, Section 4 of the Manual of Regulations on Foreign Exchange Transactions (as amended by BSP Circular Nos. 794 dated 18 April 2013, 874 dated 08 April 2015; 922 dated 23 August 2016 and 1146 dated 26 May 2022), and Republic Act No. 7653 dated 14 June 1993 (The New Central Bank Act); and to turn over the same to the Collection Division for custody and safekeeping, pending the resolution of the seizure case by the Law Division, and/or until ordered by the District Collector, this Port.

Strict compliance with Customs Administrative Order (CAO) No. 10-2020, particularly on the matter of making a return of service and the submission of the Inventory Report or list of the articles seized within the period indicated therein, is likewise directed. Failure to do so shall render this Warrant of Seizure and Detention *ipso facto* considered null and void and shall subject the defaulting officer to the appropriate administrative charges and penalties in accordance with existing laws, rules and regulations.

SO ORDERED.

BOC-NAIA, Pasay City, MAY 29 2025, May 2025.

ATTY. MARIA YASMIN M. OBILLASUMAPA
District Collector, BOC-NAIA

Wdy/law/tyslV

