

FORMER SPECIALT WENTY-SECOND DIVISION

[CA-G.R. SP NO. 05332-MIN, January 16, 2014]

BANGON KAGAY-AN, REPRESENTED BY RICHARD NIXON A. BABAN, & AS CITIZEN SUIT, REPRESENTED BY BENJAMIN T. CONTRERAS, RALPH T. ABRAGAN, EDWIN I. DAEL, TITO NOEL A. MORA, & RICHIE NERI CONCEPCION, PETITIONERS, VS. THE LOCAL GOVERNMENT UNIT OF THE CITY OF CAGAYAN DE ORO, REPRESENTED BY MAYOR VICENTE Y. EMANO & THE CITY COUNCIL OF CAGAYAN DE ORO CITY; THE DEPARTMENT OF ENVIRONMENT & NATURAL RESOURCES (DENR), REPRESENTED BY RAMON PAJE, DENR SECRETARY; THE DEPARTMENT OF ENVIRONMENT & NATURAL RESOURCES, THRU: MINES & GEOSCIENCES BUREAU REGION 10, CAGYAN DE ORO CITY , REPRESENTED BY ITS OIC-REGIONAL DIRECTOR ENGR. REX S. MONSANTO; PHIL. LONG SANGDA MINING CORP., REPRESENTED BY ITS PRESIDENT & BOARD OF DIRECTORS, NAMELY: JOHNRY O. LOREJA, LUCILE O. SY; YELLOW STONE MINERALS & DEVELOPMENT. CORP., REPRESENTED BY ITS OFFICERS, NAMELY: QU KAI, YAN LI, SHAN YONG GANG, GILBERT BESANA, ZENAIDA M. BESANA, & EURALYN E. COSTELO; SOUTHOCEAN MINING CORP., REPRESENTED BY ITS OFFICERS, NAMELY: PETER C. SY; KF NET CORP., REPRESENTED BY ITS OFFICERS, NAMELY: ONOFRE CONTRERAS, WHITE PEARLS ASIA, INC., RESPONDENTS.

D E C I S I O N

FRANCISCO, J.:

1st Order

When this case was called for hearing on the issuance of Writ of Temporary Environmental Protection Order, the following appeared, Atty. Evangeline Carrasco, counsel for petitioners, Attys. Reymond Villablanca & Donald Delegencia, counsels for public respondent City Government of Cagayan de Oro, Atty. Ban Mikhael C. Pacuribot, presenting the Department of Environment and Natural Resources Region-10, Attys. Derek R. Puertollano and Leanne Maureen S. Apolinar, representing the Solicitor General, Engr. Rex Monsanto, Daniel S. Beldirol, Rodante B. Felina of MGB-10. Also present were, Atty. Dante A. Ariño, OIC, Regional Legal Office-10, Camp Alagar, Cagayan de Oro City and 2LT. Joseph Roy Ernest C. Say, PA, OIC, DSJA, 4ID, PA, representing the Commanding General, Camp Evangelista, Patag, Cagayan de Oro City.

In the course of the discussions that were made today, the parties have finally agreed to enter into a compromise agreement, which compromise agreement they filed today. Quoted verbatim is the text of the compromise agreement: