

[BOC MEMORANDUM CIRCULAR NO. 137-98, April 21, 1998]

REVOCATION OF LICENSE TO OPERATE OF HANDICAPPED OF THE ORIENT MUSICAL AND EDUCATIONAL, INC. (HOME)

Attached for your information and ready reference is a letter dated April 8, 1998 from Ms. Lina B. Laigo, Secretary, Department of Social Welfare and Development endorsing a copy of the Order of Revocation of the License to Operate issued to the Handicapped of the Orient Musical and Educational, Inc. (HOME) dated April 6, 1998.

Please be guided accordingly.

Adopted: 21 April 1998

(SGD.) RAY M. ALLAS
Deputy Commissioner
Internal Administration Group

"Attachment"

April 8, 1998

Hon. Salvador Enriquez
Secretary
Department of Finance
BSP, Harrison Avenue, Manila

Dear Secretary Enriquez,

Enclosed, please find a copy of the Order for the Revocation of the License-to-Operate issued to the Handicapped of the Orient Musical and Educational, Inc. (HOME) dated April 6, 1998, which is self-explanatory.

With this revocation, we reiterate our earlier request for immediate seizure/confiscation of the total volume of used clothes consigned to the HOME wherein our favorable endorsement was obtained through misrepresentation of the real intent/purpose of the donation.

We look forward to your immediate favorable action on this.

Very truly yours,

ORDER

This is a case of revocation of License-to-Operate as a Social Welfare and Development Agency involving Handicapped of the Orient Musical and Educational Inc. (HOME Inc.)

The records of the case show the material facts as follows:

1. The Handicapped of the Orient Musical and Educational Inc. (HOME Inc.) is a non-stock, non profit organization registered with the Securities and Exchange Commission under Registration No. 63120. The subject organization is also licensed by the Department of Social Welfare and Development on August 26, 1997.
2. On September 18, 1997, the agency submitted its request for the duty free entry of 440 bales of assorted used clothings donated by the INOUE INTERNATIONAL CORPORATION of Japan. The shipment arrived in the Philippines from Japan on April 28, 1997.
3. On December 2, 1997, the DSWD endorsed to the Department of Finance the HOME's request for duty-free entry of the donation which was subsequently granted;
4. The subject shipment was released from the BOC's warehouse in RSBS, Taguig Metro Manila on February 24, 1998 and was brought to a warehouse located at 247 Roosevelt Avenue, Quezon City with DSWD and EIIB escorts. The said warehouse was contracted by the HOME as shown in a Memorandum of Agreement/Contract of Lease signed by Ms. Evelyn P. Reyes, Project Officer In-charge and attested to by Mr. Rolando S. Domdom, HOME's Board Secretary;
5. When the convoy of five (5) trucks arrived at the warehouse in the evening of February 24, 1998, three (3) armed men who claimed they were policemen intercepted and attempted to get the donated goods. Only the timely response of the Baler Policemen, whose assistance was called by the warehouse owner, prevented the armed from consummating their illegal act. However, during the incident one truck was able to speed away and the same is still unaccounted for up to the present;
6. The three policemen who attempted to hijack the shipment were brought to the Baler police station for investigation;
7. On February 25, 1998, at the Baler Police Station, a Joint Undertaking was signed by Mrs. VILMA CABRERA, DSWD representative, Mr. ANGEL MAGRACIA, Chief-Task Force Paglilingkod-EIIB, P/SRINSP JOSE GARCIA and Mrs. DEBBIE INOUE, the donor's representative. The said undertaking states, among others, that "the donor's representative confided to the DSWD representative the agreement they have with the HOME that part of the bales will go to the Donee and part of these will go the Donor";
8. On February 27, 1998, Mrs. DEBBIE INOUE, together with Mr. ALEXANDER