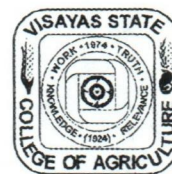


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# VISAYAS STATE COLLEGE OF AGRICULTURE

Baybay, Leyte, Philippines  
Office of the President



8 February 2001

MEMORANDUM NO. 22  
Series of 2001

T O: Dr. Rebecca M. Santiago  
Mr. Ludito V. Ramirez  
Prof. Jesusito L. Lim  
Ms. Lourdes B. Cano  
Ms. Asteria A. Sevilla

R E: Fact-Finding Investigation

With Dr. Rebecca M. Santiago as Chairman and Ms. Asteria A. Sevilla as Secretary, please constitute yourselves into a committee to look into the report by ROTC Officer Noel T. Amamangpang regarding the incident last January 22, 2001 involving a son of a ViSCA staff and resident at ViSCA campus. Attached is a copy of the report and also the results of previous investigation involving the same person.

Please submit your report and recommendation not later than February 28, 2001.

Please be guided accordingly.

  
PACIENCIA P. MILAN  
President

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OFFICE OF THE PRESIDENT  
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DATE: 1-24-01  
BY: [Signature]  
**RECEIVED**  
VISCA, BAYBAY, LEYTE

DATE RECEIVED 1/23/2001  
D.F.I. by: [Signature]  
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**Visayas State College of Agriculture**  
Baybay, Leyte  
**OFFICE OF STUDENT AFFAIRS**

January 23, 2001

**Dr. Paciencia P. Milan**  
President  
Visayas State College of Agriculture  
Baybay, Leyte

**Thru: Dr. Rodolfo G. Escalada**  
Director of Instruction and  
ROTC Incharge

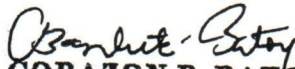
*Dear Madam:*

Enclosed herewith is a certified true photocopy of a request from Noel T. Amamangpang, ROTC Officer of an incident that happened inside the Office of the ViSCA ROTC Unit. The alleged intruder is Mr. Raul Abit, Jr. who is not a student of ViSCA this semester SY 2000-2001.

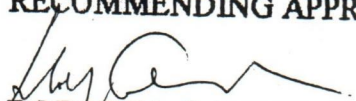
In view of this, may I request that the College conduct a formal investigation on this incident for the safety of all ROTC officers who are staying at the ROTC headquarters. Since Mr. Raul Abit, Jr. is not a student of ViSCA so, OSA does not have any jurisdiction on him.

For the safety of all ViSCA student in general, and ROTC officers in particular, I hope this incident be given top priority. Thank you.

Very truly yours,

  
**CORAZON B. BATOY**  
Director

RECOMMENDING APPROVAL:

  
**RODOLFO G. ESCALADA**  
Director

APPROVAL:

  
**PACIENCIA P. MILAN**  
President

cc: Dr. Manuel K. Palomar - 2 1/20/01  
Security Office - 2 2/20/01

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VISAYAS STATE COLLEGE OF AGRICULTURE  
Baybay, Leyte

September 6, 2000

Dr. Paciencia P. Milan  
President  
VISCA, Baybay, Leyte

Dear Madam President:

This has reference to the case of the two students, Lloyd Jason Abit and Raul Abit, Jr., with the VISCA Chief Security Officer, Mr. Joel Ancheta, as the complainant. The tribunal acted on the findings and recommendations of OSA and conducted a review/investigation with the complainant and two of his personnel, SG Tiempo, also an aggrieved party, and SG Restor who was at the scene when a commotion happened between the group of students including the aforementioned students and SG Calixtro Pernites, as well as with the student-respondents and two other students, Gilliard Mercado and Leonardo "Yoal" Alba, together with their counsels/parents.

The findings of the tribunal are as follows:

1. Raul Abit Jr. and Lloyd Jason Abit indeed harshly confronted Mr. Joel Ancheta as to the shooting and killing of their elder brother, Brian Abit, by one of his subordinates, SG Calixtro Pernites. They accepted this mistake committed at the height of their emotion probably mixed with sorrow, hatred and frustration;
2. Raul Abit Jr. also admitted the offense he committed against SG Gilbert Tiempo;
3. The commotion between the group of Abits et al and SG Pernites happened after a heated argument which started when SG Pernites hit Raul Abit Jr. with his flashlight;
4. Raul Abit Jr. and Lloyd Jason Abit have no official record of violation of College policies prior to the incident;
5. Mr. Joel Ancheta admitted that he would not have filed a complaint had Raul Abit Jr. and Lloyd Jason Abit asked apology from him;
6. The letter of SG Gilbert Tiempo was made to explain his absence without leave to cool off after an unpleasant encounter with Raul Abit Jr. rather than to complain to higher authorities the violation by the student. However, this letter was used as basis of another letter of complaint by Mr. Joel Ancheta.

After a thorough deliberation taking into consideration the standing College policies and the human dimension of offenses committed, the tribunal would like to recommend the following:

1. The violation committed by Raul Abit Jr. and Lloyd Jason Abit against Mr. Joel Ancheta be downgraded from assault (as recommended by OSA) to misconduct. This recommendation took cognizance of the fact that the action of the two students appeared to be a frustrated reaction to the helplessness of the situation brought about by the killing of their elder brother by a ViSCA Security Guard, supposedly one who should preserve life in the community. Leniency in treating the situation may help in repairing a damaged outlook in life of the two students and in molding them into upright persons someday;
2. The violation of Raul Abit Jr. against SG Gilbert Tiempo may also be a case of misconduct. It also seemed to be an angry and immature reaction to the killing of his elder brother by a fellow Security Guard and to the mistrust and suspicious treatment given by the Security Guards to the Abits and their group;
3. Raul Abit Jr. appeared to commit two counts of misconduct while Lloyd Jason Abit, one count of misconduct;
4. According to the ViSCA Student Handbook Art. VII, Sec. 6(g), a violation of misconduct carries a maximum penalty of one-week suspension. The tribunal recommends to convert this maximum penalty to 40 hours of work without compensation per week of suspension.
5. The tribunal would like to let the President decide on the degree of penalty to be given - the maximum penalty or a lighter one. The maximum penalty for Raul Abit Jr. is 80 hours work without compensation for 2 counts of misconduct while for Lloyd Jason Abit, 40 hours work without compensation for 1 count of misconduct;
6. The two parties should have a face-to-face meeting in the presence of the President. The student-offenders should apologize to Mr. Ancheta and SG Tiempo and should be warned that any future violation by them will be dealt with strictly;
7. The Security personnel should be advised to handle disputes, particularly with students and ViSCA residents, in a responsible manner rather than in a provocative and combative way. The body further recommends that periodic counselling of security personnel through on-site seminars/workshops should be conducted by seasoned counselors/trainors. This could prevent future incidents similar to or more serious than that committed by SG Pernites.


We hope that our recommendations are in order.


Thank you.


Very truly yours,


STUDENT DISCIPLINARY TRIBUNAL:

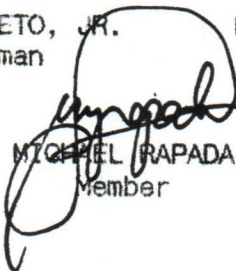
  
ANTONIO L. ACEDO, JR.  
Chairman

  
MANOLO B. LORETO, JR.  
Vice-Chairman

  
MA. SALOME B. BULAY-OG  
Member

  
THELMA C. ZAFRA  
Member

  
LUDITO V. RAMIREZ  
Member

  
MIGUEL RAPADA  
Member

  
ASTERIA A. SEVILLA  
Secretary

Attachments:

Proceedings of SDT Review/Investigation  
OSA Letter of Recommendation  
Letters of Complaint of Mr. Joel Ancheta