

Office of the President
of the Philippines
Malacañang

ADMINISTRATIVE ORDER No. 82

**IMPOSING THE PENALTY OF DISMISSAL FROM THE SERVICE OF
P/SSUPT MICHAEL RAY B. AQUINO OF THE PHILIPPINE
NATIONAL POLICE FOR ABSENCE WITHOUT OFFICIAL LEAVE
(AWOL).**

Before this Office is the administrative case against Police Senior Superintendent Michael Ray B. Aquino of the Administrative Holding Office, Headquarters Support Service, Philippine National Police (PNP), for alleged Absence Without Official Leave (AWOL) for more than thirty (30) days effective August 1, 2001 up to the present.

On 10 July 2001, this Office issued a presidential clearance for the PNP to conduct administrative investigation against the subject PNP officer for the aforesaid offense.

In his letter-report dated 12 April 2002, PNP Chief Director General Leandro R. Mendoza found P/SSupt Aquino guilty of the offense charged and recommended his dismissal from the police service. A copy of the letter-report is attached hereto as Annex "A" and made an integral part hereof.

The Presidential Adviser for Police Affairs, in his Memorandum of 10 May 2002, concurred with the above recommendation of the PNP Chief with prejudice to future re-entry to the police service.

Section 42 of Republic Act (RA) No. 6975, as amended by Section 53 of RA 8551, provides the following:

"SEC. 42. Summary Dismissal Powers of the National Police Commission, PNP Chief, and the PNP Regional Directors.-The National Police Commission, the Chief of the PNP and the Chief of the PNP regional directors, after due notice and summary hearings, may immediately remove or dismiss any respondent PNP member in any of the following case.

x x x

x x x

x x x

Any member or officer of the PNP who shall go on absence without Official leave (AWOL) for a continuous period of thirty (30) days or more shall be dismissed immediately from the service. His activities and whereabouts during the period shall be investigated and if found to have committed a crime, he shall be prosecuted accordingly."
(italics ours)


There is no doubt that subject PNP officer has not been seen or heard shortly after former President Joseph Estrada left his post in January 2001. To date, he has not reported to his new assignment at the Administrative Holding Office, Headquarters Support Service nor appeared during investigation of the instant case. Accordingly, his dismissal from the police service is in order.

WHEREFORE, as recommended by the PNP Chief and NAPOLCOM, Police Senior Superintendent Michael Ray B. Aquino is hereby **DISMISSED** from the police service with prejudice to future re-entry into the police service.

SO ORDERED.

Manila, Philippines, 10 SEP 2003

By authority of the President:


ALBERTO G. ROMULO
Executive Secretary