



THE OFFICIAL NEWSLETTER OF NBI-IMBAI

# informer



(Noun)- 1. An asset.

2. A person who informs or communicates information or news.

3. One that makes a practice of informing against others for violation of penal laws.

## NBI-IMBAI launches Aikido Club

*By: Atty. Henry Benjamin Kanapi*

With the support of Director Nestor M. Mantaring and Deputy Director Virgilio L. Mendez, the NBI Aikido Club was formally established under the auspices of the NBI-IMBAI.

The club was organized thru the leadership of Atty. Ross Jonathan V. Galicia to enhance the physical fitness program for the NBI. The practice of Aikido is an excellent method of physical conditioning, covering cardiovascular, strength, balance and flexibility training.

Aikido was developed by Morihei Uyeshiba from techniques he distilled from classical jujitsu, fencing and spear techniques of the Japanese feudal wars. Aikido techniques are among the most effective methods for arrest and containment.

Aikido operates on the principle of using the opponent's strength against him and flowing with an attack to neutralize it. Technique and tactical movement is utilized instead of brute force, thus, making it an ideal system for self-defense especially for women. Aikido practice is a means for self-development. One discovers his or her center and learns how to handle conflict effectively and in an appropriate manner, incrementally and naturally. Thus, sincere Aikido practice develops genuine self-confidence and strength of character.

The club's instructor is no less than Abe Chavez, Sensei, fifth Dan Black belt, certified and recognized aikido instructor of Aikido World Headquarters, Tokyo, Japan, the highest ranking Filipino practitioner of Modern Aikido with 29 years of training and instruction under his belt. Sensei Abe has trained in Japan and is the chief instructor of the Musubi Aikido Practitioners Assn. of the Philippines. He also supervises and conducts classes with affiliate clubs in Baguio, Cavite, Hospicio de San Jose, Manila, SLMC, Sorsogon City, Rizal Memorial Dojo, Makati and La Salle Taft. He is assisted by Atty. Carla Borromeo, a third dan blackbelt and also a former Assistant City Prosecutor of Makati.

The club meets every Tuesdays and Thursdays from 4-6:00 p.m. at the ground floor of the NBI Gym. Interested parties are welcome to observe and join. Please inquire with Wynchill at NBI-IMBAI Office (Local 3461)



Sensei Abe with Agt. Henry Benjamin Kanapi demonstrating Shiho-Nage Omote or Four Corner Throw Front.



Sensei Abe Chavez with Atty. Carla Borromeo demonstrating Shiho-Nage Ura or Four Corner Throw Back.



SI Joel Otic with Agent Henry Benjamin Kanapi performing Irimi- Nage or Entering Throw.

# EDITORIAL

## LEARNING PROCESS

A standard psychology textbook would probably define LEARNING as a change in behavior. In other words, learning is approached as an outcome - the end product of some process. It can be recognized or seen. This approach has the virtue of highlighting a crucial aspect of learning - change.

The JASON IVLER case brings before us a situation to acquire new knowledge in the conduct of raids or dynamic approach in arresting a fugitive from justice. It showcases the importance of skills in close quarter combat, room entry and use of protective gears in the exercise thereof. A review of the videos taken by the media give us a glimpse of what could go wrong in a mission and the possibility of losing life in the process. The video showed NBI Agents being fired upon by suspect IVLER when they tried to enter the room at No. 23 Hillside St., Blue Ridge, Quezon City where he was hiding for two months in connection with the killing of RENATO EBARLE, JR., son of a Malacanang Assistant Secretary RENATO EBARLE Sr. during a traffic altercation along Boni Serrano Ave., Quezon City last 18 November 2009. IVLER in a bullet-proof vest was using an unlicensed Rock River Arms AR-15 Caliber 5.56 Rifle, a high-powered firearm, while the NBI Operatives were shooting back with a short handgun pistol without protective gears. Gallantly, the NBI Operatives stand their ground and successfully contained the situation and arrested IVLER who sustained gunshot wounds but survived his injuries. Unfortunately, 2 NBI operatives were likewise injured in the shoot-out due to splintered shrapnels.

The bravery and dedications of the NBI operatives who worked hard to bring JASON IVLER to justice is commendable and we expect no less than a recognition for the same but more importantly we hope that this incident would serve as an eye opener ...to learn the lesson that law enforcement is not a walk in the park...there are risks and dangers...that NBI Operatives needs protective gears and equipment in the performance of their duties while they're still around or before a new suicidal suspect comes along. Law enforcement officers such as the heroes in this case deserve a pat on the back for a job well done and they should be taken good care of. This means providing them with defensive equipment, promotion and a decent pay commensurate with the risk they take for an orderly society.

Our leaders know exactly what it is like to be in an encounter...They have been around. In fact, they have been heroes during their time. They had their share of dangerous missions and daring exploits that made them legendary in the law enforcement community. Arm conflict therefore is not new to everyone in this Bureau and it can happen any time. The good thing is with all these

experience, we have the opportunity to learn and master the art of arm confrontation. We can put all these experience and heroisms to good use to change existing standard operating procedure and come up with the most effective and efficient approach in raids and arresting dangerous criminals in our midst knowing that we can protect society better if we protect ourselves. We can translate all these insights into valuable tools for future operation and come out winners in every battle with criminals and not merely depending on luck. We can be a formidable force...that an arm confrontation with the Bureau would be futile...and a suicide. The IVLER case and other significant cases handled by this Bureau should mean more than another feather in the cap, it should be a means to step forward or progress... It would be nice to see a ballistic shield or bullet-proof vests for all the operatives in the future... It's about time... to learn.

### PEOPLE OF THE PHILIPPINES VS. RAFAEL STA. MARIA

G.R. NO. 171019 February 23, 2007 516 SCRA 621

(by: *Wynhill B. Benaid*)

#### FACTS:

On November 27, 2002, P/Chief Ins. Pacheco received an intelligence report about illegal activities of Rafael Sta. Maria in San Rafael, Bulacan. On November 29, 2002, the surveillance team conducted a buy bust operation. One of the police officer bought a sachet of shabu from accused at his residence using two (2) marked P100 bills. Sta. Maria was charged and convicted by the Trial Court. The judgment was affirmed by the CA.

#### ISSUES:

Whether or not the buy bust operation is valid even without the participation of Philippine Drug Enforcement Agency (PDEA).

Whether or not the evidence seized is admissible as evidence.

#### RULING:

Section 86 only provides that PDEA shall be the lead agency in the investigations and prosecutions of drug related cases. Thus, other law enforcement agencies still possess authority to perform similar functions as the PDEA as long as illegal drugs cases will eventually be transferred to the latter.

Cursory read, the foregoing Provision is silent as to the consequences of the failure on the part of the law enforcers to transfer drug-related cases to PDEA, in the same way the Implementing Rules and Regulation of RA 9165 is also silent on the matter. But by no stretch of imagination could this silence be interpreted as a legislative intent to make arrest without the participation of PDEA illegal nor evidence obtained pursuant to such an arrest inadmissible. It is a well-established rule of statutory construction that where great inconvenience will result from a particular construction, or great public interests would be endangered or sacrificed or great mischief done, such construction is to be avoided, or the court ought to presume that such construction was not intended by the

makers of the law, unless required by clear and unequivocal words



## SILVER BULLETS

By Atty. ROSS JONATHAN V. GALICIA

The NBI IMBAI has organized an Aikido Club with the vision to develop and produce NBI operatives who can defend themselves and well-versed in restraining person to be arrested without using unnecessary violence or deadly force. After all, law enforcement officers, like NBI Agents, should be able to take care of themselves before they can protect others. At present, there are only a handful of operatives who measure up with this standard. Atty. BENJAMIN KANAPI of RAID, SI DUNDEE SANTOS of STF, SI DORIENTE DURIAN of VAWCD, SI ODELLON CABILLAN of IAD are among those who serves as good models of this venture to maximize our potentials as law enforcement officers.

Aikido is also a good opportunity to meet new friends, exercise, to be physically fit and acquire new skill for personal or professional growth...it increases your confidence to do undercover work...enhance your arresting technique and it could even save your life...

For the first time in the history of NBI, Agents are being required by the COMELEC to wear uniform, Identification Card and an NBI pin before they can bring their issued firearms. For the first time, the Bureau had to spent money for the new ID and pin just to get an exemption from gun ban. To date, at least two (2) operatives have been accosted by PNP at the NAIA for carrying their issued firearms while not in "proper uniform". While they were not arrested and were not thrown with the book, they were put in a very compromising position and humiliation. One of them, missed his flight and had to pay the penalty. Since time immemorial, the Bureau has been privileged to get away with this requirements being the premiere investigative agency in the country. For the longest time, the respect for this institution has been highly revered. We would like to keep it that way but with this development we see the Bureau veering away from this distinction.

NBI operatives unlike their counterparts are low profile and prefer anonymity most of the time. They usually kept their firearms concealed and away from the view of the public. They would rather remain unnoticed rather than be in the limelight (save for a few egotistical ones). They were trained to be that way so they go to malls, markets and public transportation facilities just like ordinary people. They have blended with the crowd and had kept their identities secret even from their neighbors. This present arrangement with the COMELEC runs counter with the NBI best known practices or tradition and existing standard

operating procedures and could compromise the safety and effectiveness of NBI operatives not to mention cause inconvenience like the two (2) above-mentioned incidents. There's nothing wrong reviewing the COMELEC new guidelines just to keep us on our toes and for future stand on issues involving gun-ban exemption policies. We just don't see anything wrong with the past state of affairs. The Certificate of Authority issued to the Bureau by the COMELEC, like in the past, already clothed NBI personnel authority to carry their issued firearms during election period. Respisa loquitor... It already says it all. What do we need the pin for?

The IVLER case has brought to light the issue on the acquisition of Armalite Cal. 5.56 long firearms that most were found to be defective during the Baker Piston trainings. While this may no longer be corrected we hope that purchases involving significant impact on the strength and capabilities of the Bureau be in accordance with the specifications submitted and the need of the operatives. A mistake of this magnitude might cost the life of an agent... That's too precious to lose.

Time is changing the Bureau. Its latest role is to take custody of very important persons in conflict with law like Mayor ANDAL AMPATUAN of the Maguindanao Massacre. This is a good opportunity for the Bureau to expand its horizon and remain significant in the 21<sup>st</sup> century. We have to seize the moment. The Bureau should now seriously consider putting up a secure facility for these personalities...We can actually shape our destiny... We can choose to be great or let the opportunity pass...

Recent events highlights the risks involved being an NBI operative. Being an Agent/SI is already a risk in itself. In a split second, an NBI Agent may lose his life in the line of duty or otherwise as in the case of SI GIL YANEZA but do you know that the government pays P1500 every month for that hazard? Its really amazing how NBI Agents remain steadfast on their sworn duties just for the love of the job. Still, a decent pay for an honorable job wouldn't hurt. Maybe someone can do something about this... Anybody care to try?

Executive Order No. 366 or the Rationalization Program of the government dated 4 October 2004 aims to focus government efforts on its vital/core functions and enhance the effectiveness and efficiency of public service delivery as well as to conduct a strategic review of their respective operations and organizations to identify the functions, programs, activities and projects where more resources need to be channeled. Obviously, the main function of the Bureau is law enforcement which includes crime detection, prevention and investigation among others. For sometime, the Bureau has been under manned there being an average of 10 operatives/investigators per unit in Manila and 6 for regional and district offices. We wonder whether this problem has been addressed by the Rationalization Program of the NBI. Particularly, in the light of the move to collapse the position of Agent 1, Special Investigator IV and V

which were not filled up by the Bureau. What positions were created to replace these positions? Would it strengthen the effectiveness and efficiency of the Bureau in serving the public? Did it serve the purpose of the law? Will it redound to the benefit of the Bureau in the long run or just a few personnel for the time being? Was it really necessary to abolish these positions? I guess we have to find it out the hard way...

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The Rationalization Plan of the Bureau has irreversibly obliterated the hierarchy of the NBI. Agent II up to the position of the Director becomes meaningless without the Agent I position. It's like a General in the army without a private. The present without the past... The proponent of the abolition of Agent I position had disturbed the traditional ranking in the Bureau and had done the Director a great disservice as they not only tarnished his reputation as a pro-operative they took away something from his title/status/position. They slashed an integral part of his rank that in effect altered its very essence as with the other ranks in the Bureau. What does Agent II signify now? Agent II presupposes that there is Agent I. Without it, it can never be complete...whole! It now loses its value... Now, all the rank in the Bureau will never be the same again. There will always be something missing... its character!

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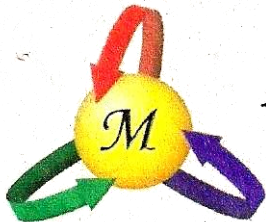
The Philippine Drug Enforcement Agency (PDEA) is fast becoming the most progressive law enforcement agency in the country. In less than 10 years of existence, the PDEA build-up a strong 500 operatives highly disciplined and trained in narcotics investigation. Armed with modern firearms and ammunitions they operate with top of the line protective gears and latest computer softwares. Its vision and mission is carried out with a clear sense of direction towards a drug free Philippines. The PDEA knows where its going and how to get there. It means business in carrying its mandate and because of this, the agency is being taken seriously by the law enforcement community.

Its nice to see a police agency getting a head start in the race to modernize. The PNP is in close second. I hope we are not lagging behind...are we? Do the math.

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What do SA JOHNY MONGE, SRA CONRAD MEDIQUIZO and HA RENE VAFLORE have in common? They were good agents and left the Bureau at the height of their career. Its sad to know that another excellent operative joined the exodus for greener pasture. Atty. HENRY DE VERA, the Executive-officer for Administration of the Reaction Arrest and Interdiction Division decided to call it quits with the Bureau after he saw that his future in this agency looms bleak because of the existing policy or screening process for promotion or appointment. With a heavy heart he packed his things and run while he still can. He was the topnotcher of his batch and recipient of numerous awards and commendation. Indeed, it was a big loss for the Bureau. Atty. DE VERA now heads the Counterfeiting Investigation Division at the Banko Sentral ng Pilipinas with a substantial salary and a brand new Mitsubishi Montero that goes with it. More than that, his talent and skills are being recognized and appreciated. Moral of the story, the Bureau has no tempting compensation package for Agents/SIs, it should at least, treat its agents/investigators with respect and give them what is due them... that's just fair. That is more important than salary... and enough reason to stay.

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# A REASON TO BELIEVE AND HOPE

(By Atty. JEROME R. BOMEDIANO)



In November 2007, the NBI Investigators Mutual Benefit Association Inc., organized a fun-shoot at the New Bilibid Prison Shooting Range, Muntinlupa City. Among the VIPs that were invited was Deputy Mendez (then acting Deputy Director for Comptroller Service). Well-dressed and well-mannered, Deputy MENDEZ ushered the officers of NBI-IMBAI he just met to his well-polished office. As he was being handed his invitation for the forthcoming event he told them ‘ HOW CAN I HELP?’ He was told that it was merely an invitation and it would be an honor if he could grace the occasion. He insisted that there must be something he can do for the event at the least and ask what we needed. It was a touching moment. Its not everyday that the association find someone who would lend a hand. In high spirit the officers decided not to bother the good deputy. Nevertheless, Deputy MENDEZ promised to help and he did. The next day he sent an envelope with money which helped the association defray its expenses for the tournament but it goes beyond that. His gesture was uplifting that brought hope and faith to NBI-IMBAI to a leader made them believe that there is someone to turn for help...when it still matters. Knowing that someone of his position cares means the world to an organization in their struggling years. That something you treasure and be grateful..

To pay tribute to a remarkable man and to sound the bell of good tidings, it is with great honor to know the man who captured our hearts and to learn from his life story.

Virgilio Mendez Y Loquellano, 57 years old, was born on March 5, 1952, to a farmer and public school teacher in Ubay, Bohol. He studied High School at the Immaculate Heart of Mary Seminary, Tagbilaran City, in order to pursue his vocation of becoming a priest, but alas, he was not among the chosen few, instead he met Vilma Garcia in Pagadian City and married her. His wife is a nurse and presently working in North Carolina, USA. The couple is gifted with three (3) children, two of whom are nurses also in the USA.

In 1972, He decided to take up Law at the Divine Word College, Tagbilaran City, and graduated in 1976. Took the bar exam on that same year and became a lawyer with a passing grade of 81.55%.

After passing the bar, he joined the Law Firm of Abinales, Mendez Law Office in Pasay City. He also became the assistant manager of UPSVEDPA, a Private Security Agency Owned by his uncle.

In 1978, he joined the NBI 20<sup>th</sup> Basic Agents Training Course. After his training at the NBI Academy, he was assigned to Region 9, Zamboanga City as Agent I. Ten years later, he was transferred to Region 10, Cagayan De Oro City. Through sheer dedication and loyalty to the Bureau, he was appointed as Assistant Regional Director in 2002 and as Regional Director of Region 10 in 2004.

Among the major studies he attended/graduated are the following:

- a. NBI Command and Staff Course – July 1997, NBI Academy, Manila;
- b. Financial Complex Investigation at the International Law Enforcement Academy (ILEA) in Bangkok, Thailand – June 21, 1999 to July 2, 1999;
- c. FBI National Academy – FBI National Academy, FBI Quantico, Virginia, USA, 207<sup>th</sup> Session – From September 30, 2001 to December 07, 2001;
- d. Conferred by University of Virginia, USA, a Certificate of Completion in the Study of Criminal Justice Education – 2001.

Few of his latest significant accomplishments in the Bureau are the following:

1. Rizal Day Bombing in Manila, 2001 – Undersigned was principally responsible in the solution and filing of the case;
2. Gory killing of Ms. Salcedo, the chop chop lady in Cagayan De Oro City in 2002;
3. Arrested two (2) of the Bank Robbers of Union Bank, Quezon City Branch, in Cagayan de Oro. The robbery took place on September 2003;
4. Rescued kidnapped victim Desiree Vidas in Butuan City and arrested all the kidnappers.
5. Arrested the notorious gunrunner in Misamis Oriental and seized several paltik revolver from Leonardo Ngitngit in 2003;
6. Solved and arrested the suspect in the killing of Barangay Kagawad Leonito Solas in Pangantucan, Bukidnon on October 2003;
7. Arrested PO1 Lumangcas, Member of CIID, COCPO, for drug pushing Last October 25, 2003.
8. Solved the burning of Mabini Lodge that resulted to the death of its owner together with two (2) guest in 2003;
9. Arrested, Antonio Brothers and seized Fake Peso Bills and the machines used in the printing of counterfeit peso bills in 2003;
10. Arrested the Provincial Fiscal of Bukidnon for extortion in 2002.
11. Solved the Marlboro gang rape involving suspects belonging to prominent families of Cagayan de Oro City;
12. Successful rescue operation of Kidnapped victim Hashim Baunto last August 2004 and the arrest of eight (8) suspects, under commander Cesario Ehem, who claimed to be an MILF Fighter and ransom group operating in Cagayan de Oro City and Bukidnon Areas.

13. Rescued kidnapped victim, Nikki Nuska on March 2005 and arrested PO3 Mamintal Masacal, one of the Kidnappers who got a ransom payment of 1.2 Million pesos.
14. Solved the kidnapping with double homicide involving the nephews of Gov. Oscar Moreno on March 2006. Subjects were charged in court and the Pajero vehicle was recovered in tagloan, Lanao del Norte, buried in the sloppy cornfield area in said place.

A welcome development in the management of the Bureau's affairs, Deputy Director Virgilio Mendez brought his excellent leadership in handling the Office of the Deputy Director for Comptroller Services and now Office of the Deputy Director for Administrative Services paving the way to a lot of policies for the effective and efficient governance of the Bureau's human resources and equipment. The much awaited addition to the think tank of the Director has arrived... and he's all business. We had wished for that for a long time. We can all sleep sound tonight. There is something to look forward to tomorrow... makes us still believe of better things to come.

## ***NBI and the Cyber Investigative World***

**By: SI WALDO R. PALATTAO**

As proof of the National Bureau of Investigation's being part of the global law enforcement community, last year Head Agent PALMER U. MALLARI, Chief of this Bureau's Computer Crimes Division was invited to represent the NBI, Philippines as delegate in three important events attended by law enforcers and stakeholders alike.

In January 2009, HA MALLARI kicked off the year with his attendance at the 1<sup>st</sup> International Cyber Crime Summit at the Fordham University in New York, New York City, USA. The four-day event sponsored by the United States' Federal Bureau of Investigation saw the attendance of more than a thousand Information Technology practitioners in the US as well as participants from Europe, Asia and other parts of the world. Notable in the event is the common interests of stakeholders in the growing demand for cooperation in the field of computer crime investigation and forensics, especially in the use of information technology in the global fight against terrorism. Likewise, stakeholders saw the need for more defined modes of information sharing between different jurisdictions especially since computer crimes have become borderless. The Summit presenters took time to encourage countries which where are non-signatories to existing treaties on cyber crime "information sharing" and laid down the benefits of a worldwide liaison ship among countries to at least minimize the ill effects of cyber crimes.

In March 2009, HA MALLARI was again invited to attend the yearly E-Crime Congress held in Victoria, London, United Kingdom. The event, attended by more than a thousand IT practitioners, mostly law enforcement officers, was filled by presentations and exhibits on recently discovered softwares and hardwares for use in information security and forensics,

and best practices in the field of computer crime investigations. The culmination of the Congress was on the last day billed as Law Enforcement Day where HA MALLARI was among the 6 selected presenters from various law enforcement agencies worldwide, each tasked to present case studies on their respective jurisdiction's experience in the fight against cyber crimes. HA MALLARI's presentation entitled "The Philippines: Post LOVE BUG Era" was very well applauded as it traced the growth of Philippine law enforcement from the pre-Love Bug era, the challenges posed by the investigation of the said case, and recent successes of the NBI in its drive against cyber criminality. HA MALLARI likewise outlined the need for additional legislations cater to the rise of new forms of criminality in the Philippines, at least from a law enforcement perspective, particularly the need to define the mode of cooperation between law enforcement and Internet Service Providers/TELcos and the retention period of material system logs needed in the investigation of cyber crimes. Likewise, the event allowed HA MALLARI to reach out to foreign counterparts with the aim of marketing the NBI in terms of its accomplishments and seek out assistance for Bureau agents in terms of training.

Finally, in November 2009, HA MALLARI represented the Bureau in the Asia-Pacific Convention on Cyber Crimes and Money Laundering held at Singapore Police Headquarters, Singapore, sponsored by the French Police. The five day event attended by representatives of eleven jurisdictions in Asia Pacific, namely Singapore, Thailand, Malaysia, China, Chinese-Taipei, Indonesia, Brunei, Laos, Cambodia, Vietnam, and the Philippines was filled by presentations of best practices by the French Police in the field of computer crime investigations, cyber terrorism and money laundering. Noteworthy among these presentations was when a French Police Officer presented a case study where he cited the NBI's success in the investigation of a Nigerian syndicate engaged in the big-time credit card fraud in the internet. The presentation even had footage of an interview made by a local channel on HA MALLARI at the time the raid was being conducted. At the last day of the Convention, Ha MALLARI made a presentation entitled "The Darkside of Cybercrimes" discussing the ill effects of modern crimes, not only from a financial standpoint but from the aspect of ethics and morals.

Truly the NBI's drive against cyber criminality is a manifestation of its leap towards the 21st century. As its commitment to being the premiere investigative agency of the land continues, it will always strive hard to improve itself, even to the point of reaching the far ends of the world.

**SPECIAL THANKS TO:**

***MR. & MRS. FLORENTINO  
PALACIO***

## DYNAMIC ENTRY

The science of busting through the barriers between your team and the holed up perp!

By Harry Fitzpatrick edited for NBI consumption

Breaching as part of an entry, in law enforcement and the military, is a crucial skill. Some things must be done successfully the first time, and breaching is one of them. Operators cannot accomplish what they came to do until they are inside. However, there are very few legitimate breaching schools available, and in many organizations, little time is spent on breaching training. My personal experience in breaching until recently has been learn-as-you-go training. It boiled down to, "Here are your tools, now go and make a hole any way possible".

One key factor that I've recently come to understand is that breaching and everything involved in gaining access to a structure is the most important part of making entry. It doesn't matter what kind of structure or what setting, if the breacher can't make a portal for the team than there is no entry.

In breaching, time is of the essence. Each second wasted puts the entry team and breacher deeper into harm's way. With a prolonged breach, the element of surprise is eliminated and the bad guys carry the advantage and can turn the surprise back onto the entry team.

**THE ENTRY RAM:** This new ram weighs in at 30 pounds and is just 25 inches long. Made from a non-conductive material (good in case suspects have electrified a point of entry), the handles on this ram are made of flexible materials, which has proven to be an extremely important advantage.

The light weight of this ram makes for easier transport and carry. Getting in and out of a police vehicle with the smaller ram helps officer be more energy efficient. With instruction on technique, the lighter ram also allows officers to make more efficient and controllable swings.

**TAC PACK AND PRY:** A Tactical Backpack Kit is something that every law enforcement agency should invest in and keep readily available for active shooter situations. The Backpack Kit contains the heavy-duty Bolt Master, a bolt cutter; Special Operations Hallagan Tool, and the Thunder Maul. During an active-shooter situation, the bad guy will, more than likely, have a well-thought-out plan to inflict severe casualties. Part of that plan probably includes barricaded doors to keep innocent hostages in and to stall LE from getting inside. The Tactical Back pack Kit comfortably carries the tools that would aid in gaining entrance during such an event. For example, if the suspect has chained the doors shut, an officer equipped with the backpack could cut a hole in the door with Thunder Maul in order to gain access before cutting the chain with the Bolt Master bolt cutter.

**THUNDER MAUL:** The Thunder Maul has been used several times easily demolish toilets, a place where a narcotics suspect will first move in attempting to flush evidence. Fortunately, the contraband sometimes gets stuck on the toilet. The Backpack Kit is easily adjustable so that it stays tight and fixed firmly, and has never gotten in the way. The Thunder Maul is so well balanced it makes for an easy swing that annihilates, while keeping hands and other body parts safe from flying debris. I've found through experienced and (loss of blood) that using the Thunder Maul to break something like a toilet is much safer than using a ram.

The Small Pryhas come into particular use, when checking such areas as events in a house. One thing that criminals like to do is to hide contraband in areas where they think LE officers won't look.

After using these tools for several months and thinking that I was using the tools to their greatest potential, I participated in a breaching class put on by Team One.

### Formal Breacher Class

Attending a formal breaching school is essential to discover the things you need about breaching. To date, there is no known school for this and the Bureau might want to consider venturing to this as a pioneer in this field of law enforcement.

In the United States, the course is typically a three-day block of instruction and starts in a classroom. During this block of instruction, officers learn how important breaching is, the tactical elements involved with dynamic entry, and nomenclature. One key factor stressed early on is that even the smallest amount of time matters when making an entry. So much can happen in just half a second. That's why it's so important to prepare and plan for any breach. An accurate and detailed site survey can save a lot of miscalculations and missteps during the operation. So can accurate intel.

Giving the breacher the best point for entry and choosing the right tools are paramount. Proper planning can prevent mistakes—like trying to do a breach with a two-man ram on an entry where there is only room for a single person at the breach point.

### Equipment

There is a variety of tools in the market that we might test in all sort of scenarios to suit the requirements of NBI operatives. Up to the rework of this article the Bureau has no official breaching equipment. Since I can remember a mallet was the only breaching tools available for the operatives. In the advent of high-tech equipment, I wonder why the Bureau has not look into this. There is need to avail all types of tools in the market to overcome obstacles for the NBI tactical teams. That would make life easier for the operatives...and safer.

# The NBI Modernization Law: Do we really need it?

By: SI Oliver Baisa

Since the time of Director Toledo during the mid 90's until the last Congress, there had always been an NBI Modernization Bill filed with the Justice Committees of the House of Representatives or with the Senate. However, as in the past three (3) Congress, the same bills languished at the cellar of their respective Justice Committees with nary a hearing about it.

But why do we have a Modernization Bill filed but not acted upon? Where does the problem lie? Do we even need the said bill in the first place?

Well, at this juncture, I bid you to remember R.A. 157 or the NBI Law. R.A. 157 is a two page document which outlines our functions and powers in general terms. It is very brief and it leaves a lot of discretion for the President or for Management to do as it deems fit. However, when compared to the PNP Law, it is a voluminous document which puts into law every nuance of administration, making the same stable, specific and clear. Furthermore, R.A. 157 is also very old. The said law was crafted last June 19, 1947 or more than 60 years ago! Again, when compared to the PNP Law, the same was drafted and passed in the year 1990 or only 20 years ago. But take note, the said PNP Law had already been "modernized" by R.A. 8551 after only eight (8) years of existence.

So what? You may say... What matters is that we are the premier investigative agency of the land! Of course, there is no doubt that we are the premier investigative agency of the land. However, what are we doing to maintain such status? Ten years from now, could we still honestly lay claim to such title? To tell you the truth, the powers of the NBI now as we knew it back then has been severely emasculated as compared to the NBI of today. Let us take for example the passage of the PNP Law or R.A. 6975. Prior to the advent of the PNP Law, we were the only national body of law enforcers as it was still the INP back then. Now, the PNP wields a national police power similar to ours. We used to have the most high tech and fully equipped crime laboratory. Not anymore as the PNP Crime Laboratory boasts of regional presence while we could only speak of our Crime Lab in Manila and in Cebu. Back then, we used to be INTERPOL Manila. Not anymore.

With the creation of the Philippine Center for Transnational Crime (PCTC) by virtue of an executive order signed by former Pres. Ramos, they had assumed such functions. Also, nowadays, we could no longer operate drug cases on our own, thanks to the establishment of the PDEA by virtue of R.A. 9165. From these examples, it is clear that our powers had been severely weakened not because we have weaker personnel but because we had not been modernizing with the help of Congress. For certainly, if we are not advancing with the times, we would then get left behind. Be left behind long enough, we would eventually become obsolete, whether we like it or not.

To answer our initial query whether we really do need such a law, the current overlapping of functions between the PNP and the NBI is enough concern. For as a third world country aspiring to be a developed country, the country cannot afford to squander its meager resources. As such, we need to be able to concentrate on matters which the PNP does not or cannot address alone such as terrorism, cyber crime, judiciary protection, intelligence, field investigations involving money laundering and other financial crimes, etc, whether it be in Manila or in the various regions. These matters, among other things, must be specifically addressed in the NBI Modernization Law as coming within the jurisdiction of the Bureau, over and above the jurisdiction of other law enforcement agencies. Therefore, the NBI must lobby the specific purpose or role it will perform within the Philippine Criminal Justice System in the coming years so that Congress may be able to draft the law needed.

Also, advances in the firepower, influence, and organization of criminal groups like Payroll Robbery Gangs, Martilyo Gang, Alvin Flores Gang (AFG), 14K, Triad, etc. mandate that the Bureau modernize with the times. For if the Bureau does not become stronger, it will eventually become inutile in its effort to neutralize the very groups it is mandated to eradicate. A case in point is the recent handling of the Jason Ivler Case and the Glorietta Bombing. These two incidents highlight the need for the NBI to create Special Weapons and Tactics Teams (SWAT) and Bomb Squads not only in Manila but also in the different regions. Furthermore, the continued threat of the Abu Sayyaf Group (ASG) and other like-minded terrorists underlie the strengthening of the different regional and district offices, to include the creation of regional intelligence offices needed to monitor such terrorist groups.

**SPECIAL THANKS TO:**  
  
**RUEL MORALEJO**  
  
of  
  
**KANGSAN ENTERPRISES**

**SPECIAL THANKS TO:**  
  
**JAMES "JAGUAR" LIM**  
  
of  
  
**NBI-DDIS**

Aside from the specific delineation of functions, to include the possible oversight investigative functions of the NBI, so as to break possible “criminal monopolies” which might be perpetrated by other law enforcement groups, the said modernization law must also address problems in terms of manpower deficiency. If we want to accomplish more on the national level, we should empower our district and regional leaders with adequate manpower, firepower, and latest crime detection equipment so that the NBI will remain in the forefront of fighting crime syndicates wherever they may be found.

Also, the current situation of “outsiders”, meaning non-NBI Academy graduates who are given high ranking positions by virtue of presidential appointment can be prevented if the qualifications for every rank or position is delineated in the law. This could also include the setting up of a fixed term and the qualifications of the NBI Director to be appointed by the President. For definitely, the President can only act in accordance with the law. Therefore, if it is our desire to have an “insider” or a career NBI Officer to be the NBI Director, then we should include this in the said law.

Going back to R.A. 157, it is clear that the Bureau is to be at the forefront in scientific crime research. However, this has not been accomplished due to manpower and funding problems. Considering that the PNP Crime Lab is already present at the regional level, the Bureau should evolve in such a manner that it will be able to expedite attend to the forensic needs of the district offices and conduct cutting-edge research as well in the field of criminalistics.

However, let it be clear that this article does not claim to be an exhaustive study of all the topics which should be addressed in the said Modernization Bill. For definitely, there is a myriad of other issues that must be included therein that can only ventured into by those who has the dedication, heart, and interest of the Bureau as well as the trust and support of our leaders.

The intent of this paper is only to rouse our sentiments, promote healthy discussion, and involve everyone for as members of this honored institution, we are the stakeholders of its present and of its future.

Finally, it is humbly submitted that an NBI Legislative Liaison Team be created fro the purpose of pushing the NBI Modernization Bill into law. It will be this team which will do the ”dirty work” of coordinating, writing, liaising, etc. with the appropriate personalities at Congress and Senate. We also need them to monitor the developments within the halls of Congress and Senate with regards the passage of laws which may have an effect on our organization in terms of jurisdiction, functions, powers, appropriations or funding, etc.

However, let this be clear, without the support of the NBI Director, the NBI Modernization Bill will not be passed into law. Therefore, we need the NBI Director to be at the forefront of this worthy endeavor if ever this will get off the ground. As such, the different organizations such as the NBI Investigators Mutual Benefit Association Inc (NBIIMBAI), NBI Employees Association (NBIEA), or even the NBI Registered Criminologists Association (NBIRCA) and all other accredited NBI organizations should get into the act and fall behind our revered Director in support of this endeavor.

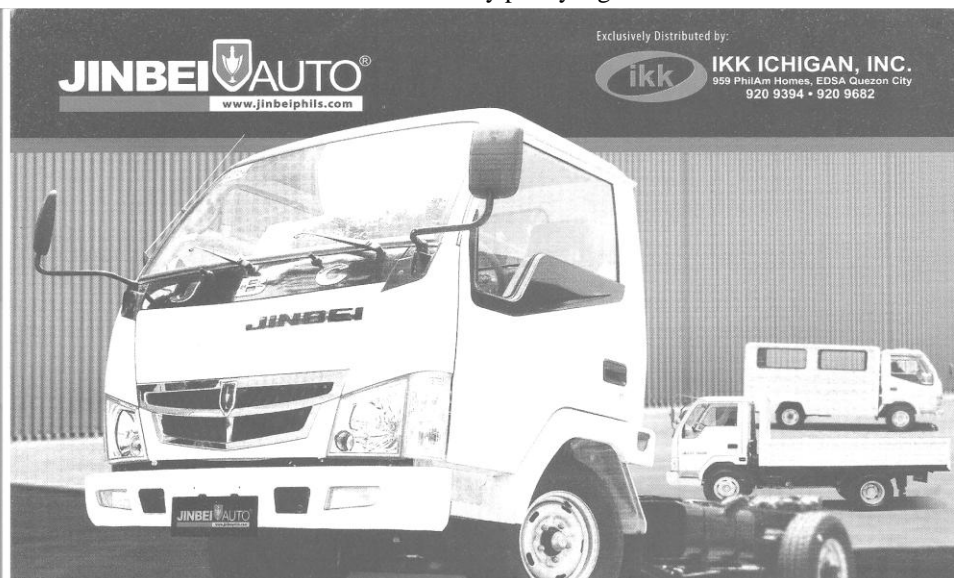
To conclude, let me reiterate that we do live in exciting times. As this is the time for change... Let it also be a time for action... Therefore, I pray that in this most crucial time, I pray that the NBI would be able to rise to the challenge of today, by not living in the memory of its glorious past, but by looking forward to tomorrow’s dare. Let the passage of the NBI Modernization Bill into law be a legacy and an inheritance to which all of us, as members of this most prestigious law enforcement institution, would be most grateful to. For in the end, this NBI Modernization Bill will not just be for us but for the advancement of a more peaceful and stable Philippines into the 21<sup>st</sup> century.

Mabuhay po tayong lahat!

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## **HEALTH TIPS:**

Correct timing to intake water will maximize its effectiveness to the human body!

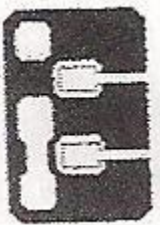
- ✚ Two glasses of water thirty (30) minutes before meals help digestion.
- ✚ One glass of water after wake up, helps activate internal organs.
- ✚ One glass of water before sleep to avoid stroke or heart attack at midnight.
- ✚ One glass of water after taking a bath, helps lower blood pressure.

## ***HEART ATTACK***

If you are alone and if you have symptoms of chest pain that radiates to your arm and up to your jaw, it is a “HEART ATTACK”.

If no one to help and a hospital is far you cannot wait. You have to help yourself

- Cough repeatedly and vigorously.
- Take deep breaths before every cough.
- Deep breaths get oxygen to lungs.
- Coughing gets blood circulation alive.



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**QUOTES:**

“Be bold and Courageous. When you look back in your life, you’ll regret the things you didn’t do more than the ones you did.” – H. Jackson Brown, Jr.

“The bad news is... time Flies. The Good news is ... you’re the pilot.”

“A good manager is a man who isn’t worried about his

own career but rather the careers of those who work for him.” – Henry S. Burns

“Life’s biggest challenge is deciding what’s important-then disregarding the rest.”

“If you don’t like change, you’re going to like irrelevance even less.” – Eric Shinseki

Change is the law of life. And those who look only to the past or present are certain to miss the future. – John F. Kennedy

Keep away from the people who try to belittle your ambitions. Small people always do that, but the really great make you feel that you, too, can become great.- Mark Twain

**JOKES:**

One day Lion summoned all the other animals in the jungle. “Each of you must tell a joke,” he said. “But if anyone fails to laugh, I’ll kill the person who told it. Monkey, you go first.”

Monkey began, “Two men go into a bar...” When he delivered the punchline, everyone roared with laughter, except Tortoise. So Lion pounced on Monkey and killed him.

Next up was elephant. He told his joke and, again, everyone laughed except Tortoise. So Lion pounced on Elephant and killed him.

The animals were furious with Tortoise, but no-one dared to move.

Tiger began his joke, but when he was about one sentence in, Tortoise suddenly rolled over and began kicking his feet in the air, giggling his head off.

“What’s wrong with you?” roared an irate Lion. “Tiger isn’t even finished with his gag yet!”

“I’m sorry,” said Tortoise, gasping between laughs, “but Monkey’s joke was simply too funny!”- Joanne Kingsly

**LIFE CYCLE**

3-8 Years Old  
...paramihan ng toys  
9-18  
...pataasan ng grades  
19-25  
...padamihan ng syota

26-35  
...pagandahan ng asawa  
36-45  
...palakihan ng sweldo  
46-55  
...padamihan ng kabit

56-70  
...padamihan ng sakit  
70 and above  
...pabongahan ng libing



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**Prof. JAY A. CASTILLO, LCD**

CEO/Managing Director

## ANNOUNCEMENTS

✚ The NBI IMBAI will be holding a general assembly on 20 August 2010 at the NBI Gymnasium at 4:00 PM. All batches are expected to field their respective representative to the board of directors for the purpose of electing the new set of officers.

✚ The NBI Aikido Club, an affiliate of Musubi Aikido Practitioners Association of the Philippines, Inc. will be sponsoring the Aikido Seminar venue on 5 August 2010 at the NBI Gymnasium at 5 PM. The seminar will be conducted by Makoto Ito Sensei from the Aikido World Headquarters “HOMBU DOJO”, Tokyo, Japan. The event is open to the public. No entrance fee or dress code is necessary.

*The highest courage is to dare to be yourself in the face of adversity. Choosing right over wrong, ethics over convenience, & truth over popularity these are the choices that measure our life. Travel the path of integrity without looking back, for there is never a wrong time to do the right thing...*

