

GENERAL ORDER NO. 10

GRANTING EXECUTIVE CLEMENCY TO NINE OFFICERS OF THE ARMED FORCES OF THE PHILIPPINES WHO PLEADED GUILTY TO AND WERE CONVICTED OF COUP D'ETAT FOR THEIR PARTICIPATION IN THE 27 JULY 2003 OAKWOOD INCIDENT

WHEREAS, the State upholds the policy that genuine reconciliation among all Filipinos is vital to the achievement of national development, peace and prosperity;

WHEREAS, nine officers of the Armed Forces of the Philippines (AFP) who participated in the failed mutiny on 27 July 2003 in Makati City pleaded guilty to the crime of coup d'etat, and accordingly convicted and sentenced to either *reclusion perpetua* or an indeterminate penalty of six years and one day, as minimum, to 12 years and one day, as maximum, by the Regional Trial Court of Makati City;

WHEREAS, these officers have also been found guilty of violation of Article 96 (Conduct Unbecoming an Officer and a Gentleman) of the Articles of War, to which they likewise pleaded guilty, and sentenced to dishonorable discharge by the General Court-Martial No. 1, for their involvement in the same incident;

WHEREAS, they have since publicly apologized and expressed regret for their participation, asked forgiveness for the damage that their actions have caused to the AFP and to the country, and pleaded for executive clemency;

WHEREAS, the President has the absolute discretion and plenary power to grant executive clemency, pursuant to Section 19, Article VII of the Constitution;

WHEREAS, also under Article 49 of the Articles of War, the President may remit or mitigate the whole or any part of the sentence adjudged by a court-martial;

NOW, THEREFORE, I, GLORIA MACAPAGAL-ARROYO, by virtue of the powers vested in me by the Constitution and the laws of the land as President of the Republic of the Philippines and Commander-in-Chief of all the armed forces of the Philippines, do hereby grant **CONDITIONAL PARDON** to the following convicted officers of the Armed Forces of the Philippines:



1. Capt. MILO D MAESTRECAMPO 0-11877 PA
2. Capt. GERARDO O GAMBALA 0-11792 PA
3. Capt. ALBERT T BALOLOY 0-11018 PA
4. Capt. JOHN P ANDRES 0-11904 PA
5. Capt. ALVIN EBREO 0-11806 PA
6. Capt. LAURENCE LUIS B SOMERA 0-11902 PA
7. 1LT FLORENTINO B SOMERA 0-12818 PA
8. 1LT CLEO B DONGA-AS 0-12781
9. 2LT KRISTOFFER BRYAN M YASAY 0-13185 PA

subject to the following conditions:

1. that each shall be permanently and perpetually disqualified from rendering military service, and
2. that each shall not commit any crime or felony or participate in a coup d'etat or other forms of military adventurism. Should this condition be violated, the sentence imposed on him shall again be in full force and effect.

Upon express acceptance of this conditional pardon by an officer mentioned above, the pardon shall take effect with respect to him.

Done in the City of Manila, this 12th day of May, in the year of Our Lord, Two Thousand and Eight.

Gloria M. Arroyo



By the President:

Eduardo R. Ermita
EDUARDO R. ERMITA
Executive Secretary

