



NA, kaya ako napunta sa nasabing lugar noong December 2005 noong mangyari ang insidenteng ito ay dahil ako ay "utusan" o "asset" ni TATAY LAUD at ako ay kaniyang pinapunta noong gabing iyon sa kaniyang bahay sa Laud Compound at noong dumating ako ay dinatnan ko na doon sina TATAY LAUD, @ ALEX at pitong (7) kalalakihang miyembro ng Anti-Crime Unit ng Davao City Police Office (ACU-DCPO) at iyong anim (6) na biktima;

NA, dinala ko si COL. FAJARDO at kaniyang mga kasamang pulis sa nasabing mga kuweba at doon ay nakita namin sa huli o ikatlong kuweba mula sa bahay ni TATAY LAUD ang isang nakausling buto na ayon sa isa sa mga pulis na isang doctor ay buto ng isang tao;

NA, ginawa ko ang salaysay na ito ayon sa aking sariling kaisipan at kagustuhan na makawala o makaalpas sa pag-babagabag sa akin ng aking kunsensiya at walang sinumang nanakot o nanakit sa akin o nangako ng anumang bagay o pera kapalit ng salaysay kong ito.

BILANG PATUNAY sa mga nakasaad dito sa aking salaysay na may kabuuang dalawang pahina, ako ay lalagda sa ibabang bahagi nito ngayong ika-10 ng Hulyo 2005.



**ERNESTO A. AVASOLA**  
Nagsalaysay

SUBSCRIBED AND SWORN to before me this 10 day of July 2009, City of Manila, Philippines. I further certify that I have personally examined the herein affiant and I am fully satisfied and convinced that he voluntarily executed his affidavit and fully understood the contents hereof.



**WILLIAM SIMON P. PERALTA**  
PRESIDING JUDGE  
Administering Officer



makeshift house. Thereafter, he and the other six (6) ACU-DCPO members brought and laid down the victims beside the house. Then, the six victims were simultaneously killed by the six (6) ACU-DCPO. After which, he along with @ ALEX and the six (6) ACU-DCPO members buried the bodies of @ PEDRO and @ MARIO in the first cave located more or less 13 meters away from the house while the four other victims were buried in the adjacent two caves;

5. According to Mr. AVASOLA, months after these summary executions, he began to suffer from sleepless nights and his conscience bothers him and can no longer stand the bark of his conscience; so powerful that impels him into these revelations;

6. I gathered from the Criminal Investigation and Detection Group (CIDG) that an earlier application covering the same place/caves was filed before the local court, however, the same was denied allegedly due to political consideration. Though I wish to inform the Honorable Court, that this application is totally different and distinct from that application and we are submitting the affidavit and deposition of an entirely different witness and I was not the applicant or has personal privity in that application;

7. Affiant further sayeth naught.

IN WITNESS WHEREOF, I have hereunto affixed my signature this 10<sup>th</sup> day of July 2009, City of Manila, Philippines.

  
**PSSUPT ROBERTO B FAJARDO**  
Affiant

SUBSCRIBED AND SWORN to before me this 1<sup>o</sup> day of July 2009, City of Manila, Philippines. I further certify that I have personally examined the herein affiant and I am fully satisfied and convinced that he voluntarily executed his affidavit and fully understood the contents hereof.

  
**WILLIAM SIMON P. PERALTA**  
PRESIDING JUDGE  
Administering Officer

Republic of the Philippines  
REGIONAL TRIAL COURT  
NATIONAL CAPITAL JUDICIAL REGION  
Office of the Executive Judge, Manila City

People of the Philippines  
**Plaintiff,**

Search Warrant No. \_\_\_\_\_  
For: Violation of Art. 248 (Murder/  
Six Counts), Revised Penal  
Code of the Philippines

-versus-

**Retired SPO4 BIENVENIDO LAUD  
@ TATAY LAUD, @ ALEX, Seven (7)  
JOHN DOES and other occupants of  
Laud Compound, Purok 3, Brgy. Ma-a,  
Davao City  
(as per attached sketch and photographs)  
Respondents**

X -----X

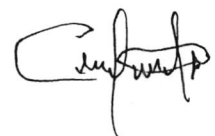
**DEPOSITION OF WITNESS**  
**ERNESTO A. AVASOLA**

I, the undersigned, subscribing under oath, do hereby depose and say;

- Question No. 1- Please state your name and other personal circumstances?  
Answer No. 1- I am **ERNESTO AVASOLA y ARU**, Filipino, of legal age, married, farmer and resident of Relocation Site, Brgy. Mintal, Davao City.
- Q2- Do you have any occupation other than a farmer?  
A2- Yes, sometimes I run errands to retired **SPO4 BIENVENIDO LAUD @ TATAY LAUD**.
- Q3- Do you know **Police Senior Superintendent (PSSUPT) ROBERTO B FAJARDO**, the applicant of this Search Warrant?  
A3- Yes your Honor, he is a police officer assigned at the PNP-National Headquarters, Camp Crame, Quezón City.
- Q4- Do you know why **PSSUPT ROBERTO B FAJARDO** is applying for a Search Warrant?



- A4- Yes your Honor, because last Sunday, July 5, 2009, I provided him with information that sometime in December 2005, at around 9:00 PM, in my presence, six (6) male persons were stabbed to death and I was part of those killers who buried the bodies of the victims in three (3) adjoining caves located a few meters away from the makeshift house of **TATAY LAUD** at Laud Compound, Purok 3, Brgy. Ma-a, Davao City.
- Q5- What happened after you gave **PSSUPT FAJARDO** information about it?  
A5- **COL. FAJARDO** requested me to usher and accompany him to the three caves, so I accompanied him there.
- Q6- What have you found in the caves?  
A6- We saw a human bone in plain view protruding from one of the caves.
- Q7- Who owns the Laud Firing Range, Laud Compound?  
A7- **BIENVENIDO LAUD @ TATAY LAUD**, he is a retired policeman with a rank of SPO4 and member of **ACU-DCPO**, which is also known as the Davao Death Squads or DDS.
- Q8- Is **BIENVENIDO LAUD @ TATAY LAUD** the actual occupant of the place?  
A8- Yes in the company of **@ ALEX** who is a civilian auxiliary member of **ACU-DCPO**.
- Q9- Who are these six (6) male victims who were killed and buried in the caves in December 2005 at around 9:00 PM?  
A9- I heard **TATAY LAUD** calling the names of the two victims when they were still alive as **PEDRO and MARIO**. I don't know the names of the other four victims.
- Q10- What happened after **PEDRO, MARIO** and the other four victims were killed?  
A10- **TATAY LAUD** ordered me and the six (6) killers to bring and bury equally the bodies in the three caves. We buried **PEDRO and MARIO** altogether in the first cave, located more or less 13 meters away from the makeshift house of **TATAY LAUD**, the other two victims in the second cave and the remaining two in the third cave.
- Q11- How did you get there at Laud Compound in the evening of December 2005?  
A11- I was ordered by **TATAY LAUD** to go to the place. I run errands to him.



Q12- When you arrived at Laud Compound, what have you observed?

A12- **TATAY LAUD, @ ALEX** and the seven (7) **ACU-DCPO** members with the six (6) victims were already there.

Q13- You said that in your presence the victims were stabbed to death, who killed them?

A13- They were killed by the six (6) **ACU-DCPO** members, I don't know their names, Sir.

Q14- How do you know that the six killers are **ACU-DCPO** members?

A14- **TATAY LAUD** told me that they are **ACU-DCPO** members, Sir.


Q15- What did you do after this incident?

A15- I started thinking that I should reveal this to other authority, but fear for repercussion popped out in my mind so it held me back.

Q16- What is your reason why you come out into the open and reveal this information?

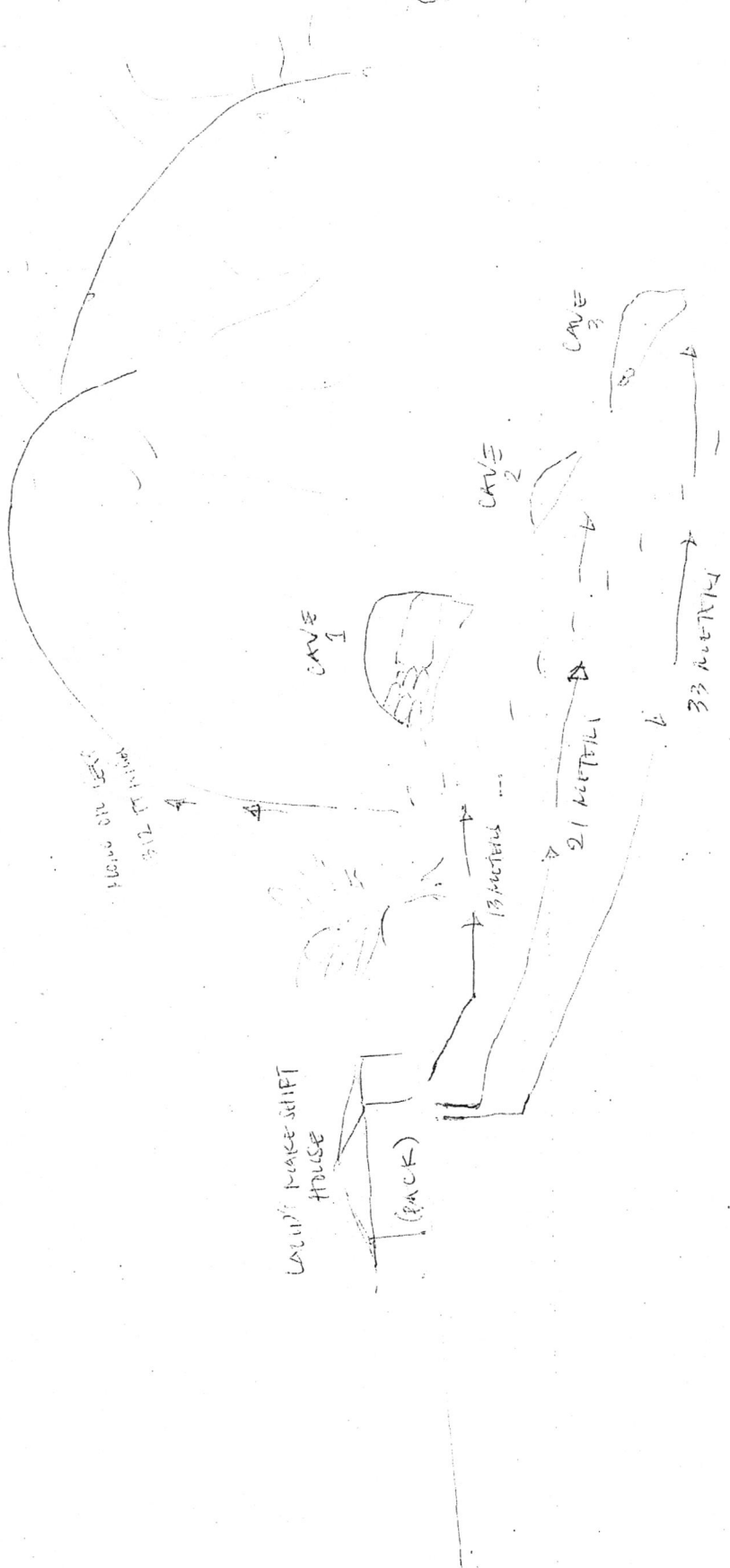
A16- Because I can no longer stand the bark of my conscience, and so I finally decided to reveal what is in my mind when I personally met **COL. FAJARDO** at Laud Compound.

IN WITNESS WHEREOF, I have hereunto affixed my signature this 10 day of \_\_\_\_\_  
July 2009, City of Manila, Philippines.

  
**ERNESTO A. AVASOLA**  
Affiant

SUBSCRIBED AND SWORN to before me this 10 day of July 2009, City of Manila Philippines. I further certify that I have personally examined the herein affiant and I am fully satisfied and convinced that he voluntarily executed his deposition and fully understood the contents hereof.

  
**WILLIAM SIMON P. PEKALIA**  
PRESIDING JUDGE  
Administering Officer



DRYED CROCKETS / MUSH

SSUPA FASATADO, R16

AVACOLA

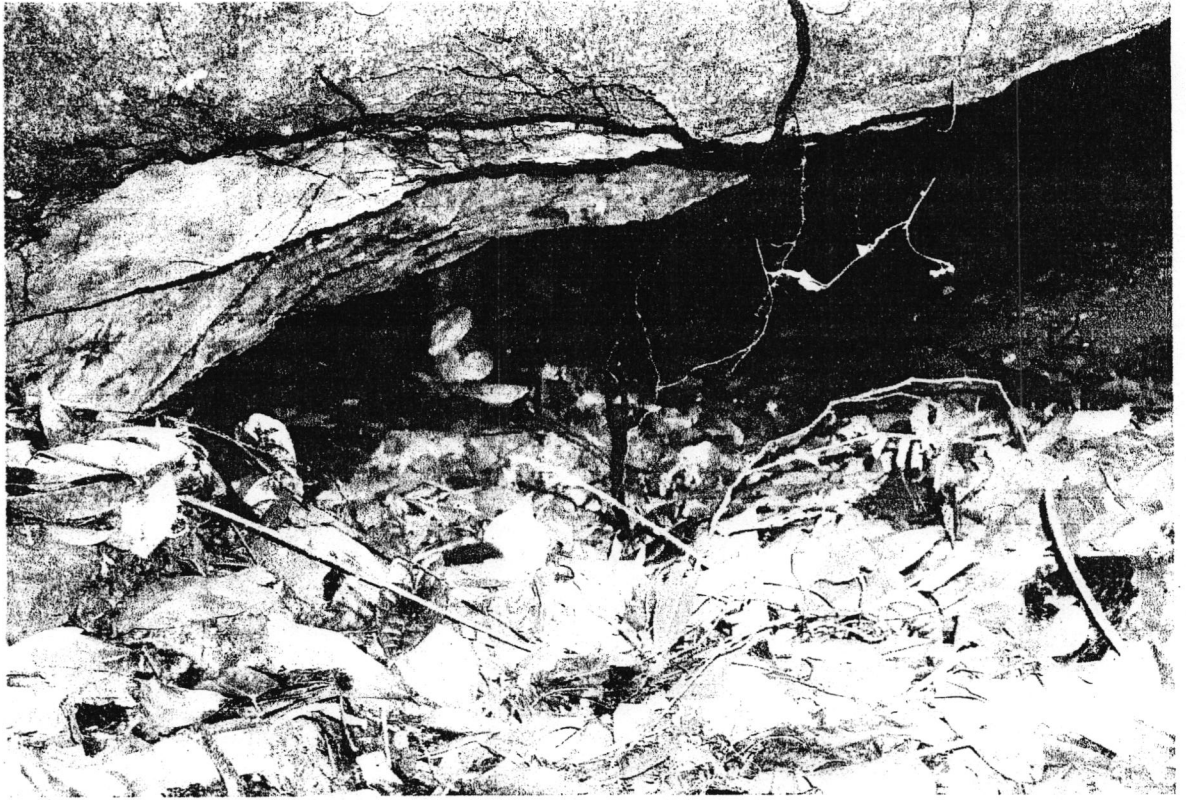




CAVE # 1



CAVE #2



CAVE # 3