


CERTIFICATE OF SERVICE

I hereby certify that the Report Of Status Conference And Order by Regional Judicial Officer Helen Ferrara in the matter of Praderas Del Mar, Inc., Docket No. CWA-02-2009-3602, was served on the parties as indicated below:

First Class Mail - Heriberto Guivas-Lorenzo, Esq.  
Guivas & Quinones Law Offices, PSC  
HC-03 Box 39605  
Aguada, Puerto Rico 00602

Inter Office Mail - Eduardo J. Gonzalez, Esq.  
Office of Reigonal Counsel  
USEPA - Region II  
290 Broadway, 16<sup>th</sup> Floor  
New York, New York 10007-1866

  
\_\_\_\_\_  
Karen Maples  
Regional Hearing Clerk  
USEPA - Region II

Dated: May 6, 2010

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION II

---

IN THE MATTER OF: :

Praderas Del Mar, Inc., :

Docket No. CWA-02-2009-3602

Respondent :

---

**REPORT OF STATUS CONFERENCE AND ORDER**

A status teleconference in this matter was held on April 27, 2010. Participating were:

Presiding Officer:	Helen S. Ferrara
Respondent's Attorney:	Heriberto Güivas-Lorenzo
Complainant's Attorney:	Eduardo J. Gonzalez
Complainant's Environmental Consultant:	David Pohle

**Status:** Respondent's attorney stated that Respondent found two experts, Dr. Salas and Engineer Bolivar, to complete the study and report on the condition of the site. Dr. Salas and Respondent's attorney visited the property approximately two weeks prior to this conference, the study has been concluded, and a final report was expected on the day of the conference. It was agreed that Complainant would receive a full copy of the report no later than May 3, 2010. The report is to include recommendations, and the Respondent intends to resolve this case by completing any work that needs to be done. Respondent's experts intend to meet with EPA's representative in Puerto Rico, Jose Cedeno.

Complainant's attorney agrees that there has been progress, and that Complainant will review the report within one week following receipt of same. Following review, Jose Cedeno will conduct a follow-up site visit, between the 7<sup>th</sup> and 14<sup>th</sup> of May. Dave Pohle and Jose Cedeno will continue to confer on the progress in this matter.

Regarding the penalty, Respondent has met with a CPA to discuss financial information, and will be providing the Complainant with all information bearing on any inability to pay argument that the Respondent intends to make. Respondent intends to

submit this information by May 14, 2010.

Finally, Complainant's attorney informed the undersigned that these status conferences are actually covering two enforcement actions, *In the Matter of Armando Sanchez Crespo*, EPA Docket No. CWA-02-2009-3601 as well as *In the Matter of Praderas Del Mar, Inc.*, EPA Docket No. CWA-02-2009-3602. The first represents the Agency's case against the individual owner and operator of the site and the second represents the case against the corporation doing business at the site. To reflect this new information, the Undersigned will issue a report and order under each name and docket number.

The parties and the Undersigned agreed to continue the status teleconference on June 2, 2010 at 10:00AM DST.

**IT IS ORDERED:**

**The Undersigned continues the status conference until Wednesday, June 2, 2010 at 10:00AM DST, at which time she will contact Mr. Gonzalez and Mr. Güivas-Lorenzo, unless she hears otherwise from either party.**

**Additions or Corrections:** The attorneys for the Complainant and Respondent may bring errors or omissions in this Report to the attention of the Presiding Officer no later than **May 14, 2010**, and a corrected report will be issued as appropriate.

Date: May 5, 2010



Helen Ferrara  
Presiding Officer  
U.S. Environmental Protection Agency  
290 Broadway – 16<sup>th</sup> Floor  
New York, N.Y. 10007-1866