

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2**

In the Matter of:

Total Petroleum Puerto Rico, Corp.

Respondent

Proceeding under Section 3008 of the Solid Waste Disposal Act, as amended, 42 U.S.C. § 6928

**COMPLAINT, COMPLIANCE ORDER,
AND NOTICE OF OPPORTUNITY
FOR HEARING**

Docket No. RCRA-02-2018-7101

RECEIVED BY OALJ
2019 APR -1 PM 2:14

**MOTION REQUESTING A FINAL 15-DAY EXTENSION OF TIME TO FILE
CONSENT AGREEMENT AND FINAL ORDER**

COMES NOW the Complainant, the United States Environmental Protection Agency (“EPA”) through the undersigned attorney and respectfully alleges and prays as follows:

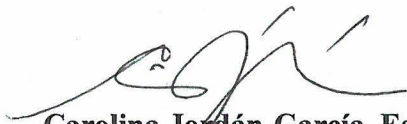
1. On March 29, 2019, Complainant requested an additional extension of time since the government shutdown made it impossible to complete the process of finalizing and approving the Consent Agreement. At that time, the undersigned attorney made a good faith assessment of the time needed to finalize the concurrence package and complete the approval process. Based on such good faith assessment, Complainant requested a 10-day extension. However, a number of circumstances contributed to a delay in the process and, even though Complainant has worked diligently to comply with the deadline of this Honorable Court, the process is still ongoing.
2. Complainant respectfully submits this Motion to request an additional 15-day extension and reiterates its commitment to the finalization of the approval process.
3. Since there is no prejudice, bad faith or dilatory motive that can affect Respondent’s rights under law, and no additional burden, the Complainant requests this Honorable Court to grant a final extension of fifteen (15) days to submit a duly authorized CA/FO.

4. For that reason, Complainant respectfully requests a final extension of fifteen (15) days to submit a duly executed CA/FO.

5. This Motion was discussed with Respondent's attorney, who agreed to the filing of this Motion.

Certificate of Service: I hereby certify that a true copy of this Motion was e-mailed to: Rafael Rivera-Yankovich, Toro, Colon & Mullet, PSC; rry@tcm.law.

Respectfully submitted, in Guaynabo, Puerto Rico, this 29th day of March, 2019.



Carolina Jordán-García, Esq.
Office of Regional Counsel - Caribbean Team
U.S. Environmental Protection Agency - Region 2
City View Plaza II-Suite 7000
#48 Road 165 Km. 1.2
Guaynabo, PR 00968-8069
(787) 977-5834