



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY, REGION 2

290 Broadway
New York, New York 10007

U.S. Environmental Protection Agency-Reg 2
2014 JUN 20 PM 2:41
REGIONAL HEARING CLERK

EXPEDITED SETTLEMENT AGREEMENT

Docket Number: CWA-02-2014-3351

Rama Construction, S.E. ("Respondent") is a "person," within the meaning of Section 502(5) of the Clean Water Act ("Act"), 33 U.S.C. § 1362(5), and 40 C.F.R. § 122.2.

U.S. Environmental Protection Agency
Fines and Penalties
Cincinnati Finance Center
P. O. Box 979077
St. Louis, MO 63197-9000.

Attached is an "Expedited Settlement Offer Deficiencies Form" ("Form"), which is incorporated by reference. By its signature, Complainant ("EPA") finds that Respondent is responsible for the deficiencies specified in the Form.

A copy of the check shall be sent to the EPA address above.

Respondent "discharged pollutants" from a "point source" into a "water of the United States" without a National Pollutant Discharge Elimination System permit in violation of Sections 301(a) and 402(p) of the Act, 33 U.S.C. §§ 1311(a) and 1342(p).

This Agreement settles EPA's civil penalty claims against Respondent for the Clean Water Act violation(s) specified in this Agreement. EPA does not waive its rights to take any enforcement action against Respondent for any other past, present, or future civil or criminal violation of the Act or of any other federal statute or regulation. EPA does not waive its right to issue a compliance order for any uncorrected deficiencies or violation(s) described in the Form. EPA has determined this Agreement to be appropriate.

EPA finds, and Respondent admits, that Respondent is subject to Sections 301(a) and 402(p) of the Act, 33 U.S.C. §§ 1311(a) and 1342(p), and that EPA has jurisdiction over any "person" who "discharges pollutants" from a "point source" to "waters of the United States." Respondent neither admits nor denies the deficiencies specified in the Form.

This Agreement is binding on the parties signing below and effective thirty (30) calendar days from the date it is signed by the Presiding Officer unless a petition to set aside the Order is filed by a commenter pursuant to Section 309(g)(4)(C) of the Act, 33 U.S.C. § 1319(g)(4)(C), and 40 C.F.R. Part 22 or upon filing with the Regional Hearing Clerk.

EPA is authorized to enter into this Consent Agreement and Final Order ("Agreement") under the authority vested in the Administrator of EPA by Section 309(g)(2)(A) of the Act, 33 U.S.C. § 1319(g)(2)(A), and by 40 C.F.R. § 22.13(b). The parties enter into this Agreement in order to settle the civil violation(s) alleged in this Agreement for a penalty of \$9,600.00. Respondent consents to the assessment of this penalty, and waives the right to: (1) contest the finding(s) specified in the Form; (2) a hearing pursuant to Section 309(g)(2) of the Act, 33 U.S.C. § 1319(g)(2); and (3) appeal pursuant to Section 309(g)(8), 33 U.S.C. § 1319(g)(8).

APPROVED BY EPA: [Signature] Date: June 4, 2014
José C. Font
Director
USEPA Region 2, Caribbean Environmental Protection Div.

Additionally, Respondent certifies, subject to civil and criminal penalties for making a false statement to the United States Government, that any deficiencies identified in the Form have been corrected. Respondent shall submit a written report with this Agreement detailing the specific actions taken to correct the violations cited herein.

APPROVED BY RESPONDENT:
Name (print): Victor Oquendo de Jesus
Title (print): President
Signature: [Signature] Date: 12-Feb-14

Respondent certifies that, within ten (10) calendar days of receiving notice from EPA that the Agreement is effective (thirty (30) days from the date it is signed by the EPA Official), Respondent shall submit a bank, cashiers or certified check, with case name and docket number noted, for the amount specified above payable to the "Treasurer, United States of America," via certified mail, to:

[More than 40 days have elapsed since the issuance of public notice pursuant to Section 309(g)(4)(A) of the Act, 33 U.S.C. § 1319(g)(4)(A), and EPA has received no comments concerning this matter.]

Having determined that this Agreement is authorized by law, IT IS SO ORDERED: [Signature] Date: June 4, 2014
José C. Font
Director
USEPA Region 2, Caribbean Environmental Protection Div.

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION II

IN THE MATTER OF:

Rama Construction, S.E.

RESPONDENT

CONSENT AGREEMENT
AND FINAL ORDER

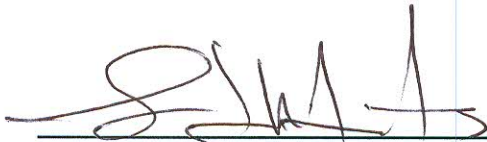
DOCKET NUMBER
CWA-02-2014-3351

CERTIFICATE OF SERVICE

I certify that I have this day caused to be sent the foregoing **Consent Agreement and Final Order (CA/FO)**, dated June 4, 2014, and bearing the above-reference docket number, in the following manner to the respective addressees below:

CA/FO sent via Pouch Mail to:

Karen Maples
Regional hearing Clerk
U.S. Environmental Protection Agency, Region 2
290 Broadway
New York, New York 10007



Edwin Marquez Rodríguez
Secretary
Municipal Water Programs Branch
US Environmental Protection Agency,
Region 2
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6/18/2014

Date

