

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION II**

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In the Matter of :
 :
Edwin Andújar Bermúdez dba :
Truly Nolen Pest Control De Caguas : Honorable Helen Ferrara,
 : Presiding Officer
 :
Respondent, : Docket No. FIFRA-02-2017-5302
 :
Proceeding Under the Federal Insecticide, :
Fungicide, and Rodenticide Act, as :
Amended, and the Clean Air Act, as :
Amended :
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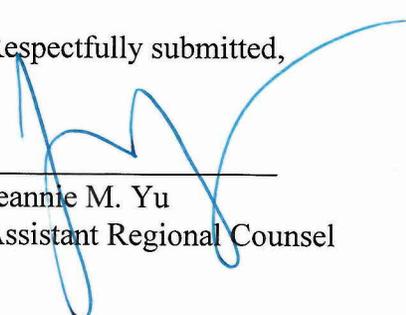
STATUS REPORT

This status report is submitted as required by this tribunal's order of September 12, 2018, which directed that a joint status report be filed by October 5, 2018. The following circumstances caused the October 5th deadline having been missed by the undersigned.

Since the beginning of October, I have not physically been in the office for several weeks due to being incapacitated by a severe case of the flu and subsequently, I went on a scheduled vacation. Due to these circumstances, the filing date passed. The undersigned sincerely apologizes to the court and respondent for this error.

In the September 12, 2018 order, the court directed the Respondent to submit his financial records by September 28, 2018, to support his financial hardship claim, or show cause why such records shall not be filed. To date, Respondent has not filed such financial records, nor given reasons as to why they cannot be produced. In light of Respondent's failure to submit his financial records, the undersigned must suspend negotiations and proceed towards the filing the motion for penalty for this case. The motion for penalty will be filed by January 28, 2019.

Respectfully submitted,



Jeannie M. Yu
Assistant Regional Counsel

Dated: October 25, 2018
New York, New York

In the Matter of Edwin Andújar Bermúdez dba Truly Nolen Pest Control De Caguas
Docket No. FIFRA-02-2017-5302

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the Status Report, dated October 25, 2018, in the matter of Edwin Andújar Bermúdez dba Truly Nolen Pest Control De Caguas, Docket No. FIFRA 02-2016-5302, was sent this day in the following manner to the addresses listed below:

Original and Copy by Hand-Delivery to Regional Hearing Clerk

Karen Maples
Regional Hearing Clerk
USEPA, Region 2
290 Broadway, 16th Floor
New York, NY 10007-1866

Copy by Hand-Delivery and E-Mail to the Presiding Officer

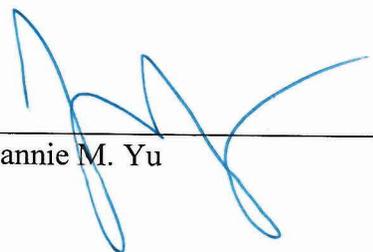
Helen Ferrara
Regional Judicial Officer
USEPA, Region 2
290 Broadway, 16th Floor
New York, NY 10007-1866
Ferrara.helen@epa.gov

Copy by Certified Mail/Return Receipt Requested and Email to Edwin Andújar Bermúdez dba Truly Nolen Pest Control de Caguas:

Peter Diaz Santiago, Esq.
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Dated: October 25, 2018



Jeannie M. Yu