

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2**

In the Matter of:

MUNICIPALITY OF TOA ALTA
P. O. Box 82
Toa Alta, Puerto Rico 00954-0082

RESPONDENT

Proceeding pursuant to Section 309(g)(2)(B) of
the Clean Water Act, 33 U.S.C. § 1319(g)

**PROCEEDING TO ASSESS A
CLASS II CIVIL PENALTY**

**DOCKET NUMBER
CWA-02-2009-3459**

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. II
2010 FEB -5 PM 12:05
REGIONAL HEARING
CLERK

JOINT REPORT

To the Honorable Court:

COMES NOW the Complainant to the instant action and very respectfully avers
and prays as follows:

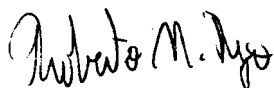
1. Pursuant to this Honorable Court's Order on Joint Informative Motion, dated
January 7, 2010, the Parties in the above-captioned matter were directed to file a Joint
Report by Friday, February 5, 2010.
2. The Parties agreed that Complainant file this Joint Report, in compliance with this
Honorable Court's Order.
3. That on Thursday, February 4, 2010, the Parties reached an agreement in
principle, dispositive of all matter asserted in the Complaint.

4. That the Parties expect to have a fully-executed Consent Agreement and Final Order (CA/FO) within the next thirty (30) days.

5. The Parties were ordered to file a Joint Report by Friday, February 5, 2010.

WHEREFORE it is respectfully requested that the Court take notice of the status of the instant case and grant the Parties thirty (30) days, until Monday, March 8, 2010, to submit a fully-executed CA/FO to this Honorable Court.

Respectfully submitted in San Juan, Puerto Rico, on this 4th day of February, 2010.



Roberto M. Durango, Esq.
Associate Regional Counsel
Caribbean Team
Office of Regional Counsel
U.S. Environmental Protection Agency
Region 2
1492 Ponce de Leon Avenue, Suite 417
San Juan, PR 00907
Telephone (787) 977-5822
Fax: (787) 729-7748

CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Joint Report** was sent in the following manner
to the addresses listed below:

Copy by **Overnight** and
Facsimile:

Judge William B. Moran
Administrative Law Judge
Office of Administrative Law Judges
U.S. Environmental Protection Agency
Franklin Court Building
1099 14th Street, N.W., Suite 350
Washington, D.C. 20460
Ph: 202.564.6291 / Fax (202) 565-0044.

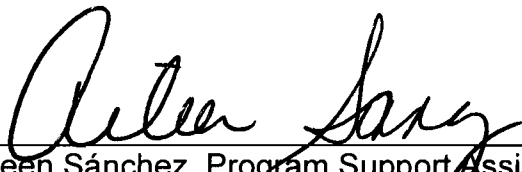
Original and
Copy by **Overnight:**

Karen Maples
Regional Hearing Clerk
U.S. Environmental Protection Agency
Region 2
290 Broadway, 16th Floor
New York, NY 10007-1866

Copy by **Certified Mail:**

Hans Valiente, Esq.
Legal Representative
Municipality of Toa Alta
Lcdo. Ricardo Robles Caraballo & Asociados
PO Box 2130
Bayamón, Puerto Rico 00960

Date: 02/04/2010


Aileen Sánchez, Program Support Assistant
Office of Regional Counsel, Caribbean Team