

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION II

In the Matter of:

MUNICIPALITY OF AGUAS BUENAS

RESPONDENT

STATUS REPORT

DOCKET NUMBER CWA-02-2010-3455

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. II
2011 FEB 14 P 2:56
REGIONAL HEARING
CLERK

STATUS REPORT

COMES NOW Complainant, the U.S. Environmental Protection Agency ("EPA" or "Complainant") through the undersigned attorney, and respectfully alleges, prays and requests as follows:

The Complainant and the Municipality of Aguas Buenas (Respondent) (herein together the "Parties") have been actively participating in good faith negotiations, including conference calls, in order to expedite a final settlement of this matter. On December 21, 2010, the Parties met and presented each other with arguments and settlement proposals in order to reach an amicable resolution to the above captioned matter. On December 27, 2010, Respondent presented Complainant a settlement proposal which included a Supplemental Environmental Project (SEP). During the past weeks Complainant and Respondent have had several conference calls discussing the merits of Respondent's settlement offer in accordance to which Respondent submitted a

revised SEP proposal on February 2, 2011. Complainant is currently reviewing the revised SEP proposal.

This Motion has been filed today in order to have the Administrative Law Judge, Honorable Barbara A. Gunning, take notice of the efforts made by the Parties in trying to reach a settlement agreement dispositive of all matters asserted in the administrative complaint.

This Motion was discussed today, February 10, 2011, with Raúl Negrón Casasnovas, Esq., attorney for the Respondent, who agreed to the filing of this motion.

Respectfully submitted, in San Juan, Puerto Rico, this 10th day of February, 2011.



Héctor L. Vélez Cruz, Esq.
US Environmental Protection Agency, R2
Centro Europa Building, 417
1492 Ponce de Leon
San Juan, PR 00907
Tel. 787-977-5819
Fax. 787-729-7748
Velez.Hector@epamail.epa.gov

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION II

In the Matter of:

MUNICIPALITY OF AGUAS BUENAS

RESPONDENT

STATUS REPORT

DOCKET NUMBER CWA-02-2010-3455

CERTIFICATE OF SERVICE

I certify that I have this day caused to be sent the foregoing **Status Report**, dated February 10, 2011, and bearing the above-referenced docket number, in the following manner to the respective addressees below:

Original and copy by facsimile, **Overnight Mail** to:

Karen Maples
Regional Hearing Clerk
Region II
U.S. Environmental Protection Agency
290 Broadway, 16th Floor
New York, NY 10007-1866
Fax (212) 637-3202.

Copy by **Certified Mail, Return Receipt** to:

Attorney for Respondent:
Raúl Negrón-Casasnovas, Esq.
P. O. Box 19539
San Juan, P.R. 00910-1539
Tel: (787) 721-8220
Fax: (787) 721-8223
rnegron@environlawpr.com

Copy by facsimile, **Overnight Mail** to:

Administrative Law Judge
Honorable Barbara A. Gunning
Office of Administrative Law Judges
U.S. Environmental Protection Agency
1099 14th Street, N.W., Suite 350
Washington, D.C. 20005
Fax (202) 565-0044.

Date

2/10/2011

Name

