

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

-----X
In the Matter of :
 :
A.B.E.F. Development Corp. and :
Herminio Cotto Construction, Inc. :
 :
 : Docket No. CWA-02-2010-3465
Respondents :
 :
 :
 :
-----X

**ORDER EXTENDING COMPLAINANT'S TIME TO
CLARIFY CALCULATION OF THE PROPOSED PENALTY**

On June 26, 2019, the Undersigned filed an order directing Complainant's Attorney to clarify inconsistencies in its calculations of the proposed penalty in the subject matter by filing a supplemental document no later than July 19, 2019. Specifically, the Undersigned requested a correction of the calculation of the allotment of the gravity component between the two Respondents, a citation to the penalty policy relied on, and more detailed calculations of the gravity component where possible.

On July 19, 2019, Complainant's Attorney filed a *Motion Requesting An Extension of Thirty (30) Days to File Motion*, seeking, for good cause show, an extension of time in which Complainant may provide the requested information.

ORDER

The Complainant is hereby directed to file a Supplemental Motion providing

the Undersigned with the clarifications requested herein and an affidavit in support of the clarifications no later than August 19, 2019.

The Respondents shall file any response to the Supplemental Motion within fifteen (15) days of service of the Complainant's motion.

Effective Date

The effective date of this Order is July 19, 2019.

Date: July 29, 2019



Helen Ferrara
Presiding Officer

CERTIFICATE OF SERVICE

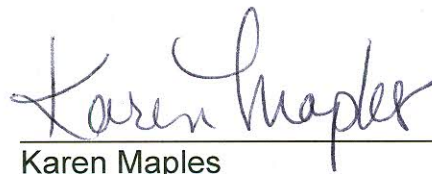
I hereby certify that the **Order Extending Complainant's Time To Clarify Calculation Of The Proposed Penalty** by Regional Judicial Officer Helen Ferrara in the matter of **A.B.E.F. Development Corp. And Herminio Cotto Construction, Inc., Docket No. CWA-02-2010-3465**, was served on the parties as indicated below:

First Class Mail -

Herminio Cotto Construction Corporation
P.O. Box 1600, Suite 1008
Cidra, Puerto Rico 00739

Louis Rosado-Viana
Centro Internacional de Mercadeo, Tower II
90 Road 165
Guaynabo, Puerto Rico 00968

Carolina Jordan-Garcia, Esq.
Assistant Regional Counsel
USEPA - Region II
City View Plaza II - Suite 7000
#48 RD. 165 km 1.2
Guaynabo, Puerto Rico 00968-8069



Karen Maples
Regional Hearing Clerk
USEPA - Region II

Dated: July 30, 2019