

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

In the Matter of:

MUNICIPALITY OF CATAÑO

RESPONDENT

MOTION

DOCKET NUMBER CWA-02-2010-3456

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. II
2011 APR 20 P 12:43
REGIONAL HEARING
CLERK

**Informative Motion Regarding Progress Made in Filing an Executed
Consent Agreement and Final Order and
Second Request for Extension of Time to File**

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

Pursuant to the March 11, 2011 Order issued by the Honorable Susan L. Biro, Chief Administrative Law Judge, Complainant and the Municipality of Cataño (Respondent) (together the "Parties") have until April 29, 2011, to file the fully executed Consent Agreement and Final Order (CA/FO). The Parties have reached an agreement as to the language and terms of the CA/FO and have set the document into concurrence for approval and signature.

As informed previously, the CA/FO's concurrence process involves the approval of several EPA officers in Region 2's San Juan and New York offices for their review, concurrence and signatures. The concurrence process has finalized in Region 2's San Juan office and will be delivered to our New York offices for their review and concurrence. Also, in order to file a duly executed CA/FO, the signature of the Regional Judicial Officer is required. Once this process concludes, the fully executed CA/FO will immediately be filed.

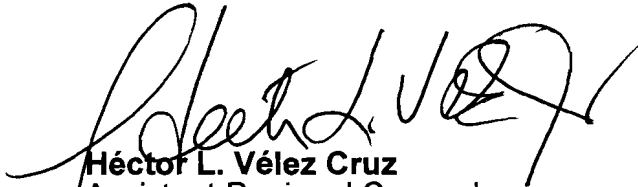
This Motion has been filed today in order to have the Chief Administrative Law Judge, Honorable Susan L. Biro, take notice of the progress made in the approval process to file a fully executed CA/FO.

In light of the above, Complainant requests the Honorable Chief Administrative Law Judge to grant the Parties twenty (20) additional days from the April 29, 2011 deadline, until May 19, 2011, in order to file the duly executed CA/FO and notify its execution to the Presiding Officer.

This Motion was discussed today, April 28, 2011, with Luis A. Rodríguez Muñoz, Esq., attorney for the Respondent, who agreed to the filing of this motion.

Respectfully submitted, in San Juan, Puerto Rico, this 28th day of April,

2011.



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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION II

In the Matter of:

MUNICIPALITY OF CATAÑO

RESPONDENT

STATUS REPORT

DOCKET NUMBER CWA-02-2010-3456

CERTIFICATE OF SERVICE

I certify that I have this day caused to be sent the foregoing *Informative Motion Regarding Progress Made in Filing an Executed Consent Agreement and Final Order and Second Request for Extension of Time to File*, dated April 28, 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 facsimile, **Overnight Mail** to:

Attorney for Respondent:
Luis A. Rodríguez Muñoz, Esq.
Landrón & Vera, LLP.
Centro Internacional de Mercadeo
Torre I, Suites 203-204
100 Carretera 165
Guaynabo, P.R. 00968-8048
Tel: (787) 774-5959
Fax: (787) 774-8181
U.S. Environmental Protection Agency
1099 14th Street, N.W., Suite 350
Washington, D.C. 20005
Fax (202) 565-0044.

April 28, 2011
Date


Name