

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION II

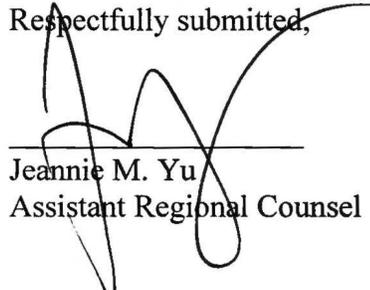
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 In the Matter of :
 :
 Edwin Andújar Bermúdez dba :
 Truly Nolen Pest Control De Caguas : Honorable Helen Ferrara,
 : Presiding Officer
 :
 Respondent, : Docket No. FIFRA-02-2017-5302
 :
 Proceeding Under the Federal Insecticide, :
 Fungicide, and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

This status report is submitted by the undersigned as required by this tribunal's order of January 29, 2019, which granted the Complainant an extension of time to file and serve a Motion for Penalty through March 14, 2017 and directed that a joint status report be filed by March 4, 2019.

Since January 29, 2019, the undersigned has made at least three attempts to contact the Respondent in order to jumpstart settlement negotiations. The Respondent has ignored all such attempts. In light of Respondent's total failure to submit his financial records and non-responsiveness to any of my attempts to contact him, the undersigned must suspend all negotiation efforts and proceed towards the filing the Motion for Penalty for this case. The undersigned will file a Motion for Penalty by March 14, 2019.

Respectfully submitted,



 Jeannie M. Yu
 Assistant Regional Counsel

Dated: February 28, 2019
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 February 28, 2019, 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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San Juan, Puerto Rico 00919

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Dated: February 28, 2019


Yolanda Majette