

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2**

In the Matter of:

TRANSPORTE RODRIGUEZ ASFALTO, INC.

TRA RECYCLING PLANT CONSTRUCTION PROJECT

PR-419 Road, Km. 11.05

Intersection with Road PR-2, Km. 139.7

Cerro Gordo Ward, Aguada, Puerto Rico

RESPONDENT

DOCKET NUMBER

CWA-02-2024-3451

Proceeding pursuant to Section
309(g)(2)(B) of the Clean Water Act, 33
U.S.C. § 1319(g)(2)(B), to assess a Class
II Civil Penalty

MOTION TO COMPLY WITH ORDER

TO THE HONORABLE REGIONAL JUDICIAL OFFICER:

COMES NOW, Complainant, the United States Environmental Protection Agency, Region II (“Complainant” or “EPA”) pursuant to 40 C.F.R. §22.14(c), and very respectfully avers, prays and requests as follows:

1. EPA filed its Complaint on February 15, 2024, against the Respondents Héctor Rodríguez Valle and Transporte Rodríguez Asfalto, Inc. (“TRA”) pursuant to Section 309(g)(2)(B) of the Clean Water Act, 33 U.S.C. § 1319(g)(2)(B).
2. On May 28, 2024, the Honorable Regional Judicial Officer issued an order granting Respondents an extension of time to file answers to the Complaint through July 22, 2024.

3. Complainant and Respondents reached an agreement in principle to resolve this matter via settlement and dispose of all matters asserted in the administrative complaint, which was confirmed via email on July 18, 2024.
4. Through “Order Granting an Extension of Time to File a Consent Agreement and Final Order,” the Honorable Judicial Officer granted the parties a sixty (60) day extension of time, through September 20, 2024, to file an executed Consent Agreement and Final Order.
5. Through Order dated September 23, 2024, effective on September 20, 2024, the Honorable Judicial Officer granted the parties an additional extension of time, through October 11, 2024, to file an executed Consent Agreement and Final Order.
6. In compliance with the September 23, 2024’s Order, the Complainant hereby notify this Honorable Court that it has filed a fully executed CA/FO with the Regional Hearing Clerk and has attached a copy to this motion.

RESPECTFULLY SUBMITTED.

In Guaynabo, Puerto Rico, this 11th day of October 2024.

**U.S. Environmental Protection Agency,
Region 2**
City View Plaza II
PR-165, Km. 1.2, #48, Suite 7000
Guaynabo PR, 00968
Tel.: (787) 977-5822

Suzette M. Meléndez-Colón
Assistant Regional Counsel
Email: melendez-colon.suzette@epa.gov