

UNITED STATES ENVIRONMENTAL AGENCY  
Region 2

IN THE MATTER OF:

**Municipality of Aguadilla**  
Respondent

Proceeding under Section 3008 of the  
Solid Waste Disposal Act, as amended,  
42 U.S.C. §6928

Docket no. RCRA-02-2009-7163

U.S. ENVIRONMENTAL AGENCY-REGION 2  
PROTECTION AGENCY-REGION 2  
2009 APR - 7 PM 2:37  
REGIONAL HEARING  
CITY OF AGUADILLA

**REQUEST FOR EXTENSION OF TIME TO FILE ANSWER TO COMPLAINT**

Respondent, **Municipality of Aguadilla**, hereby requests from Environmental Protection Agency, Region 2, through its Regional Judicial Officer, the following:

1. That it grant an extension of time of an additional thirty (30) days to file its *Answer* to the *Complaint* in the above referenced matter, which was set to expire on April 13, 2009. Respondent, **Municipality of Aguadilla**, has gathered the necessary information to respond to the allegations of the complaint and now seeks this additional time until May 13, 2009 for the Parties to hold informal settlement discussions pursuant to 40 C.F.R. §22.18(b) with the Office of the Regional Counsel, to try and resolve this matter and avoid a protracted litigation.

2. The appearing counsel discussed this request of additional time with Ms. Melva J. Hayden, Esq. Assistant Regional Counsel for the EPA and the agency concurs on Respondent's request for an additional 30-day extension of time from April 13, 2009, for the reasons stated above.

3. As previously stated, the Respondent **Municipality of Aguadilla**, however, expressly reserves its right to request a formal hearing pursuant to 40 C.F.R. §22.15(c), if necessary, when it files its formal *Answer* to the Complaint.

For the reasons set forth above, Respondent **Municipality of Aguadilla** very respectfully requests that an additional extension of thirty (30) days, until May 13, 2009, be granted to formally file its *Answer* to the instant *Complaint*.

**RESPECTFULLY SUBMITTED.**

In San Juan, Puerto Rico, this 6<sup>th</sup> day of April, 2009.

**I HEREBY CERTIFY** that on this same date, a true and exact copy of this motion has been mailed to Melva J. Hayden, Esq., Assistant Regional Counsel, Office of Regional Counsel, U.S. Environmental Protection Agency, Region 2, 290 Broadway – 16<sup>th</sup> Floor, New York, New York, 10007-1866.



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