

CERTIFICATE OF SERVICE

I hereby certify that the Order Staying The Default Proceeding And Directing The Parties To File A Joint Status Report by Regional Judicial Officer Helen Ferrara in the matter of Municipality of Loiza, Docket No. CWA-02-2009-3457, was served on the parties as indicated below:

First Class Mail -

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Karen Maples
Regional Hearing Clerk
USEPA - Region II

Dated: April 27, 2010

**UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 2**

IN THE MATTER OF:

Municipality of Loiza
P.O. Box 508
Loiza, Puerto Rico 00772

Respondent

Proceeding to Assess a Class II Administrative
Penalty Pursuant to Section 309(g) of the Clean
Water Act, 33 U.S.C. §1319(g)

DOCKET NO. CWA-02-2009-3457

**ORDER STAYING THE DEFAULT PROCEEDING AND
DIRECTING THE PARTIES TO FILE A JOINT STATUS REPORT**

The parties filed a Joint Status Report dated April 21, 2010, in compliance with a March 24, 2010 Order Staying the Default Proceeding and Directing the Parties to File a Joint Status Report issued by the Undersigned. In that Joint Status Report, the parties stated that they engaged in settlement negotiations in a conference on April 15, 2010, during which conference the Respondent agreed to comply with all terms of the Administrative Compliance Order (ACO) in this matter by April 30, 2010.

In addition, the parties report that they explored settlement options, including a Supplemental Environmental Project, and that Respondent requested an additional extension of time to evaluate the various options discussed. Finally, the parties agreed to request an additional stay of approximately sixty days in order to allow them time to file

a Consent Agreement and Final Order (CA/FO).

In light of the record in this case, including the Respondent's willingness to comply with terms of the ACO and the fact that the parties are diligently continuing to work to settle this matter, the Undersigned will stay the default proceedings in this matter for approximately sixty (60) days, through June 15, 2010, by which date the parties are directed to submit a Joint Status Report if a fully executed CA/FO has not been filed with the Regional Hearing Clerk by that date.

Based upon the record in this matter, and in light of the considerations set forth herein, the Undersigned issues the following **ORDER**.

IT IS ORDERED:

The default proceedings in this matter are hereby stayed through June 15, 2010, during which time the Undersigned directs the parties to continue discussions in an attempt to resolve this matter. If a fully executed CA/FO has not been filed with the Regional Hearing Clerk by that date, the parties are directed to file a Joint Status Report by that date, upon receipt of which the Undersigned will evaluate the status of these proceedings and issue further orders as necessary.

Dated: April 26, 2010


Helen S. Ferrara
Presiding Officer