

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION II

U.S. ENVIRONMENTAL  
PROTECTION AGENCY-REG.II  
2012 AUG -6 P 4:19  
REGIONAL HEARING  
CLERK

IN THE MATTER OF:

**Municipality of Mayagüez**

**RESPONDENT**

STATUS REPORT

DOCKET NUMBER CWA-02-2011-3453

**STATUS REPORT**

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 July 17, 2012 Prehearing Order issued by the Chief Administrative Law Judge, Honorable Susan L. Biro, Counsel for Complainant submits the following status report in the above captioned matter.

The Complainant and the Municipality of Mayagüez (Respondent) (herein together the "Parties") have been actively participating in good faith negotiations, including conference calls, in order to expedite a final settlement of this matter. On July 17, 2012, the Parties met and presented each other with arguments and settlement proposals, which the Parties are still considering.

This Motion has been filed today in order to have the Chief Administrative Law Judge, Honorable Susan L. Biro, take notice of the efforts made by the Parties in trying to reach a settlement agreement dispositive of all matters asserted in the administrative complaint.

This Motion was discussed today, August 2, 2012, with Luis Sánchez Mercado, Esq., attorney for Respondent, who agreed to the filing of this motion.

Respectfully submitted, in San Juan, Puerto Rico, this 2<sup>nd</sup> day of August, 2012.



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CERTIFICATE OF SERVICE

I certify that I have this day caused to be sent the foregoing **Status Report**, dated August 2, 2012, 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, 16<sup>th</sup> Floor  
New York, NY 10007-1866  
Fax (212) 637-3202.

Copy by facsimile, **Overnight Mail** to:

Attorney for Respondent, Municipality of Mayagüez  
**Luis J. Sánchez Mercado, Esq.**  
Sánchez Mercado Law Offices, P.S.C.  
P. O. Box 6551  
Mayagüez, P.R. 00681-6551  
Tel: (939) 717-9886 / (787) 374-2976  
Fax: (866) 395-8215  
[sanchezmercadolaw@gmail.com](mailto:sanchezmercadolaw@gmail.com)

Copy by facsimile, **Overnight Mail** to:

Chief Administrative Law Judge  
**Honorable Susan L. Biro**  
Office of Administrative Law Judges, U.S. Environmental Protection Agency  
1099 14<sup>th</sup> Street, N.W., Suite 350, Washington, D.C. 20005  
Fax (202) 565-0044.

8/02/2012  
Date

[Signature]  
Name