

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 2

In the Matter of:

**MUNICIPALITY OF CAYEY**  
P. O. Box 371330  
Cayey, Puerto Rico 00737-1330

**RESPONDENT**

Proceeding pursuant to Section 309(g)(2)(B) of  
the Clean Water Act, 33 U.S.C. § 1319(g)

PROCEEDING TO ASSESS A  
CLASS II CIVIL PENALTY

DOCKET NUMBER  
CWA-02-2009-3454

U.S. ENVIRONMENTAL  
PROTECTION AGENCY-REG. 2  
2009 AUG 13 PM 2:38  
REGIONAL HEARING  
CLERK

**REQUEST FOR A SECOND EXTENSION TO FILE AN AMMENDED ANSWER TO THE  
COMPLAINT AND SUBMITTING ADDITIONAL INFORMATION**

To the Honorable Court:

NOW COMES the Respondent to this action, Municipality of Cayey, Puerto Rico, and very respectfully avers and prays as follows:

1. The Municipality of Cayey has been directed to file an Amended Answer to the Complaint in this case on or before August 14<sup>th</sup>, 2009, as decided in an Order Granting Request For Extension of Time to File Amended Answer dated July 10<sup>th</sup>, 2009.
2. Both parties in this matter engaged in a first informal settlement conference on August 6<sup>th</sup>, 2009, which was extremely beneficial, and in which preliminary agreements were reached, including, among others, that the municipality will submit a possible SEP project for EPA's evaluation and recommendations. It is fairly certain that the municipality and EPA might reach an amicable solution on this matter.
3. The main intent of this settlement conferences, as directed by the Honorable Administrative Judge on her order dated June 8<sup>th</sup>, 2009, is to expedite these proceedings and reach an amicable resolution on this matter, which we can ascertain is highly possible

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Status Report was sent in the following manner to the addresses listed below:

Original by Regular certified mail:

Susan L. Biro  
Chief Administrative Law Judge  
Office of Administrative Law Judges  
U.S. Environmental Protection Agency  
Ariel Rios Building  
1200 Pennsylvania Avenue, N. W.  
**Mail Code:** 1900L  
Washington, DC 20460

Original by Regular  
Certified Mail:

Karen Maples  
Regional Hearing Clerk  
U.S. Environmental Protection Agency,  
Region II  
290 Broadway, 17<sup>th</sup> Floor  
New York, NY 10007-1866

Copy by facsimile and  
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