

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
Region 2**

IN THE MATTER OF

MUNICIPALITY OF SAN JUAN
Respondent

**DR. JAVIER J. ANTÓN HOSPITAL
SAN JUAN CENTER FOR DIAGNOSTIC
AND TREATMENT, (also known as
the Rio Piedras CDT)**

Docket No. RCRA-02-20071

2008 JUL -7 AM 11:16
REGIONAL HEARING
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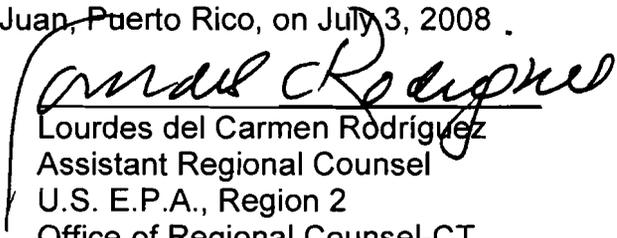
U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. II

STATUS REPORT

Complainant herein, through the Office of Regional Counsel, hereby submits the following Status Report before Hon. Susan L. Biro:

1. On June 6, 2008 a Prehearing Order was issued in this case where it was ordered that Complainant filed a Status report by June 27, 2008 regarding settlement or resolution of the above matter.
2. Today the undersigned received an e-mail message requesting that we inform whether the Status Report had been filed. Once we received the e-mail message we looked for the documents we had received from the Office of the Administrative Law Judges and found that the Prehearing Order had been filed in the wrong place. We offer our apologies for this unintentional oversight and hereby request permission to submit the following Status Report as previously ordered. No prejudice or harm will result from the current filing and Respondent's counsel Mr. Rafael Machargo has no objection.
3. In our last conference call with Hon. Barbara A. Gunning, we requested to terminate the ADR process since Complainant had not received any offer from that would address a possible settlement of the case.
4. On Tuesday, July 1, 2008, we received a call from Respondent's consultant where he informed us that Respondent was still interested in entertaining a possible settlement of the case and that he would send us their proposal next week.
5. The above is a true and accurate account of the Status of this case.
6. We spoke with Respondent's counsel. Mr. Rafael Machargo and explained to him the contents of this report and he has no objection to what is expressed in this document.

Respectfully submitted, in San Juan, Puerto Rico, on July 3, 2008 .



Lourdes del Carmen Rodríguez
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CERTIFICATE OF SERVICE

I certify that on this same date I have sent a copy of this Status Report, bearing the above-referenced docket number, in the following manner to the respective addressees below:

Original and One Copy for filing
By Federal Express:

Regional Hearing Clerk
U.S. Environmental Protection Agency - Region 2
290 Broadway, 16th floor
New York, New York 10007-1866

A Copy by facsimile:
Hon. Susan A. Biro
Att: Ms. Lisa Knight, Esq.
Offices of Administrative Law Judges
Fax: (202) 565-0044

Copy by facsimile only:
Mr. Rafael Machargo.
Facsimile: (787) 703-0336

Dated: July 3, 2008



Office of Regional Counsel-CT