

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. II
2011 MAY -11 A 11: 26
FEDERAL HEARING
CLERK

In the Matter of:

Destilería Serrallés, Inc.
PO Box 198
Mercedita, PR 00715

Respondent

In a proceeding under Section 113(d) of the
Clean Air Act, 42 U.S.C. § 7413(d)

MOTION

Docket No.: CAA-02-2010-1233

**Motion Requesting Extension of Time to File Consent Agreement and
Final Order**

COMES NOW Complainant, the U.S. Environmental Protection Agency ("EPA" or
"Complainant") through the undersigned attorney, and respectfully alleges, prays and
requests as follows:

1. On February 28, 2011, the Parties submitted a Joint Motion to Set Aside
Prehearing Exchange. On said Motion, the Parties requested the Honorable
Presiding Officer to: (1) set aside the Prehearing Exchange schedule and: (2) to
impose a 60 days deadline to file the duly executed Consent Agreement and
Final Order (CA/FO).
2. This Honorable Court granted the extension and set May 3, 2011 as the deadline
to file the CA/FO.
3. The final version of the CA/FO was sent to Respondent's counsel on April 12,

2011, who informed Complainant that Respondent's representative was on business travel and had not been able to sign the document.

4. The CA/FO was sent back to Complainant last Tuesday, April 26, 2011.
5. In order to file a duly executed CA/FO, the signature of EPA's Regional Administrator is required. Since this process has not been finalized, Complainant respectfully requests ten (10) additional days to submit the duly executed CA/FO.
6. This Motion was discussed today, May 3, 2011, with Francis Torres, Esq., counsel for Respondent, who agreed to the filing of this Motion.

Respectfully submitted, in San Juan, Puerto Rico, this 3rd day of May, 2011.



Carolina Jordán-García, Esq.
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U.S. Environmental Protection Agency - Region 2
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**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2**

In the Matter of:

Destilería Serrallés, Inc.
PO Box 198
Mercedita, PR 00715

Respondent

In a proceeding under Section 113(a) of the
Clean Air Act, 42 U.S.C. § 7413(d)

Docket No.: CAA-02-2010-1233

CERTIFICATE OF SERVICE

I certify that, on the date noted below, I caused to be mailed the foregoing MOTION to the following persons, at the addresses listed below and in the following manner:

Original and Copy by overnight mail to:

Karen Maples
Regional Hearing Clerk
Region 2
290 Broadway, 16th Floor
New York, NY 1007-1866
Fax (212) 637-3202

Copy by Facsimile and overnight mail to:

Administrative Law Judge:
Honorable Barbara A. Gunning
Office of Administrative Law Judges
U.S. Environmental Protection Agency
1099 14th Street, N.W., Suite 350
Washington, D.C. 20005
Fax (202) 565-0044

Copy by email and Regular Mail:

Francis Torres, Esq.
705 Fernández Juncos Avenue
San Juan, PR 00907-4226
Tel: (787) 721-8220
Fax: (787) 721-8223

Date: 5/3/2011


San Juan, Puerto Rico
Office of Regional Counsel - CT