

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

In the Matter of:

**DESARROLLOS ALTAMIRA I, INC., and
CIDRA EXCAVATION, S.E.,**

RESPONDENTS

**DOCKET NUMBER
CWA-02-2009-3462**

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REGION 2
2010 JUL 30 AM 11:41
REGIONAL HEARING
CLERK

STATUS REPORT

To the Honorable Court:

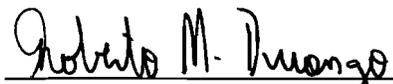
COMES NOW the United States Environmental Protection Agency, Complainant in the instant action, and very respectfully avers and prays as follows:

1. Pursuant to this Honorable Court's Order Scheduling Hearing, dated June 1, 2010, the Parties were directed to engage in a settlement conference on or before July 28, 2010, and Complainant was directed to file a Status Report regarding settlement on or before August 2, 2010.
2. That Complainant and Respondent, Desarrollos Altamira I, Inc. have reached an agreement in principle and expect to file a fully-executed Consent Agreement and Final Order (CA/FO) within thirty days.
3. That despite Complainant's multiple attempts and best efforts to contact Respondent, Cidra Excavation, S.E., via email and over the phone, in order to schedule a settlement conference, Cidra has failed to contact and/or respond to Complainant's requests.

4. That since Cidra has failed to contact and/or respond to Complainant's requests to schedule a settlement conference for this matter, there has not been any progress in reaching a settlement with Cidra.

WHEREFORE it is respectfully requested that this Honorable Court take notice of the status of settlement in the instant matter.

Respectfully submitted in San Juan, Puerto Rico, on July 28, 2010.



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CERTIFICATE OF SERVICE

I hereby certify that the foregoing **Status Report**, dated July 28, 2010, was sent in the following manner to the addresses listed below:

Original and Copy by **Overnight**:

Karen Maples
Regional Hearing Clerk
U.S. EPA, Region 2
290 Broadway, 16th Floor
New York, NY 10007-1866

Copy by **Overnight** and **Facsimile**:

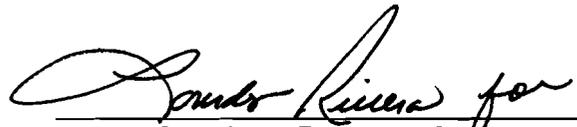
Honorable Susan L. Biro
Chief Administrative Law Judge
U.S. Environmental Protection Agency
Office of Administrative Law Judges
1099 14th Street, N.W., Suite 350
Washington, D.C. 20005

Copy by **Certified Mail**:

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Dated: 7/28/2010



Aileen Sánchez, Program Support Assistant
EPA, Region 2, Office of Regional Counsel