

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

Docket No. RCRA-02-2008-111

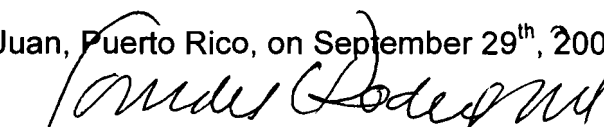
U.S. ENVIRONMENTAL
PROTECTION AGENCY-REGION 2
2008 SEP 30 11:34
REGIONAL HEARING
CLERK

STATUS REPORT

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

1. On July 17th 2008 an "Order Granting Joint Requesting for Extension of Time" was issued by the Chief Administrative Law Judge, Hon. Susan L. Biro, granting the parties until September 30th 2008 to file the fully executed Consent Agreement and Final Order.
2. On July 31, 2008 Complainant sent a draft CA/FO to the Municipality of San Juan representatives.
3. Since Complainant had not been contacted by Respondent, on August 14, 2008 we sent a reminder as to whether the Respondent had any comments to the document we had sent.
4. Respondent finally submitted its first comments on September 11, 2008 and since then we have been addressing comments from Respondent.
5. On September 25th, 2008 I notified Respondent's attorneys that I needed to know the status of our CA/FO, since I planned to file a status report.
6. Today, in order to expedite matters further, EPA sent a revised CA/FO where we added certain language that would address Respondent's concerns, although our position was that it was addressed in other parts of the CA/FO.
7. At this time, I just received a call from attorney Machargo notifying EPA that the last CA/FO was approved by the Administrator of the Municipality of San Juan, Mr. Miguel Cordero and that we would have the original signature page no later than tomorrow, Tuesday September 30th 2008.
8. Complainant will expedite the concurrence process to have a fully executed CA/FO, hopefully no later than tomorrow afternoon.
9. We have informed attorney Machargo that we would be filing the present report, in order to notify all the actions that Complainant has taken in order to comply with the September 30th deadline.

Respectfully submitted, in San Juan, Puerto Rico, on September 29th, 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: September 29th, 2008



Office of Regional Counsel-CP
