

**U.S. ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY, 16TH FLOOR
NEW YORK, NEW YORK 1007-1866**

IN THE MATTER OF:

**DEL VALLE GROUP
PO BOX 2319
TOA BAJA, PR 00951-3114**

**San Germán Surf and Water Fun
Park Construction Project
Road PR-2, Km. 174
San Germán, PR 00683**

RESPONDENT

*** DOCKET NO. CWA-02-2017-3451**
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*** Proceeding pursuant to Section**
*** 309(g) of the Clean Water Act,**
*** 33 U.S.C. §1319(g). to assess a**
*** Class II Civil Penalty**
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CONSENTED-TO MOTION FOR THIRTY DAYS EXTENSION OF TIME

Respondent Del Valle Group ("Respondent"), by and through the undersigned counsel, moves for an extension of time to file an answer or otherwise to respond to the Administrative Complaint, Findings of Violation and Notice of Proposed Assessment of an Administrative Penalty, in the above-referenced matter pursuant to Rule 22.7 of the Consolidated Rules of Practice Governing the Administrative Assessment and Civil Penalties.

On January 31, 2016, Counsel for Respondent submitted to Counsel for Complaint U.S. Environmental Protection Agency, Evelyn Rivera-Ocasio, a proposed settlement amount in order to finalize the above-mentioned complaint. A settlement meeting was coordinated for February 1, 2016 but it was postponed to February 3, 2017 to allow the Counsel for Complaint's client to evaluate our proposed settlement.

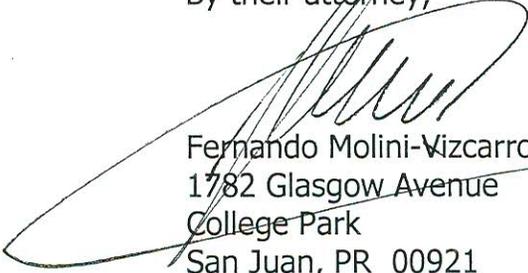
On February 2, 2017, Counsel for Complaint requested a second postponement because its client will not be able to review our settlement proposal before the date of the meeting on February 3, 2017. A meeting between the parties to discuss the proposed settlement was proposed for February 10, 2017, the same day that the period to answer the complaint ends.

Respectfully, Counsel for Respondent request for an extension of time of thirty (30) days, from February 10, 2017 up to March 13, 2017, for the submission of an Answer to the Complaint. The Counsel for the U.S. Environmental Protection Agency consented to this extension of time on an email sent to Counsel for Respondent on February 2, 2017.

WHEREFORE, Respondent respectfully request that this tribunal extend the time allowed for answer or other response to the Administrative Complaint until March 13, 2017.

DATED: February 6, 2017.

Respectfully submitted,
DEL VALLE GROUP,
By their attorney,



Fernando Molini-Vizcarrondo
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College Park
San Juan, PR 00921
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Fax. 787-294-1704
molinilawoffices@gmail.com

CERTIFICATE OF SERVICE

I certify that I have this day caused to be sent the foregoing **CONSENTED-TO MOTION FOR THIRTY DAYS EXTENSION OF TIME**, dated February 6, 2017, and bearing the above-reference docket number, in the following manner to the respective addressee below:

CONSENTED-TO MOTION FOR TWENTY DAYS EXTENSION OF TIME sent by U.S. Mail to:

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

Evelyn Rivera-Ocasio
Assistant Regional Counsel
Office of Regional Counsel-Caribbean Team
U.S. Environmental Protection Agency
City View Plaza II, Suite 7000
#48, Road 165, Km. 1.2
Guaynabo, PR 00968-8069



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Feb. 6, 2017

Date