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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

In Re:
CONDADO PALM LLC
GB PROJECT MANAGEMENT LLC
Respondents

Index No. CAA-02-2012-1224

**PROCEEDING PURSUANT TO
SECTION 113(d) OF THE CLEAN AIR
ACT, 42 USC § 7413(d)**

**MOTION REQUESTING ADDITIONAL EXTENSION OF TIME
TO FILE RESPONSIVE PLEADINGS OR OTHERWISE PLEAD**

TO THE HONORABLE PRESIDING OFFICER:

COME NOW, respondents, Condado Palm LLC ("CP") and GB Project Management LLC ("GB"), by and through the undersigned attorneys, and very respectfully inform, state and pray as follow:

1. On October 26, 2012, CP and GB filed the document entitled "Motion Requesting Extension of Time to File Responsive Pleadings or Otherwise Plead". In same, and for the reasons set forth therein, CP and GB requested until November 30, 2012, to file their responsive pleadings or otherwise plead.

2. On November 14, 2012, the Honorable Presiding Officer issued an order, effective November 1, 2012, granting the above-mentioned request for extension of term.

3. At this time, CP, GB and the undersigned respectfully advise the Honorable Presiding Officer that they have not concluded the evaluation of the factual and legal contentions set forth in the complaint, in order to be in position to responsibly file their respective responsive pleadings.

4. In addition, due to logistics issues, the meeting with legal counsel for the EPA could not be coordinated within the additional term granted by the Honorable Presiding Officer, to explore the possibility of reaching a settlement agreement. At this time, an initial meeting has been scheduled for December 6, 2012.

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5. In view of the above-stated, CP, GB and the undersigned need, and very respectfully request, an extension of time, that is, until December 21, 2012, for CP and GB to file their responsive pleadings or otherwise plead.

6. In view of the foregoing, and considering that there is no undue delay, bad faith or dilatory motive, CP and GB respectfully request the Honorable Presiding Officer to grant the extension of time requested herein, that is, until December 21, 2012, for CP and GB to file their responsive pleadings or otherwise plead in the instant case.

7. The foregoing request for extension of term has been discussed with legal counsel for the EPA and he has no objection to same.

WHEREFORE, CP and GB very respectfully request the Honorable Presiding Officer to take notice of the aforementioned and, consequently, grant the extension of time requested herein above, that is, until December 21, 2012, for CP and GB to file their responsive pleadings or otherwise plead in the instant case.

RESPECTFULLY SUBMITTED.

WE HEREBY CERTIFY: That on this same date, a true and exact copy of the foregoing document was sent, through certified mail – return receipt and electronic mail to: **Atty. Héctor L. Vélez-Cruz**, Office of Regional Counsel, U.S. Environmental Protection Agency, Region 2, City View Plaza II, Suite 7000, 48 Road 165, Guaynabo, PR 00968-8069

In San Juan, Puerto Rico, this 28th day of November 2012.

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CARLOS J. GROVAS-PORRATA

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CERTIFICATE OF SERVICE

We hereby certify that on this same date the foregoing document, dated November 28, 2012, and bearing the above-referenced docket number, was notified in the following manner to the respective addressees below:

Original by **Overnight Mail** an copy via facsimile to:

Karen Maples
Regional Hearing Clerk
Region II
U.S. Environmental Protection Agency
290 Broadway, 16th Floor
New York, NY 10007-1866
Fax (212) 637-3202

Copy via electronic mail and **Certified Mail/Return Receipt** to:

Attorney for EPA:
Héctor L. Vélez-Cruz, Esq.
US Environmental Protection Agency, R2
City View Plaza II, Suite 7000
48 Road 165
Guaynabo, PR 00968-8069
(787) 729-7748

Copy via **Overnight Mail** to:

Honorable Helen S. Ferrara
Regional Judicial Officer
U.S. Environmental Protection Agency
290 Broadway
New York, NY 10007-1866

Date: November 28, 2012

Name: Carlos J. Grovas-Porrata



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