

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 2

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG.II
2007 OCT 23 PM 2:55
REGIONAL HEARING
CLERK

IN THE MATTER OF

Herminio Cotto Construction
Caguax DEV E-11
Ave. Luis Muñoz Marin
Caguas, PR 00725
Respondent

PROCEEDING TO ASSESS A
CLASS 1 ADMINISTRATIVE
PENALTY DOCKET NO. CWA-02-
2007-3404

Proceeding pursuant to Section 309(g)
Of The Clean Water Act, 33 USC 319(g)

REQUEST FOR ADDITIONAL TERM TO ANSWER THE COMPLAINT

TO THE HONORABLE AGENCY:

COME NOW, respondent Herminio Cotto Construction, through the undersigned attorney, and very respectfully states and prays:

1. The respondent received a copy of this complaint by October third, 2007.
2. In order to answer this complaint correctly, based on the evidence and the facts, the respondent needs an additional term of forty (40) days to answer the complaint.
3. The undersigned attorney has talked to the Assistant Regional Counsel, Diane Gomes, regarding a possible settlement of this complaint and an extension of the time available to answer this complaint, to which the Assistant Regional aforementioned Counsel does not oppose.

4. The respondent is willing to work honestly and fully cooperate in order to settle this complaint, in a manner consistent with all applicable laws and rules.

WHEREFORE, it is respectfully requested that an additional term of forty days be granted to the respondent to answer this complaint and continue the efforts to reach a settlement of the complaint.

I HEREBY CERTIFY that, on this same date I filed the foregoing by certified mail to the Regional Hearing Clerk, US Environmental Protection Agency, Region 2, 290 Broadway, 16th floor, New York, New York, 10007-1866.

Respectfully submitted.

In San Juan, Puerto Rico, this 20th day of October, 2007.



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