

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2**

In the Matter of:

MUNICIPALITY OF LOÍZA
P. O. Box 508
Loiza, Puerto Rico 00772-0508

RESPONDENT

Proceeding pursuant to Section 309(g)(2)(B)
of the Clean Water Act, 33 U.S.C. § 1319(g)

**PROCEEDING TO ASSESS A
CLASS II CIVIL PENALTY**

**DOCKET NUMBER
CWA-02-2009-3457**

REGIONAL HEARING
CLERK

2010 JUN 15 PM 2:34

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. 2

JOINT STATUS REPORT

To the Honorable Presiding Officer:

COME NOW Complainant and Respondent to the instant matter (collectively, the Parties), and very respectfully aver and pray as follows:

1. Pursuant to the Presiding Officer's Order Staying the Default Proceeding and Directing the Parties to File a Joint Status Report, dated April 26, 2010, the Parties to the above-captioned matter were directed to engage in settlement discussions and to file a Joint Status Report on the progress of settlement by June 15, 2010.
2. That since the in-person settlement conference the Parties held on Thursday, April 15, 2010, the Parties have continued to discuss settlement options, including Respondent's proposal to submit a Supplemental Environmental Project (SEP) for the Agency to consider.
3. That Respondent submitted Financial Statements for the Agency to consider reducing the proposed penalty.

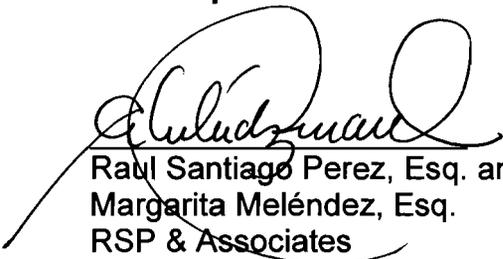
4. That the Parties have continued to discuss the elements of the Administrative Compliance Order (ACO) that Respondent needs to complete in order to come into compliance with the ordered provisions of the ACO, but that, as of the date of this Joint Status Report, Respondent has not fully complied with the ACO.

5. That the Parties agreed to request that the Presiding Officer stay the proceeding for an additional sixty (60) days, until August 16, 2010, in order to allow the Parties time to explore settlement options and to file a Consent Agreement and Final Order (CA/FO).

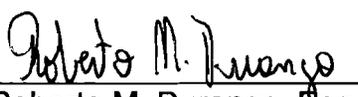
WHEREFORE, the Parties respectfully request an additional sixty (60) days, until August 16, 2010, to submit a fully-executed CA/FO.

RESPECTFULLY SUBMITTED in San Juan, Puerto Rico, this 14th day of June, 2010.

For Respondent:


Raul Santiago Perez, Esq. and/or
Margarita Meléndez, Esq.
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For Complainant:


Roberto M. Durango, Esq.
Assistant Regional Counsel
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1492 Ponce de León
San Juan, PR 00907
Tel. 787-977-5822

CERTIFICATE OF SERVICE

I hereby certify that on this day I have caused to be sent the foregoing **Joint Status Report**, dated June 14, 2010, and bearing the above-referenced docket number, in the following manner to the respective addressees below:

Original Overnight to:

Helen S. Ferrara
Regional Judicial Officer
U.S. EPA, Region 2
290 Broadway - Room 1626
New York, NY 10007-1866
Ph: 212-637-3233; Fax: 212-637-3199

Original and copy by Overnight to:

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

Copy by Hand to:

Margarita Meléndez, Esq.
Santiago-Pérez y Asociados
Counsel, Municipality of Loíza
100 Carretera PR 165, Suite 409
Guaynabo, PR 00968-8048
Tel:787.273.7625

Date: 6/14/2010


Aileen Sanchez
Office of Regional Counsel