

CERTIFICATE OF SERVICE

I hereby certify that the Order Staying The Default Proceeding And Directing The Parties To File A Joint Status Report by Regional Judicial Officer Helen Ferrara in the matter of Municipality of Loiza, Docket No. CWA-02-2009-3457, was served on the parties as indicated below:

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Karen Maples
Regional Hearing Clerk
USEPA - Region II

Dated: August 18, 2010

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 2

IN THE MATTER OF:

Municipality of Loiza
P.O. Box 508
Loiza, Puerto Rico 00772

Respondent

Proceeding to Assess a Class II Administrative
Penalty Pursuant to Section 309(g) of the Clean
Water Act, 33 U.S.C. §1319(g)

DOCKET NO. CWA-02-2009-3457

**ORDER STAYING THE DEFAULT PROCEEDING AND
DIRECTING THE PARTIES TO FILE A JOINT STATUS REPORT**

The parties filed a *Joint Status Report* dated August 16, 2010, in compliance with a July 1, 2010 *Order Staying the Default Proceeding and Directing the Parties to File a Joint Status Report*.

In that *Joint Status Report*, the parties stated that they continued to engage in settlement negotiations and Respondent was still pursuing the development of a Supplemental Environmental Project (SEP). The Respondent also continues to attempt to finalize the NOI.

The parties agreed to request an additional stay of thirty days in order to allow Respondent sufficient time to submit the outstanding portions of the NOI and to formally propose the SEP.

In light of the record in this case, including the Respondent's willingness to comply with terms of the ACO and the fact that the parties are diligently continuing to work to settle this matter, the Undersigned will stay the default proceedings in this matter for an additional thirty (30) days, through September 17, 2010, by which date the parties are directed to submit a Joint Status Report if a fully executed CA/FO has not been filed with the Regional Hearing Clerk by that date.

Based upon the record in this matter, and in light of the considerations set forth herein, the Undersigned issues the following **ORDER**.

IT IS ORDERED:

The default proceedings in this matter are hereby stayed through September 17, 2010, during which time the Undersigned directs the parties to continue discussions in an attempt to resolve this matter. If a fully executed CA/FO has not been filed with the Regional Hearing Clerk by that date, the parties are directed to file a Joint Status Report by that date, upon receipt of which the Undersigned will evaluate the status of these proceedings and issue further orders as necessary.

Dated: August 17, 2010


Helen S. Ferrara
Presiding Officer