

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: September 22, 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* by electronic message dated September 16, 2010, in compliance with a August 17, 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 are finalizing internal approval of a Consent Agreement and Final Order (CA/FO) that will include a Supplemental Environmental Project (SEP). In addition, the Respondent has been found to be in compliance with the NOI requirements of the NPDES Small MS4 General Permit.

The parties agreed to request an additional stay of thirty days in order to allow the parties sufficient time to submit a fully executed CA/FO.


In light of the record in this case, including 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 October 18, 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 October 18, 2010. 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: September 17, 2010**

  
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Helen S. Ferrara  
Presiding Officer