

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. II
2008 JUN 10 AM 8:59
REGIONAL HEARING
CLERK

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In the Matter of : JOINT STATUS REPORT
Javier Quiles Torres : AND JOINT MOTION
: FOR CONTINUATION OF ADR

Respondent. :
:
Proceeding Under the Federal : FIFRA-02-2008-5302
Insecticide & Rodenticide Act, :
as amended. :
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JOINT STATUS REPORT

This is a follow-up to the Joint Status Report filed by Complainant's counsel on May 5. At this time, Respondent has signed the Consent Agreement and Final Order ("CA/FO") (see Attachment 1). Complainant's counsel received the executed CA/FO from Respondent's counsel on June 3, 2008. Complainant's counsel brought the CA/FO to Region 2's Division Director for signature, and then the document will go to the Region 2 Regional Administrator for his signature and issuance of the Final Order. Complainant's counsel expects that the CA/FO will be signed and issued by EPA, Region 2 within the next two weeks.


JOINT MOTION FOR CONTINUATION OF ADR TO ALLOW SUFFICIENT TIME TO FILE FULLY EXECUTED CA/FO WITH THE COURT

In light of the foregoing and that a the CA/FO is expected to be issued within the next two weeks, both parties file this motion pursuant to 40 C.F.R. Section 22.16(a), requesting that your Honor continue ADR for an additional two weeks, or until June 19, 2008, to file a fully executed CA/FO with the Regional Hearing Clerk, with a copy contemporaneously sent to your Honor by facsimile and mail.

This additional two weeks is necessary, because the Complainant's Division Director and Regional Administrator need time for signature and issuance of the CA/FO.

Dated: June 5, 2008
New York, New York

Respectfully submitted,

Handwritten signature of Bruce Aber in cursive script.

Bruce Aber
Counsel for Complainant

In the Matter of Javier Quiles Torres, Docket No. FIFRA-02-2008-5203

CERTIFICATE OF SERVICE

I certify that I have this day caused to be sent the foregoing Joint Status Report and Joint Motion for Continuation of ADR, dated June 5, 2008, bearing the above-referenced docket number, in the following manner to the addressees listed below:

Copy by Facsimile: Honorable William B. Moran
& Certified Mail/Return Administrative Law Judge
Receipt Requested U.S. Environmental Protection
 Agency
 Office of Administrative Law Judges
 Mail Code 1900 L
 1200 Pennsylvania Avenue, N.W.,
 Washington, D.C. 20460

Copy by Facsimile &
Certified Mail/Return Receipt
Requested: Alberto Ramos, Esq.
 Alberto L. Ramos Law Offices
 P.O. Box 750
 Mercedita, Puerto Rico 00715-0750

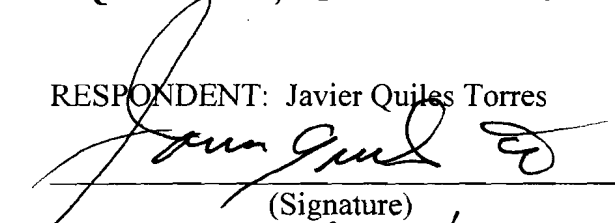
Original and Copy
By Hand Delivery: Karen Maples
 Regional Hearing Clerk
 U.S. Environmental Protection Agency
 Region 2
 290 Broadway, 16th Floor
 New York, N.Y. 10007-1866

Dated: June 5, 2008 BAL
New York, New York Bruce Aber
 Assistant Regional Counsel

Attachment 1

In the Matter of Javier Quiles Torres, FIFRA-02-2008-5302

RESPONDENT: Javier Quiles Torres



(Signature)

DATE: 5/30/08