

**CERTIFICATE OF SERVICE**

I hereby certify that the Order Granting An Extension Of Time To File An Answer To Complaint by Regional Judicial Officer Helen Ferrara in the matter of Herminio Cotto Construction, Docket No. CWA-02-2007-3404, was served on the parties as indicated below:

First Class Mail - Jose Alberto Feliciano Ramos, Esq.  
ILA Building, 604  
Kennedy Avenue  
San Juan, Puerto Rico 00920

Inter Office Mail - Diane Gomes, Esq.  
Office of Regional Counsel  
USEPA - Region II  
290 Broadway, 16<sup>th</sup> Fl.  
New York, New York 10007-1866

  
\_\_\_\_\_  
Karen Maples  
Regional Hearing Clerk  
USEPA - Region II

Dated: November 16, 2007

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION II

IN THE MATTER OF

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

Docket No. CWA-02-2007-3404

Respondent

**ORDER GRANTING AN EXTENSION OF TIME TO FILE AN  
ANSWER TO THE COMPLAINT**

In response to Respondent's *Request for Additional Term to Answer the Complaint*, requesting an extension of time of forty (40) days to file an answer to EPA's Complaint based on violations of the Clean Water Act, which motion was made for good cause shown and with the concurrence of Complainant, an extension through December 14, 2007 is hereby granted.

**Effective Date**

The effective date of this Order shall be the date it is signed by the Regional Judicial Officer, shown below.

Date: November 15, 2007



Helen S. Ferrara  
Regional Judicial Officer  
U.S. Environmental Protection Agency, Region 2  
290 Broadway  
New York, N.Y. 10007-1866

ENVIRONMENTAL PROTECTION AGENCY  
REGION 2

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)

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**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.