

Irwin Flashman

From: Irwin Flashman
Sent: Sunday, March 02, 2008 10:46 AM
To: 'whiting-beale.maria@epa.gov'
Cc: Silvia Carreño (carreno.silvia@epa.gov)
Subject: Wyndham El Conquistador Resort & Country Club; Docket No. CWA-02-2007-3409

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. 11
2008 MAR -5 PM 4:49
REGIONAL HEARING
CLERK

Dear Ms. Whiting-Beale:

This e-mail is in response to a letter dated February 19, 2008 from Chief Administrative Law Judge Susan L. Biro to me concerning the option of selecting ADR to facilitate the settlement of the above noted case. This is to inform you that I represent the respondent in this case and my client would like to avail itself of the ADR process. Certain information was required by the above-noted letter to be provided to you. That information is as follows:

1) My name and telephone number are set out below. Additionally, I provide to you my cell phone number - 787-565-2294. On February 11-12, 2008, the building in which our offices are located suffered a diesel release which resulted in our having only limited access to our offices since then. We now have some telephone lines from our main switchboard number transferred to our temporary location, but it may be difficult to get through, as not all of our lines have been transferred. Therefore, while you may try to reach me through our switchboard, you may also reach me through my cell phone until the remediation of the spill is completed and we have returned to our offices fully.

2) Name of the Respondent: In the Complaint the Respondent's name is set out as "Wyndham El Conquistador Resort & Country Club". The actual identity of the Respondent is: El Conquistador Partnership, L.P., S.E.

3) Docket No.: CWA-02-2007-3409

4) I represent the Respondent: El Conquistador Partnership, L.P., S.E., named in the Complaint as Wyndham El Conquistador Resort & Country Club.

5) My client desires to accept ADR

I understand that attorney Silvia Carreño will correspond with you directly to inform you as to whether EPA accepts ADR in this matter.

Sincerely

Irwin Flashman

cc Karen Maples, Regional Hearing Clerk - by U.S. Mail

IRWIN H. FLASHMAN

O'NEILL & BORGES

AMERICAN INTERNATIONAL PLAZA, STE 800
250 MUÑOZ RIVERA AVENUE
SAN JUAN, P.R. 00918-1813
787-764-8181 - SWITCHBOARD
787-753-8944 - FAX
787-282-5710 - DIRECT

This email may contain material that is confidential, privileged and/or attorney work product for the sole use of the intended recipient. Any review, reliance or distribution by other or forwarding without express permission from the sender is strictly prohibited. If you are not the intended recipient, please contact the sender and delete all copies.

IRS Circular 230 Disclosures: To ensure compliance with requirements imposed by the IRS, we inform you that any United States federal tax advice contained in this communication (including Attachments) is not intended or written to be used, and cannot be used, for the purpose of: (i) avoiding penalties under the internal Revenue Code; or (ii) promoting, marketing, or recommending to another party any transaction or matter addressed herein.