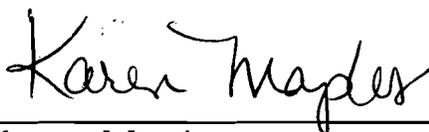


**CERTIFICATE OF SERVICE**

I hereby certify that the Report and Order Continuing Status Teleconference by Regional Judicial Officer Helen Ferrara in the matter of Playa Clara, S.E., Docket No. CWA-02-2008-3358, was served on the parties as indicated below:

First Class Mail - Mr. Juan Benet  
Playa Clara  
P.O. Box 789  
Culebra, Puerto Rico 00775

Pedro Nieves-Miranda, Esq.  
Office of Regional Counsel  
USEPA - Region II  
Caribbean Field Division  
Centro Europa Building  
1492 Ponce de Leon Avenue, Suite 417  
San Juan, Puerto Rico 00907



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Karen Maples  
Regional Hearing Clerk  
USEPA - Region II

Dated: March 11, 2009

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION II

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IN THE MATTER OF: :

Mr. Juan Benet :  
Playa Clara, S.E., :

Docket No. CWA-02-2008-3358

Respondent :  
:

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**REPORT AND ORDER CONTINUING STATUS TELECONFERENCE**

A status teleconference was scheduled in this matter for February 24, 2009. The Attorney of Record for EPA was Silvia Carreño. However, when the undersigned contacted Ms. Carreño, I was informed that the EPA attorney currently assigned to the case is Hector Velez.

The undersigned also attempted to contact the Respondent, Juan Benet, at the telephone number he had provided, but the person who answered was not Mr. Benet and did not speak sufficient English to provide any information as to whether Mr. Benet could in fact be reached at that phone number.

Later in the day, Mr. Velez and the undersigned spoke, and Mr. Velez explained that he too attempted to contact Mr. Benet at the telephone number provided but it was not the correct telephone number. Based on the facts which transpired, as summarized above, the status teleconference was not held as scheduled. In light of the considerations set forth herein, the undersigned issues the following **ORDER**.

**IT IS ORDERED:**

**The status teleconference is hereby rescheduled for March 24, 2009 at**

**10:00AM DST. Mr. Benet is hereby directed to contact the undersigned, by telephone (212 637 3233), mail (Helen Ferrara, Regional Judicial Officer, USEPA Region 2, 290 Broadway – 16<sup>th</sup> Floor, New York, NY 10007), or electronic mail ([ferrara.helen@epa.gov](mailto:ferrara.helen@epa.gov)) to inform me of a telephone number where he can be reached at the time scheduled for the teleconference.**

**Unless one of the parties contacts me to inform me that they will not be available at that time, I will proceed with the teleconference as scheduled herein by calling Mr. Velez at (787) 977-5850 and Mr. Benet at the number he provides.**

**Dated: March 10, 2009**

  
Helen S. Ferrara  
Presiding Officer