

**UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 2**

U.S. ENVIRONMENTAL  
PROTECTION AGENCY-REG. II  
2009 MAR 24 AM 11:15  
REGIONAL HEARING  
CLERK

IN THE MATTER OF:

Palmas Lakes, Inc.  
PO Box 191334  
San Juan, Puerto Rico 00919

and

F&R Contractors Corp.  
PO Box 9932  
San Juan, Puerto Rico 00908

**Harbour Lakes Residential  
Development**

**RESPONDENTS**

**DOCKET NUMBER CWA-02-2007-3410**

PROCEEDING PURSUANT TO SECTION 309(G)  
OF THE CLEAN WATER ACT, 33 U.S.C. § 1319(),  
TO ASSESS CLASS II CIVIL PENALTY

**MOTION REQUESTING A SHORT EXTENSION OF TIME TO FILE A FULLY  
EXECUTED CONSENT AGREEMENT AND FINAL ORDER**

To the Honorable Court:

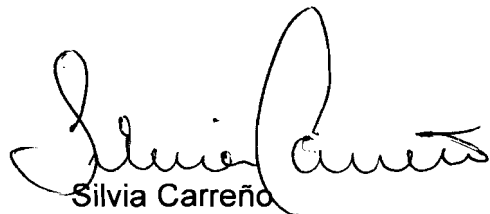
Comes now the Complainant to the instant action and very respectfully  
avers and prays as follows:

1. The Parties to the instant action were granted until today, March 23, 2009, to file with the Regional Hearing Clerk a fully executed Consent Agreement and Final Order (CA/FO).
2. The Complainant executed the Consent Agreement and sent the concurrence package to the EPA New York Region 2 Office to continue with the concurrence process which ends when the Regional Administrator signs the Final Order.
3. The signature pages of the Respondents have to be faxed to the Regional Administrator prior to his signing.

4. The Respondents have not sent their signature pages, therefore, the concurrence process has not ended and the Final Order has not been signed by the Regional Administrator.
5. That today is a local holiday in Puerto Rico and the undersigned has not been successful in contacting the attorneys for the Respondents.
6. That it is my understanding that the Respondents either have executed the Consent Agreement or will be executing it shortly, in accordance with the statements made by the attorneys to the undersigned last week.
7. That a short extension of time is respectfully requested to have the executed pages sent to New York and have the Regional Administrator sign the Final Order.
8. That we understand that no harm will ensue to any of the parties by this brief extension of time and that there must be an explanation of why the Respondents have not forwarded their signature pages.

WHEREFORE, it is respectfully requested that an extension of ten (10) days be granted, that is until April 3, 2009 to file a fully executed CAFO with the Regional Hearing Clerk.

Respectfully submitted, In San Juan, Puerto Rico on this 23rd day of March, 2009.



Silvia Carreño  
Associate Regional Counsel  
Caribbean Programs  
Office of Regional Counsel  
U.S. Environmental Protection Agency,  
Region 2  
1492 Ponce de León Ave, Suite 417  
San Juan, Puerto Rico 00907-4127  
(787) 977-5818

**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Motion was sent in the following manner  
to the addresses listed below:

Copy by Overnight and  
Facsimile:

Barbara A. Gunning  
Administrative Law Judge  
Office of Administrative Law Judges  
U.S. Environmental Protection Agency  
1099 14<sup>th</sup> Street, N.W. Suite 350  
Franklin Court  
Washington, D.C. 20005  
Ph: 202.564.6255

Original and  
Copy by Overnight:

Karen Maples  
Regional Hearing Clerk  
U.S. Environmental Protection Agency,  
Region II  
290 Broadway, 16<sup>th</sup> Floor  
New York, NY 10007-1866

Copy by facsimile and  
regular mail:

Ernesto F. Rodriguez-Suris, Esq.  
Tres Rios Building – Suite 300  
# 27 Gonzalez Giusti Ave.  
San Patricio  
Guaynabo, P.R. 00968  
Fax: (787) 759-6768

Copy by facsimile and  
regular mail:

Hilda Quiñones-Rivera  
Adsuar Muñoz & Goyco  
P. O. Box 70294  
San Juan P.R. 00936  
Fax: (787) 756-9010