

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

In the Matter of:

HÉCTOR RODRÍGUEZ VALLE

and

TRANSPORTE RODRIGUEZ ASFALTO, INC.

TRA RECYCLING PLANT CONSTRUCTION PROJECT

PR-419 Road, Km. 11.05

Intersection with Road PR-2, Km. 139.7

Cerro Gordo Ward, Aguada, Puerto Rico

RESPONDENTS

DOCKET NUMBER

CWA-02-2024-3451

Proceeding pursuant to Section
309(g)(2)(B) of the Clean Water Act, 33
U.S.C. § 1319(g)(2)(B), to assess a Class
II Civil Penalty

JOINT MOTION FOR EXTENSION

TO THE HONORABLE REGIONAL JUDICIAL OFFICER:

COME NOW the parties to the above captioned administrative proceeding, Complainant the United States Environmental Protection Agency - Region II (“EPA”), Respondent Héctor Rodríguez Valle, and Respondent Transporte Rodríguez Asfalto, Inc. (“TRA”) (collectively, “the Parties”), and very respectfully aver, pray and request as follows:

1. Through “Order Granting an Extension of Time to File a Consent Agreement and Final Order,” the Honorable Regional Judicial Officer granted the parties a sixty (60) day extension of time, through September 20, 2024, to file an executed Consent Agreement and Final Order (“CA/FO”).

2. On September 12, 2024, EPA filed an Unopposed Motion to Amend Complaint, requesting leave to amend the Respondents' name in the caption of the Complaint, along with all pleadings and materials relevant to this matter, to reflect TRA as the sole Respondent in this administrative proceeding.
3. The Parties have reached an agreement to settle and dispose of all matters asserted in the Administrative Complaint. Such settlement agreement includes the terms of the aforementioned Unopposed Motion.
4. The CA/FO memorializing the settlement agreement is ready and awaiting execution by EPA and TRA, pending resolution of the Unopposed Motion.
5. This joint motion is filed today in order to have the Honorable Regional Judicial Officer take notice of the Unopposed Motion agreement reached by the parties and the progress to formalize the agreement in a fully executed CA/FO.
6. The Parties respectfully request from the Honorable Regional Judicial Officer, an additional twenty (20) days to file an executed CA/FO, contingent upon approval of the Unopposed Motion filed on September 12, 2024.

RESPECTFULLY SUBMITTED.

In Guaynabo, Puerto Rico, this 19th day of September 2024.

U.S. Environmental Protection Agency,
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