

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 2

U.S. ENVIRONMENTAL
PROTECTION AGENCY-REG. II
2008 FEB 14 AM 8:45
REGIONAL HEARING
CLERK

IN THE MATTER OF

Herminio Cotto Construction
Caguax DEV E-11
Ave. Luis Muñoz Marín
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)

MOTION TO RESCHEDULE PRE-HEARING CONFERENCE

TO THE HONORABLE AGENCY:

COME NOW, respondent Herminio Cotto Construction, through the undersigned attorney, and very respectfully states and prays:

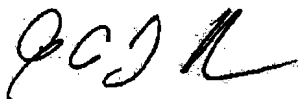
1. The undersigned attorney has a civil case of Departamento del Trabajo v. Genesis Security, San Juan Superior Court on March 4, from 9:00 in the morning.
2. Because the aforementioned process is a previous judicial duty, we respectfully request to reschedule the pre-hearing conference in this complaint, to a subsequent date in the month of March or April.
3. The undersigned attorney has calendar conflict on March 4 and 24. Also on April 1, 4, 18 and 30.

WHEREFORE, it is respectfully requested that the pre-hearing conference in this complaint be rescheduled to a subsequent date in the months of March or April, without conflict with the dates mentioned above.

I HEREBY CERTIFY that, on this same date I filed the foregoing by certified mail and e-mail to the Regional Hearing Clerk, US Environmental Protection Agency, Region 2, 290 Broadway, 16th floor, New York, New York, 10007-1866.

Respectfully submitted.

In San Juan, Puerto Rico, this 12th day of February, 2007.



José Alberto Feliciano Ramos

Attorney for respondent

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