

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2

BEFORE THE ADMINISTRATOR

In the Matter of

Puerto Rico Aqueduct and Sewer Authority

Respondent

Docket No. CAA-02-2012-1213

MOTION TO EXTEND TIME TO FILE PREHEARING EXCHANGE

Comes now Complainant, the U.S. Environmental Protection Agency, through the undersigned attorney, pursuant to Rule 22.7(b) of the Consolidated Rules of Practice, 40 C.F.R. § 22.7(b), and respectfully requests a thirty (30) day extension of time to file its initial prehearing exchange ("PHE") and as good cause therefore states as follows:

Complainant and Respondent, Puerto Rico Aqueduct and Sewer Authority ("PRASA"), are currently engaging in settlement discussions. However, a recent change in administration at PRASA has prolonged settlement discussions as information essential to the negotiations has been more difficult to obtain. Counsel for Complainant believes that the parties will be able to reach an agreement within the next few weeks. Complainant submits that it would be an unnecessary expenditure of resources and time to complete its PHE when the parties are diligently working to reach a settlement. Complainant requests an additional thirty days to ensure that the parties will have sufficient time to negotiate a settlement and obtain all necessary signatures and approvals, and provide copies of the executed settlement document to the necessary parties.

Complainant submits that the good cause requirement of 40 C.F.R. § 22.7(b) has been satisfied and thus, pursuant to 40 C.F.R. §§22.4(c)(2), 22.7(b), 22.16(a) and 22.19(a), moves for an order extending the time for to file its PHE from March 22, 2013 to April 22, 2013.

Prior to filing this Motion, the undersigned contacted Respondent as to the extension requested herein and Respondent indicated that it does not oppose the Motion.

Dated: March 14, 2013



Jocelyn Scott
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CERTIFICATE OF SERVICE

I certify that I have this day caused to be sent the foregoing **Motion to Extend Time to File a Prehearing Exchange**, dated March 14, 2013, and bearing the above-referenced docket number, in the following manner to the respective addressees below:

original and copy by UPS to:

Sybil Anderson
Headquarters Hearing Clerk
U.S. EPA, Office of Administrative Law Judges
1099 14th Street, NW
Suite 350W, Franklin Court
New York, NY 10007-1866;

copy by email and overnight mail, to:

M. Lisa Buschmann, Administrative Law Judge
U.S. EPA, Office of Administrative Law Judges
1200 Pennsylvania Avenue, NW
Mail Code 1900L
Washington, DC 20460-2001
oaljfiling@epa.gov

copy by email and regular mail to:

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3/14/13
Date

Brenda Hadley
Name