UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of: **DESARROLLADORA YAHIR, INC.** **and** **A & M GROUP, INC.** **Respondents**	**DOCKET NUMBER** **CWA-02-2025-3451**

STATUS REPORT

TO THE HONORABLE CHIEF ADMINISTRATIVE LAW JUDGE WRIGHT:

COMES NOW, Complainant, the United States Environmental Protection Agency, Region 2 ("Complainant" or "EPA"), and through the undersigned counsel, respectfully states, alleges and prays as follows:

1. On September 30, 2025, the EPA issued an Administrative Complaint, Findings of Violation, Notice of Proposed Assessment of an Administrative Penalty, and Notice of Opportunity to Request a Hearing ("Complaint") against Respondents Desarrolladora Yahir, Inc. ("DYI"), and A & M Group, Inc. ("A&M") pursuant to Section 309(g)(2)(B) of the Clean Water Act, 33 U.S.C. § 1319(g)(2)(B).

2. On February 11, 2026, the Honorable Chief Administrative Judge issued two orders: (i) an "Order for Respondents to Show Cause" to show cause as to why they failed to file an amended answer as directed by a previous order from December 4, 2025; and (ii) a "Prehearing Order" directing the parties to engage in settlement conference on or before February 27, 2026, and attempt to reach an amicable resolution of this matter; directing Complainant to file a Status Report regarding this conference and the status of settlement by March 6, 2026; and if the case is settled, to file a fully-executed Consent Agreement and Final Order with the Regional Hearing Clerk no later than March 27, 2026, with a courtesy copy with the Headquarters Hearing Clerk.

3. Complainant and Respondents engaged in settlement conferences on January 20, 27 and February 3, 10 and 20, and March 3, 2026. During these meetings the parties exchanged information and conducted extensive good faith discussions towards reaching settlement.

4. On March 3, 2026, Complainant and Respondents reached an agreement in principle to resolve this matter via settlement and dispose of all matters asserted in the administrative complaint, which was confirmed via email on March 6, 2026.

5. Complainant will work on a proposed Consent Agreement and Final Order ("CA/FO") for the Respondents' review. Once the CA/FO is finalized, it will be placed into concurrence within several EPA officers located in Region 2's offices for their review and concurrence. Also, to file a duly executed CA/FO, the review and signature of the Respondents is required. Once this process concludes, the fully executed CA/FO will immediately be filed compliant with the deadline set by the Prehearing Order (March 27, 2026).

6. Should additional time be required to file a CA/FO, the Complainant will timely submit a request for extension of time, supported by appropriate justification.

RESPECTFULLY SUBMITTED.

In Guaynabo, Puerto Rico, this 6th day of March 2026.

U.S. Environmental Protection Agency, **Region 2**
City View Plaza II
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Guaynabo PR, 00968
Tel.: (787) 977-5822

SUZETTE MELENDEZ COLON
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Suzette M. Meléndez-Colón
Assistant Regional Counsel
Email: melendez-colon.suzette@epa.gov

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Status Report dated March 6th, 2026, was sent this day to the following parties in the manner indicated below:

Original by ALJD E-Filing System to:
Mary Angeles, Headquarters Hearing Clerk
Administrative Law Judges Division
U.S. Environmental Protection Agency
https://yosemite.epa.gov/OA/EAB/EAB-ALJ_Upload.nsf

Copy by Electronic Mail to Respondents:

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Date: 2026.03.06 13:58:34 -04'00'