

UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
REGION 2

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In the Matter of:

Total Petroleum Puerto Rico Corp.
Respondent

Docket No. RCRA-02-2018-7101

RE: Complaint, Compliance Order, and Notice of
Opportunity for Hearing

PRELIMINARY STATEMENT

TO THE REGIONAL HEARING CLERK:

COMES NOW, Total Petroleum Puerto Rico, Corp. (hereinafter, "Respondent" or "TPPRC"), represented by the undersigned attorney and respectfully states and prays:

1. As indicated on the Status Report and Preliminary Statement filed by the United States Environmental Protection Agency ("USEPA") on November 23, 2018, after various telephone conferences and exchanging counteroffers, the parties have reached an agreement in principle and are currently working on the details of a Supplemental Environmental Project and the proposed settlement.
2. Nonetheless, the Prehearing Order issued by Hon. Chief Administrative Law Judge Judge, Susan L. Biro, on November 2, 2018, requires each party to file a Preliminary Statement that includes the following:
 - i. Identifies the party's preference for the location of the hearing;
 - ii. Indicates the party's consent to service of orders and decisions issued by the Court, and to e-mail service of the documents filed by other parties, by

e-mail only during this proceeding (service by e-mail includes sending a link via e-mail to an online file sharing service); and

iii. To provide a valid email address at which the party will accept such service.

1. Pursuant to the above, Respondent herein identifies the Federal District Court for the District of Puerto Rico as its preference for the hearing.

2. In addition, Respondent herein indicates its consent to service of orders and decisions by this court and other parties by e-mail only during this proceeding.

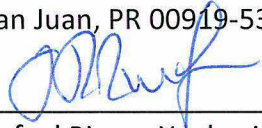
Respondent herein identifies as its e-mail address for such service as: rry@tcm.law.

I CERTIFY: that on this same date I sent via next day service, **an original and copy** to the Headquarters Hearing Clerk, Office of administrative Law Judges, U.S. Environmental Protection Agency, Ronald Reagan Building, Room M1200, 1300 Pennsylvania Ave., NW, Washington, DC 20004, and **a true and exact copy** of this motion by e-mail to Carolina Jordán-García, Esq. (Assistant Regional Counsel for the Caribbean Environmental Protection Agency, U.S. Environmental Protection Agency, Region 2), at jordan-garcia.carolina@epa.gov.

Respectfully submitted this December 3, 2018

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By: _____


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