

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, have reached a settlement in principle. However, recent scheduling conflicts, including the impact of furloughs on Complainant's schedule and vacation schedules, have precluded the parties from executing the settlement document before Complainant's May 18<sup>th</sup> due date for the Prehearing Exchange. Complainant submits that it would be an unnecessary expenditure of resources and time to complete its PHE when settlement has already been reached and the only matter remaining is the execution of the settlement document. 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 July 18, 2013 to August 18, 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: July 18, 2013



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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 July 18, 2013, and bearing the above-referenced docket number, in the following manner to the respective addressees below:

*original and copy by overnight mail to:*

Sybil Anderson  
Headquarters Hearing Clerk  
U.S. EPA, Office of Administrative Law Judges  
1099 14<sup>th</sup> Street, NW  
Suite 350W, Franklin Court  
Washington, DC 20005

*copy by email and overnight mail to:*

M. Lisa Buschmann, Administrative Law Judge  
U.S. EPA, Office of Administrative Law Judges  
1099 14<sup>th</sup> Street, NW  
Suite 350W, Franklin Court  
Washington, DC 20005  
oaljfilng@epa.gov

*copy by email and regular mail to:*

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7/18/13

Date

Elizabeth Leibin Dan

Name