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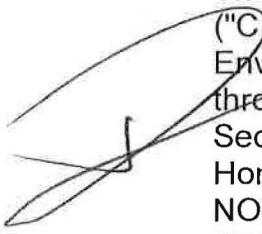
Tel.: (787) 620-0038
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July 21, 2016

Ms. Carmen Guerrero
Deputy Director
Caribbean Environmental Protection Division
City View Plaza II – Suite 7000
#48 Rd. 165 km 1.2
Guaynabo, PR 00968-8069

Re: Notice of Intent to Sue CDC, EPA, Commonwealth of Puerto Rico and its officers, Hon. Alejandro García Padilla, Hon. Myrna Comas and Hon. Ana Rius-Armendariz concerning violations of the Clean Water Act, Endangered Species Act and National Environmental Policy Act

Dear Ms. Guerrero:

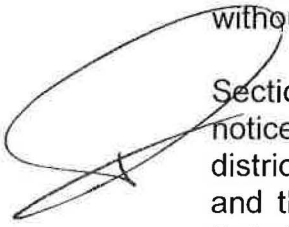
The Municipality of San Juan (MSJ) and its Mayor Hon. Carmen Yulin Cruz Soto ("Cruz Soto) hereby place the Center for Disease Control ("CDC"); the Environmental Protection Agency ("EPA"); the Commonwealth of Puerto Rico, through its Secretary of Justice; its Governor Hon. Alejandro García Padilla; the Secretary of Agriculture Myrna Comas and its Health Department Secretary, Hon. Ana Rius-Armendariz (collectively the "Commonwealth Defendants") on NOTICE OF INTENT TO SUE for violations of the Federal Clean Water Act ("CWA"); the Endangered Species Act ("ESA") and the National Environment Policy Act.

Specifically, this letter gives notice of MSJ and Cruz Soto's intent to sue and seek a Temporary Restraining Order, temporary and permanent injunction against the aforementioned parties for imminent violations to the Endangered Species Act. By proposing to indiscriminately apply Naled and other pollutants over the jurisdictional territory and waters of the Municipality of San Juan and Puerto Rico, the aforementioned parties, including the CDC will jeopardize the continued existence of endangered species and threatened species and will result in serious damage and modification of the critical habitat for such species. The aforementioned violations include the failure of the CDC to provide the required

biological assessments explaining how the aerial spraying of Naled affects the protected species and their habitat.

This letter also gives notice of the MSJ and Cruz Soto's intent to sue and seek a Temporary Restraining Order, temporary and permanent injunction against the aforementioned parties for imminent violations to the National Environmental Policy Act. By proposing to start aerial spraying of Naled without the required and reasonable environmental statement of impact, the CDC and the Commonwealth parties, are breaching NEPA requirements that all and any major federal action that impacts the environment, be preceded with a proper environmental assessment and statement of environmental impact prior to the commencement of such action. By pursuing the aerial spraying of toxic chemicals in delicate wetlands, estuaries and other protected areas the aforementioned defendants are seeking to evade their legal responsibility and obligations under NEPA, ESA and the Administrative Procedure Act ("APA").

Finally, this letter gives notice of MSJ and Cruz Soto's intent to sue and seek a Temporary Restraining Order, temporary and permanent injunction against the aforementioned parties for their imminent violations of an effluent standard or limitation by discharging pollutants from point sources into navigable waters without a permit in violation of the CWA. Furthermore, the aforementioned parties intend to commence the spraying of pesticides over waters of the United States without a CWA § 402 permit, 33 U.S.C. §1342.



Section 505(b) of the CWA, 33 U.S.C. § 1365(b) requires that sixty (60) days notice be given, prior to filing a citizen suit for violations of the CWA in federal district court, to the alleged violators, the U.S. Environmental Protection Agency and the state or territory in which the violations will occur. The MSJ and Cruz Soto thus provide such notice with this letter.

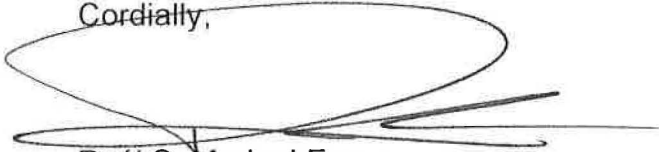
The MSJ and Cruz Soto believe that this Notice of Intent to Sue sufficiently states the grounds for filing suit. The MSJ and Cruz Soto will immediately seek redress in Federal Court for violations under ESA, NEPA and the APA. This serve Notice that a Verified Complaint will be filed under the aforementioned statutes to seek injunctive relief and a stay of the imminent aerial spraying of Naled in the Municipality and throughout Puerto Rico.

Furthermore, at the close of the 60 days notice period, unless the aforementioned parties have clearly ceased all efforts or actions to pursue the imminent aerial spraying of Naled over San Juan, Puerto Rico, the MSJ and Cruz Soto will file suit in Federal District Court under the CWA.

Pursuant to all of the aforementioned federal status the MSJ and Cruz Soto, in her official capacity, reserve the right to seek penalties, attorneys' fees and costs, as well as an injunction against further environmental violations.

The MSJ and Cruz Soto are represented in this matter by Mariani Franco Law P.S.C., Raúl S. Mariani-Franco, Esq. P.O. Box 9022864 San Juan, Puerto Rico 00902.

Cordially,

A handwritten signature in black ink, consisting of a large, sweeping loop at the top, followed by several horizontal strokes and a final flourish extending to the right.

Raúl S. Mariani Franco

C Ms. Judith A. Enck
Administrator for EPA/Region 2