



DEPARTMENT OF DEFENSE
JACKSONVILLE DISTRICT CORPS OF ENGINEERS
ANTILLES OFFICE
400 FERNANDEZ JUNCOS AVENUE
SAN JUAN, PUERTO RICO 00901-3299
20 January 2010

REPLY TO
ATTENTION OF

Antilles Regulatory Section
SAJ-2002-6525 (IP-JER)

Mr. Ángel Garcia, PE
Environmental Advisor
Port of The Americas
CSA Group, Inc.
Mercantil Plaza
Mezzanine Suite
San Juan, Puerto Rico 00918

Dear Mr. Garcia:

Reference is made to our meeting of August 25 and October 21, 2009, in which you requested the modification of the Permit granted for the development of the Port of The Americas, in the Ponce Harbor. Subject permit was originally issued on February 4, 2005 and executed on May 9, 2005.

Your modification request was coordinated with the Corps resource agencies. The proposed modification would need a formal section 7 consultation for critical habitat and listed species as stated by the National Marine Fishery Service. Therefore, the Corps has decided to issue a time extension of only one year, starting in February 4, 2010 in order to clear all issues regarding this case. As issues get resolved, specific modifications will be issued with the appropriate time to fulfill your requirements.

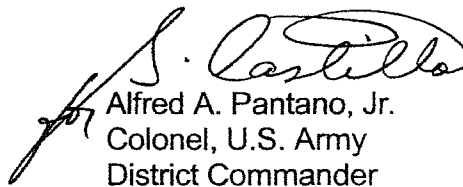
You, as the permittee, are responsible to comply with all the General and Special Conditions of your Department of the Army permit. We recommend that you review the permit instrument to assure compliance with all the terms and conditions of the permit.

As requested, the available time to continue the authorized project construction has been extended to one year. The end date is February 4, 2011. All other terms and conditions of the permit remain in full force and effect. You should attach this letter to the original permit.

If you have any questions, please contact Mr. Edgar W. Garcia in writing at the letterhead address or by telephone at 729-6944/6905, extension 3059.

BY THE AUTHORITY OF THE SECRETARY OF THE ARMY:

Sincerely,



Alfred A. Pantano, Jr.
Colonel, U.S. Army
District Commander