

Enclosure
CLEAN AIR ACT MOBILE SOURCE EXPEDITED SETTLEMENT AGREEMENT

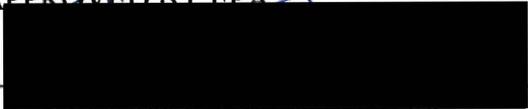
DOCKET NO. R9-CAA-17-1012

Respondent:

EGL Motor Inc.
1410 E Holt Blvd.
Ontario, CA 91761

1. The parties enter into this Clean Air Act Mobile Source Expedited Settlement Agreement (Agreement) in order to settle the civil violations discovered as a result of the inspection specified in Table 1, attached, incorporated into this Agreement by reference. The civil violations that are the subject of this Agreement are described in Table 2, attached, incorporated into the Agreement by reference, regarding the vehicles/engines specified therein.
2. Respondent admits to being subject to the Clean Air Act (CAA) and its associated regulations and that the United State Environmental Protection Agency (EPA) has jurisdiction over the Respondent and the Respondent's conduct described in Table 2. Respondent does not contest the findings detailed therein, and waives any objections Respondent may have to EPA's jurisdiction.
3. Respondent consents to the payment of a penalty in the amount of \$6,900 further described in Table 3, attached, incorporated into this Agreement by reference. Respondent agrees to follow the instructions in "CAA Mobile Source Expedited Settlement Agreement Instructions," attached, incorporated into this Agreement by reference. Respondent certifies that the required remediation, detailed in Table 3, has been carried out.
4. By its first signature below, EPA approves the findings resulting from the inspection and alleged violations set forth in Table 1 and Table 2. Upon signing and returning this Agreement to the EPA, Respondent consents to the terms of this Agreement without further notice. Respondent acknowledges that this Agreement is binding on the parties signing below, and becomes effective on the date of the EPA Approving Official's ratifying signature.

APPROVED BY EPA:



Joel Jones, Assistant Director

Date: 1/10/18

APPROVED BY RESPONDENT:

Name (print): Richard Yang

Title (print): Manager

Signature: 

Date: 2/1/2018

RATIFIED BY EPA:



Joel Jones, Assistant Director

Date: 2-22-18

Table 1 - Inspection Information

Entry/Inspection Date(s):		Docket Number:	
Feb.22, 2017/March 16, 2017		R 9 - C A A - 1 7 - 1 0 1 2	
Inspection Location:		Entry/Inspection Number(s)	
Price Transfer Warehouse		8 B J - 1 0 1 0 0 3 0 - 0	
Address:			
2711 East Dominguez Street			
City:		Inspector(s) Name(s):	
Long Beach		Janice Chan and Rose Galer	
State:	Zip Code:	EPA Approving Official:	
CA	90810	Joel Jones	
Respondent:		EPA Enforcement Contact:	
EGL Motor Inc.		Roshni Brahmhatt, 415-972-3995	

Table 2 - Description of Violations and Vehicles/Engines

The 112 all-terrain vehicles (Subject ATVs) described below and imported by EGL Motor Inc. were found to be in violation of Sections 203(a)(1) and 213(d) of the Clean Air Act (CAA), 42 U.S.C. §§ 7522(a)(1) and 7547(d), and the regulations codified at 40 C.F.R. §§ 1068.101(a)(1), and 1068.101(b)(5), which collectively prohibit the importation of engines or equipment containing these engines unless they are covered by a valid EPA certificate of conformity (COC) or are properly exempted or excluded.

During the inspection of the Subject ATVs, the EPA inspectors took a sample muffler/exhaust assembly from a Madix-3 model ATV, and sent it to an EPA laboratory for analysis. EPA considers this model to be representative of all models in engine family HEGLX.124LYB. Physical and chemical examination of the muffler assembly of the sampled exhaust system revealed that the design of the catalyst contained therein is materially different from the catalyst design specified in the COC application for engine family HEGLX.124LYB. Specifically, the ratio of precious metals and loading in the tested sample differed significantly from the certified design. EGL Motor Inc. committed 112 violations of the CAA of the corresponding regulations cited above.

Subject Vehicles	Model	Manufacturer	Claimed Engine Family	Model Year	Quantity
ATVs	Madix-3	Yongkang Eagle Motor Co., Ltd.	HEGLX.124LYB	2017	112

Table 3 - Penalty and Required Remediation

Penalty	\$6,900
Required Remediation	EGL Motor Inc. must provide the EPA with a report and documentation showing that the Subject ATVs have been destroyed or exported to countries other than Canada and Mexico.