

Enclosure

CLEAN AIR ACT VEHICLE AND ENGINE EXPEDITED SETTLEMENT AGREEMENT

DOCKET NO. R9-CAA-20-1008

Respondent: S. Diesel, LLC, d/b/a Strictly Diesel  
2215 W. Parkside Ln  
Phoenix, Arizona 85027

1. The parties enter into this Clean Air Act Vehicle and Engine Expedited Settlement Agreement (Agreement) in order to settle the civil violation(s) discovered as a result of the inspection(s) specified in Table 1, attached, incorporated into this Agreement by reference. The civil violation(s) that are the subject of this Agreement are described in Table 2, attached, incorporated into the Agreement by reference, regarding the vehicle(s)/engine(s) specified therein.
2. Respondent admits to being subject to the Clean Air Act (CAA) and its associated regulations and that the United States Environmental Protection Agency (EPA) has jurisdiction, pursuant to Section 205(c)(1) of the CAA, 42 U.S.C. § 7524(c)(1), over the Respondent and the Respondent's conduct described in Table 2. Respondent neither admits nor denies the findings detailed therein and waives any objections Respondent may have to the EPA's jurisdiction.
3. Respondent certifies that payment of the penalty has been made in the amount of \$9,160. Respondent has followed the instructions in "CAA Vehicle and Engine Expedited Settlement Agreement Instructions," attached, incorporated into this Agreement by reference. Respondent certifies that the required compliance measures, specified in Table 3 and incorporated into this Agreement by reference, have been carried out.
4. By its first signature below, the EPA approves the findings resulting from the inspection(s) and alleged violation(s) 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 Delegated Official's ratifying signature.
5. The parties consent to service of this Agreement by electronic delivery at the Respondent's e-mail noted below.

APPROVED BY EPA:

Claire Trombadore  
Claire Trombadore, Assistant Director

Date: 2/21/20

APPROVED BY RESPONDENT:

Name (print): DENNIS SCHROEDER

Title (print): CO-OWNER

Signature: [Signature]

Email (print): DENNIS @ STRICTLYDIESEL.COM

Date: 5-4-2020

RATIFIED BY EPA:

CLAIRE TROMBADORE  
Claire Trombadore, Assistant Director

Digitally signed by CLAIRE TROMBADORE  
Date: 2020.05.28 14:32:27 -0700

Date: \_\_\_\_\_

**Table 1 - Information Collection**

<b>Dates Information Collected:</b>		<b>Docket Number:</b>	
March 13, 2019 and October 28, 2019		R 9 C A A 2 0 1 0 0 8	
<b>Respondent Location:</b>			
2215 W. Parkside Ln			
<b>City:</b>		<b>Inspectors Names:</b>	
Phoenix		Janice Chan and Rose Galer	
<b>State:</b>	<b>Zip Code:</b>	<b>EPA Approving Official:</b>	
AZ	85027	Claire Trombadore	
<b>Respondent:</b>		<b>EPA Enforcement Contact:</b>	
S. Diesel, LLC d/b/a Strictly Diesel		Scott Connolly	

**Table 2 - Description of Violations and Vehicles/Engines**

EPA obtained evidence that Respondent sold and/or offered for sale the defeat device products listed below which render inoperative emission control systems on EPA-certified motor vehicles. It is a violation of Section 203(a)(3)(B) of the CAA, 42 U.S.C. § 7522(a)(3)(B) to sell, offer for sale, or install a defeat device(s) intended for use with EPA-certified motor vehicles and engines. Based on information summarized below, EPA finds that Respondent has committed 19 violations of Section 203(a)(3) of the CAA, 42 U.S.C. § 7522(a)(3).

Defeat Device Description	Make	Part #	Quantity	Date Range
Cat Delete Test Pipe	MBRP	FAL414	1	3/15/2019
Cat Delete Test Pipe	MBRP	GMAL401	1	2/7/2019
X4 Tuner	SCT	7015	11	2/16/18 – 9/20/2018
X4 Tuner with GH Tune Pack	SCT & GH Tuning	7015-GH	2	3/2/18 -6/7/2018
X4 Tuner with DP-Tuner Tune Pack	SCT and DP-Tuner	7015-DP	1	1/12/2018
X4 Tuner with Innovative Tune Pack	SCT and Innovative Diesel	7015-IDP	2	6/29/18 – 8/13/2018
EFI Tune Pack	Hardway Performance	N/A	1	5/23/2018

**Table 3 - Penalty and Required Compliance Measures**

Penalty	\$9,160
Required Compliance Measures	In addition to paying the monetary penalty, Respondent must comply with the prohibitions under Section 203(a)(3) of the CAA, 42 U.S.C. § 7522(a)(3), including to cease and refrain from selling or offering to sell any device that defeats, bypasses, or otherwise renders inoperative an emission component of any motor vehicle or engine regulated by the EPA Respondent acknowledges receipt of the Compliance Plan attached as the Appendix.