



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

**CERTIFIED MAIL NO.
RETURN RECEIPT REQUESTED VIA EMAIL**

Yishang Trading (Guangzhou) Co.
c/o Rick Ding
2845 E Howlett Lane
Ontario, CA 91762
rding@moreprousa.com

**Re: Clean Air Act Vehicle and Engine Expedited Settlement Agreement
Docket No. CAA-02-2023-1213**

Dear Yishang Trading (Guangzhou) Co.:

An authorized representative of the United States federal government conducted an inspection to determine your company's compliance with the Clean Air Act (CAA) and regulations promulgated thereunder. The details of this inspection are outlined in the enclosed Clean Air Act Vehicle and Engine Expedited Settlement Agreement (Agreement). As a result of the inspection, it was determined that your company failed to comply with the CAA and the associated regulations. The Agreement describes the violations.

You may resolve these violations using an expedited process that involves significantly lower penalties than those sought through the normal settlement process. The United States Environmental Protection Agency (EPA) is authorized to enter into the Agreement under the authority vested in the EPA Administrator by Section 205(c)(1) of the CAA, 42 U.S.C. § 7524(c)(1). After the Agreement becomes effective, the EPA will take no further civil penalty action against your company for the violations described in the Agreement. However, the EPA does not waive any rights to take an enforcement action for any other past, present, or future violations of the CAA or of any other federal statute or regulation.

If you do not sign and return the enclosed Agreement as presented within **30 calendar days** of its receipt, and meet all of your obligations under the Agreement, then the proposed Agreement will be withdrawn, with no need of additional notice to you, and without prejudice to the EPA's ability to file any other enforcement action for the violation(s) identified in the Agreement and seek penalties of up to \$51,796 per violation pursuant to 40 C.F.R. § 19.4. Please refer to the "CAA Vehicle and Engine Expedited Settlement Agreement Instructions," enclosed, for instructions on accepting and executing this Agreement.

Please contact Richard Kan at 212) 637-4017 or Kan.Richard@epa.gov with any questions.

Sincerely,

Anderson, Kate Digitally signed by
Anderson, Kate
Date: 2022.12.15 13:36:03
-05'00' *for*

Dore F. LaPosta, Director
Enforcement and Compliance Assurance Division

Enclosure

Enclosure
CLEAN AIR ACT VEHICLE AND ENGINE EXPEDITED SETTLEMENT
AGREEMENT

DOCKET NO. **CAA-02-2023-1213**

Respondent: Yishang Trading (Guangzhou) Co
c/o Rick Ding
2845 E Howlett Lane
Ontario, CA 91762
rding@moreprousa.com

1. The parties enter into this Clean Air Act Vehicle and Engine 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 engines 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 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 **\$3,587**. Respondent has followed the instructions in the "CAA Vehicle and Engine Expedited Settlement Agreement Instructions," attached, incorporated into this Agreement by reference. Respondent certifies that the required remediation, specified in Table 3 and incorporated into this Agreement by reference, has been carried out.
4. By its first signature below, the EPA approves the findings resulting from the inspection) and the 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 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:

Anderson, Kat

Digitally signed by
Anderson, Kate

Date: 2022.12.15 13:36:53
-05'00'

for

Date: _____

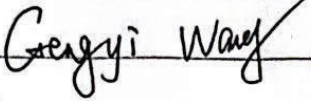
Delegated Official: Dore F. LaPosta, Director
Enforcement and Compliance Assurance Division

APPROVED BY RESPONDENT

Name (print): Gengyi Wang

Title (print): President

Email (print): 69409161@qq.com

Signature: 

Date: 2023.01.04

RATIFIED BY EPA:

FOR Anderson, Kate

Digitally signed by
Anderson, Kate
Date: 2023.02.01 08:31:55
-05'00'

Date: _____

**Delegated Official: Dore F. LaPosta, Director
Enforcement and Compliance Assurance Division**

Table 1 - Inspection Information															
Inspection Date(s):				Docket Number:											
February 10, 2022				0	2	-	2	0	2	3	-	1	2	1	3
Inspection Location Name:				Entry Number s):											
East Coast Warehouse				8	X	6	-	0	0	5	9	9	0	7	7
Address:				Date of Entry Detention by CBP:											
1140 Polaris Street				February 11, 2022											
City:				Inspector s) Name s :											
Elizabeth				CBPO Donnellan											
State:		Zip Code:		EPA Approving Official:											
NJ		07201		Dore F. LaPosta											
Importer Name Respondent :				EPA Enforcement Contact:											
Yishang Trading (Guangzhou) Co.				Richard Kan - 212) 637-4017 Julian Velez – 212) 637-3464											

Table 2 - Description of Violation and Vehicles/Equipment				
<p>On or about December 30, 2021, Yishang Trading (Guangzhou) Co. Respondent) imported the engines described at the bottom of Table 2 the Subject Engines). Authorized federal inspectors examined the Subject Engines and did not observe any Emission Control Information ECI labels on the Subject Engines. On February 10, 2022, EPA contacted the customs broker on record and requested supporting documentation for the Subject Engines. On February 15, 2022, the customs broker confirmed with the importer that there is no relevant documentation pertaining to any CAA certification of the Subject Engines and communicated to EPA that the Subject Engines may be destroyed. The EPA has found no evidence indicating the Subject Engines are certified, exempt or otherwise excluded from coverage under Title II the Clean Air Act CAA) and its implementing regulations. Accordingly, by importing the Subject Engines, Respondent has committed 85 violations of CAA Sections 203(a) 1 and 213(d), 42 U.S.C. §§ 7522(a)(1 and 7547(d), and the regulations codified at 40 C.F.R. § 1068. 101(a) 1) and b)(5).</p>				
Vehicle/Equipment Description	Observed Engine Manufacturer	Observed Model Year	Observed Engine Family	Quantity
OT-YCZYQ-4174, Bicycle Engine Kit	Unknown	N/A	N/A	49
BI-MLPQ-2343, Diesel Engine	Unknown	N/A	N/A	35

OT-ML-0079, 4 Stroke Gas Engine	Lei Jian	N/A	N/A	1
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Table 3 - Penalty and Required Remediation	
Penalty	\$3,587
Required Remediation	In addition to paying the monetary penalty, Respondent must provide to the EPA documentation showing that the Subject Engines have been destroyed, exported to a country other than Canada or Mexico, or are under exclusive control by U.S. Customs and Border Protection (CBP) pending exportation or destruction. Respondent must cease and refrain from importing vehicles or engines that are prohibited under Section 202 of the Clean Air Act, 42 U.S.C. §§ 7522, and its implementing regulations.

CAA VEHICLE AND ENGINE EXPEDITED SETTLEMENT AGREEMENT INSTRUCTIONS

Within 30 days from your receipt of the Agreement, you must pay the penalty as described below:

Payment method 1 – Preferred (electronic): Pay online through the Department of the Treasury using **WWW.PAY.GOV**. In the Search Public Form field, enter SFO 1. 1, click EPA Miscellaneous Payments - Cincinnati Finance Center and complete the SFO Form Number 1.1. The payment shall be identified in the online system with Docket Number listed below.

On the same day, once you submit your payment, send an email to “cinwd_acctsreceivable@epa.gov” and the EPA contact email address noted below. Include in the subject line: “Payment Confirmation for Yishang Trading (Guangzhou) Co. - Docket Number CAA-02-2023- 1213.” Attach a copy of the Agreement and your payment receipt to the email.

Payment method 2 (check): Mail, via CERTIFIED MAIL, a certified check payable to the United States of America marked with Yishang Trading (Guangzhou) Co., and the Docket Number listed below, with a copy of the Agreement to:

U. S. Environmental Protection Agency
Government Lockbox 979077
1005 Convention Plaza
SL-MO-C2-GL
St. Louis, MO 63101
Attn: Docket Number CAA-02-2023- 1213

Within 30 days from your receipt of the Agreement, you must email Kan.Richard@epa.gov a scanned copy of the following:

- 1) the original signed Agreement,**
- 2) the documentation of your Required Remediation corrective action(s) taken, and**
- 3 proof of payment meaning, as applicable, a photocopy of the original certified penalty check or confirmation of electronic payment).**

If you prefer to mail this information via CERTIFIED MAIL, you may contact the EPA at the phone number listed below to confirm this arrangement Note that mailed information must be postmarked within 30 days of your receipt of the Agreement).

If you have any questions or would like to request an extension due to extraordinary circumstances, you may contact Richard Kan at (212) 637-4017. The EPA will consider whether to grant an extension on a case-by-case basis where appropriate justification is provided. The EPA will not accept or approve any Agreement returned more than 30 days after the date of your receipt of the Agreement unless an extension has been granted by the EPA in writing. If you believe that the alleged violations are without merit and you can provide evidence contesting the allegations), you must provide such information to the EPA as soon as possible but no later than 30 days from your receipt of the Agreement.

Unless an extension has been granted in writing by the EPA, if you do not sign and return the Agreement with proof of payment of the penalty amount and a report detailing your corrective action(s) within 30 days of your receipt of the Agreement, the Agreement is automatically withdrawn, without prejudice to the EPA's ability to file an enforcement action for the above or any other violations. Failure to return the Agreement within the approved time does not relieve you of the responsibility to comply fully with the regulations, including correction of the violation(s) specifically identified in the enclosed Tables. If you choose not to enter into this Agreement and fully comply with its terms, the EPA may pursue more formal enforcement measures to correct the violation(s) and seek penalties of up to \$51,796 per violation pursuant to 40 C.F.R. § 19.4.