

**Enclosure**  
**CLEAN AIR ACT MOBILE SOURCE EXPEDITED SETTLEMENT AGREEMENT**

DOCKET NO. CAA-12-7986

Respondent: Mr. Jay D. White, President  
Dometic, LLC  
2320 Industrial Parkway  
Elkhart, IN 46516

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 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 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 \$9,000, 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 specified in Table 3, incorporated into this Agreement by reference, 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 Expedited Settlement Agreement to 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 Air Enforcement Division Director's ratifying signature.

APPROVED BY EPA:

  
\_\_\_\_\_  
Phillip A. Brooks, Director, Air Enforcement Division

Date: 1/5/2012

APPROVED BY RESPONDENT:

Name (print): J. Douglas White TE

Title (print): PRESIDENT, DOMETIC LLC

Signature:   
\_\_\_\_\_

Date: 3/13/12

RATIFIED BY EPA:

  
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Phillip A. Brooks, Director, Air Enforcement Division

Date: 3/30/12

**Table 1 - Inspection Information**

<b>Entry/Inspection Date(s):</b>		<b>Docket Number:</b>	
May 13, 2011 / May 24, 2011		C A A - 1 2 - 7 9 8 6	
<b>Inspection Location:</b>		<b>Entry/Inspection Number(s)</b>	
KPAC Warehouse		U P S - 5 2 2 8 8 7 3 - 8	
<b>Address:</b>			
2602 Port of Tacoma Road			
<b>City:</b>		<b>Inspector(s) Name(s):</b>	
Tacoma		Kathleen Mar	
<b>State:</b>	<b>Zip Code:</b>	<b>EPA Approving Official:</b>	
WA	98421	Phillip A. Brooks	
<b>Respondent:</b>		<b>EPA Enforcement Contact:</b>	
Dometic, LLC		David Alexander, telephone (202) 564-2109	

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

The engines described below were found to be uncertified because they do not conform to the design specifications for engine family BYKXS.1501XG. Specifically, the engines have adjustable carburetor idle mixture screws that were not disclosed in the application for certification of engine family BYKXS.1501XG, as required by 40 C.F.R. § 90.107(d)(6). The California Air Resources Board approved a tamper resistance method for engine family BYKXS.1501XG consisting of a metal plug covering the carburetor idle mixture screw. However, the carburetor idle mixture screw on the imported engines was covered with a black plastic cap that was easily removable with ordinary tools. Because these engines are materially different from the certified design, they are not covered by a COC. Since these engines are uncertified, their importation is in violation of 40 C.F.R. § 90.1003(a)(1).

Equipment Description	Engine Family	Manufacturer	Model Year	Quantity
Gasoline Generator LW3000 PLUS	BYKXS.1501XG	Yongkang Xinguang Electrical Manufacture Co., Ltd.	2011	216

**Table 3 - Penalty and Required Remediation**

<b>Penalty</b>	\$9,000
<b>Required Remediation</b>	Dometic, LLC, must provide EPA with documentation that the 216 generators described above have been destroyed or exported to a country other than Canada or Mexico.