

Enclosure
CLEAN AIR ACT MOBILE SOURCE EXPEDITED SETTLEMENT AGREEMENT

DOCKET NO. CAA-10-7920

Respondent: Hong Jie Zhang
Titan Imports, Inc.
6530 Rochester Ave.
Rancho Cucamonga, CA 91730

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 \$5,100, further described in Table 3, attached, incorporated into the 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 Expedited Settlement Agreement to EPA, Respondent consents to the terms of the Expedited Settlement without further notice. Respondent acknowledges that this Expedited Settlement 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:

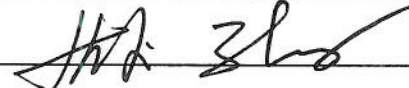

Phillip A. Brooks, Director, Air Enforcement Division

Date: 5/13/2010

APPROVED BY RESPONDENT:

Name (print): Hong Jie Zhang

Title (print): President

Signature: 

RATIFIED BY EPA:


Phillip A. Brooks, Director, Air Enforcement Division

Date: 9/23/2010

Table 1 - Inspection Information

Entry/Inspection Date(s):		Docket Number:	
January 12, 2010		C A A - 1 0 - 7 9 2 0	
Inspection Location:		Entry/Inspection Number(s)	
FCL Logistics		E W X 1 0 0 3 4 7 9 6	
Address:			
1240 E. 230 th Street			
City:		Inspector(s) Name(s):	
Carson		C. Woolford, M. Johnson	
State:	Zip Code:	EPA Approving Official:	
CA	90745	Phillip A. Brooks	
Respondent:		EPA Enforcement Contact:	
Hong Jie Zhang		Robert Polin, 202-564-4292	

Table 2 - Description of Violation and Vehicles/Engines

EPA has determined that the Utility Vehicles listed below (UTVs) were imported by Titan Imports, Inc. (Titan), and are not covered a certificate of conformity (COC). EPA found that the UTVs are not covered by the COC because the certificate application described vehicles having no adjustable parameters, while the imported UTVs have a carburetor needle jet with a clip, which is an adjustable parameter because changing the position of the clip would affect emissions. In addition, EPA determined that the manufacturer and model of the carburetor in the UTVs is different from the manufacturer and model of the carburetor described in the application for the COC. A COC covers only those vehicles that conform in all material respects to the design described in the application for the COC. Therefore, EPA finds that the vehicles are materially different from the certified design and, as a result, are not covered by the COC issued for engine family ATMTX.700A10. Thus, Titan has imported the UTVs in violation of 42 U.S.C. § 7522 (a) and 40 C.F.R. § 1068.101(a)(1).

Equipment Description	Engine Family	Manufacturer	Model Year	Quantity
700 cc Utility Vehicles	ATMTX.700A10	Chongqing Huansong	2010	10

Table 3 - Penalty and Required Remediation

Penalty	\$5,100
Required Remediation	Either destroy the 10 UTVs or export them to a country other than Canada or Mexico.