

Enclosure
CLEAN AIR ACT MOBILE SOURCE EXPEDITED SETTLEMENT AGREEMENT

DOCKET NO. CAA-10-7908

Respondent: **Kenny Hoang**
Puma Industries, Inc.
1992 Airway Blvd.
Memphis, TN 38114

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 the penalty in the amount specified 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 inspection findings and alleged violations set forth in Table 1 and Table 2. Upon signing and returning this Expedited Settlement Agreement to EPA, Respondent consents to EPA's approval of the Expedited Settlement without further notice. Respondent acknowledges that this Expedited Settlement Agreement is binding on the parties signing below, and becomes effective upon the date ratified by the EPA Air Enforcement Division Director.

APPROVED BY EPA:


for Pamela J. Mazakas, Acting Director, Air Enforcement Division

Date: 11/20/2009

APPROVED BY RESPONDENT:

Name (print): Kenny Huang

Title (print): Vice President

Signature: 

RATIFIED BY EPA:


Pamela J. Mazakas, Acting Director, Air Enforcement Division

Date: 12/15/09

Table 1 - Inspection Information

Entry/Inspection Date(s)		Docket Number:	
March 7, 2009; March 16, 2009		C A A - 1 0 - 7 9 0 8	
Inspection Location		Entry/Inspection Number(s)	
CBP C.E.S. Operations Complex		B D Q - 3 0 4 4 4 2 6 - 1	
Address			
2711 E. Dominguez St.			
City:		Inspector(s) Name(s):	
Long Beach		Ben Foster and Jack Tsou	
State:	Zip Code:	EPA Approving Official:	
CA	90810	Pamela J. Mazakas	
Respondent:		EPA Enforcement Contact:	
Kenny Hoang		David Alexander 202-564-2109	

Table 2 - Description of Violation and Vehicles/Engines

On or about March 7, 2007, Puma Industries, Inc. (Puma), imported 30 spark-ignition (gasoline) engines that are uncertified because their carburetors have adjustable air/fuel mixture screws and thus do not conform to the design specifications in the application for certification. Therefore, Puma is liable for 30 violations under Section 203 of the Clean Air Act (42 U.S.C. § 7522) and 40 C.F.R § 90.1003(a)(1)(ii).

Equipment Description	Engine Family	Manufacturer	Model Year	Quantity
Gasoline Powered Air Compressor	8HNXS.163A5A	Honda Motor Co.	Unknown (Manufactured in Oct. 2008)	30

Table 3 - Penalty and Required Remediation

Penalty	\$900
Required Remediation	Puma must export or destroy the 30 above-mentioned engines to a country other than Mexico or Canada and provide EPA with a report and documentation proving that such exportation or destruction has occurred.