

September 7, 2016

The Honorable Gina McCarthy
Administrator
Environmental Protection Agency
1200 Pennsylvania Avenue, N.W.
Washington, DC 20460

Re: 60-Day Notice of Citizen Suit

Dear Ms. McCarthy:

We are writing on behalf of New England Gen-Connect, LLC ("Gen-Connect ") to provide you with notice of our intent to file suit against the U.S. Environmental Protection Agency (EPA) and you, in your official capacity as Administrator of EPA, for unreasonable delay in responding to our May 19, 2016, Petition for EPA action to address and shutdown a number of companies failing to comply EPA regulations ("Petition," Attachment A).

We petitioned EPA under Title 40 of the Code of Federal Regulations "Control of Emissions from New, Small Nonroad Spark-Ignition Engines and Equipment," ("Emissions Control Act") to take action to remedy violations of the Act by certain generator conversion kit companies. Specifically, we pointed out the specific provisions in Sections 1068.101(a)(1) -(b)(1) of the Emissions Control Act in which these companies were and currently are violating.

The Emissions Control Act requires special provisions for converting an engine to use an alternate fuel, specifically, that converting a certified new or not new engine to run on a different fuel type violates CFR 40 §1068.101(a)(1) -(b)(1) if the modified engine is not covered by a certificate of conformity. None of the complained of companies' conversion kits or converted generators are currently covered by a certificate of conformity as required. An investigation into these companies would be simple, inexpensive, and quick, yet the EPA has undertaken no steps to police these companies.

The following companies were provided to Evan Besler of the EPA and to date no action has been taken:

Smart Generators, LLC
1 Hartwell Place
Woodmere, NY 11598

<http://www.nysmartgenerators.com/product/stf9375-honda-tri-fuel-generator-9375-starting-watts-7500-running-watts-carb-approved-for-california/>

844-874-3835

Hutch Mountain
Monroe, Utah
<http://hutchmountain.com/hutch-mountain--products.html>

Alternate Fuels Technologies, Inc.
265 N Fiske Rd.
Coldwater, MI 49036-9133
www.PropaneCarbs.com
<https://www.propanecarbs.com/honda.html>
1-877-425-8383

Nash Fuel, Inc
200 Delta Drive
Nicholasville, KY 40356
<http://www.nashfuel.com/>
<http://nashfuel.ecrater.com/filter.php?keywords=honda&x=0&y=0>
859-881-0509

US Carburetion, Inc.
416 Main Street
Summersville, WV 26651
1-800-553-5608
<http://www.propane-generators.com/>

Gen-Connect and its counsel would prefer to resolve this matter without the need for litigation. Therefore, we look forward to EPA taking action within 60 days. If you do not do so, however, we will have to file a complaint.

Please direct all correspondence and communications regarding this matter to the undersigned. We look forward to hearing from you.

Best Regards,

/s/ Brendan M. Shortell
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