

Enclosure

CLEAN AIR ACT MOBILE SOURCE EXPEDITED SETTLEMENT AGREEMENT

DOCKET NO. MSEB 2016-8276

Respondent: Stark International Inc.
13850 Central Ave Suite 200
Chino, CA 91710

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 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 does not contest the findings detailed therein, and waives any objections Respondent may have to the EPA's jurisdiction.
3. Respondent consents to the payment of a penalty in the amount of \$5,000, 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, detailed in Table 3, has been carried out.
4. By its first signature below, the EPA approves the findings resulting from the inspection and 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 Air Enforcement Division Director's ratifying signature.

APPROVED BY EPA:

for [Redacted] Evan Belser
Phillip A. Brooks, Director, Air Enforcement Division

Date: Sept. 19, 2016

APPROVED BY RESPONDENT:

Name (print): Sir Fung See
Title (print): owner
Signature: [Redacted]

Date: 10/25/2016

RATIFIED BY EPA:

for [Redacted]
Phillip A. Brooks, Director, Air Enforcement Division

Date: Nov. 18, 2016

Table 1 - Inspection Information

Entry/Inspection Date(s):		Docket Number:	
January 19, 2016		C A A - 1 6 - 8 2 7 6	
Inspection Location:		Entry/Inspection Number(s)	
MET Price		9 G F - 1 0 0 7 4 4 7 - 4	
Address:			
2711 E. Dominguez Street		2 0 1 6 0 1 1 9 1 4 1 9 0 1	
City:		Inspector(s) Name(s):	
Carson		Kingsley Adeduro and Nathan Dancher	
State:	Zip Code:	EPA Approving Official:	
CA	90810	Phillip A. Brook	
Respondent:		EPA Enforcement Contact:	
Stark International Inc.		Nathan Dancher (Region 9), 415-972-3482	

Table 2 - Description of Violation and Equipment

The 500 gasoline generators imported by Stark International Inc. (Stark) on or about January 4, 2016 and described below (the Subject Generators) were found to be uncertified with respect to new, small nonroad spark-ignition equipment and engine standards under Title II of the Clean Air Act (CAA) due to the following issue: non-conforming catalysts from specifications in Certificate of Conformity (COC) for claimed engine family FFLTS.0635GA. Specifically, testing and analysis of the precious metal (PM) content of the sampled catalyst revealed that it is materially different from the certified design. Because a COC covers only equipment that is materially the same (including catalyst design, a key factor in emissions control) as those described in the COC application, the Subject Generators are not covered by a valid COC. The EPA has found no evidence that the Subject Generators are otherwise excluded from coverage. Specific violations are below. Thus, Stark has imported the Subject Generators in violation 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).

Equipment Description	Claimed Engine Manufacturer	Model Year	Claimed Engine Family	Quantity
Portable Generator with Gasoline Engine	Fuzhou Launtop MRE Co. Ltd.	2015	FFLTS.0635GA	500

Table 3 - Penalty and Required Remediation

Penalty	\$5,000
Required Remediation	Stark must export the above mentioned 500 uncertified Subject Generators to a country other than Canada or Mexico, and provide the EPA with a report documenting such exportation.