

Enclosure
CLEAN AIR ACT MOBILE SOURCE EXPEDITED SETTLEMENT AGREEMENT

DOCKET NO. R9-CAA-18-1009

Respondent: Synergy Fulfillment Services Inc.
4418 Ellis Lane
El Monte, California, 91731

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 **\$200** 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 Region 9 Assistant Director's ratifying signature.

APPROVED BY EPA:



Joel Jones, Assistant Director, Enforcement Division, EPA Region 9

Date: 3/8/18

APPROVED BY RESPONDENT:

Name (print): Kerrt Lai

Title (print): Manager

Signature: 

Date: 3/27/18

RATIFIED BY EPA:



Date: 4-5-18

Table 1 - Inspection Information	
Entry/Inspection Date(s): September 13, 2016/November 16, 2016	Docket Number: R 9 C A A 1 8 - 1 0 0 9
Inspection Location: Cal Cartage	Entry/Inspection Number(s) B U U - 1 1 2 3 3 4 5 - 5
Address: 22351 Wilmington Ave.	2 0 1 6 1 1 1 6 1 3 0 5 0 1
City: Carson	Inspector(s) Name(s): Andrew Chew, Andrew Zellinger & Dan Fernandez
State: CA Zip Code: 90745	EPA Approving Official: Joel Jones
Respondent: Kent Lai	EPA Enforcement Contact: John Brock (Region 9), 415-972-3999

Table 2 - Description of Violation and Equipment				
<p>Synergy Fulfillment Services Inc. imported 31 bicycle engines described below (the Subject Engines) on or about September 13, 2016. EPA was unable to find any markings on the engines or their packaging that indicated the manufacturer or model of the engines. EPA further determined that Synergy Fulfillment has not been issued any Certificates of Conformity (COCs) for any vehicles or engines. Finally, Synergy Fulfillment did not submit any EPA declaration to Customs and Border Protection (CBP) claiming any exemption or exclusion from EPA regulations. For these reasons, EPA found that the Subject Engines are not covered by a valid Certificate of Conformity, exemption or exclusion. Accordingly, Synergy Fulfillment Services Inc. has imported the Subject Engines 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).</p>				
Equipment Description	Claimed Engine Manufacturer	Model Year	Claimed Engine Family	Quantity
Bicycle engines	Unknown	Unknown	Unknown	31

Table 3 - Penalty and Required Remediation	
Penalty	\$200
Required Remediation	Synergy Fulfillment Services Inc. must export the above mentioned 31 uncertified Subject Engines to a country other than Canada and provide the EPA with a report documenting such exportation.