

**U.S. ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C.**

In the Matter of:

Taotao USA, Inc.,

Respondent

**Administrative Settlement
Agreement**

AED/MSEB #7872

Purpose

1. The United States Environmental Protection Agency (EPA) and Taotao USA, Inc., a Texas corporation, (Taotao) enter into this Administrative Settlement Agreement (Agreement) to resolve allegations of non-compliance with the Clean Air Act, 42 U.S.C. § 7401 *et seq.* (Act), and its implementing regulations at 40 C.F.R. Parts 1051 and 1068.

Statutory & Regulatory Authority

2. Section 203(a)(1) of the Act, 42 U.S.C. § 7522(a)(1), prohibits a manufacturer or importer from selling, offering for sale, introducing, delivering for introduction into commerce, or importing, any vehicle or engine after the applicable effective date of the regulations unless such vehicle or engine is covered by a certificate of conformity issued by EPA. Section 203(a) also prohibits any person or entity from causing such actions.
3. Section 216 of the Act, 42 U.S.C. § 7550, defines a manufacturer as any person engaged in the manufacturing or assembling of new motor vehicles, or importing such motor vehicles for resale.

4. Pursuant to 19 C.F.R. § 101.1, “importer” means the person or entity primarily liable for the payment of any duties on imported merchandise, or an authorized agent acting on the person’s or entity’s behalf.
5. Importers engaged in importing vehicles for sale or distribution, or otherwise introducing such vehicles into commerce, are “manufacturers” subject to the prohibitions set forth in Section 203 of the Act, 42 U.S.C. § 7522, and the requirements imposed on manufacturers set forth in the Act and its implementing regulations.
6. Section 213(d) of the Act, 42 U.S.C. § 7547(d), together with the recreational vehicle regulations at 40 C.F.R. Parts 1051 and 1068, extend the prohibition in Section 203(a)(1) to the sale or importation of any nonroad vehicle or engine, such as the off-road motorcycles and all-terrain vehicles (ATVs) at issue here, unless the vehicle or engine is covered by an EPA-issued certificate of conformity. 40 C.F.R. §§ 1068.101(a)(1) and (b)(5).
7. Beginning in 2006, the requirement for a certificate of conformity became applicable to new recreational vehicles, including off-road motorcycles and ATVs, beginning with the 2006 model year (40 C.F.R. §§ 1051.105 and 1051.107).
8. For these vehicles and engines, EPA’s issuance of a certificate of conformity permits the production and introduction into commerce of vehicles and engines (a) built in accordance with the manufacturer’s application for the certificate of conformity; and (b) produced on or after the effective date of the certificate and no later than December 31st of the covered model year. *See, e.g.*, 40 C.F.R. § 1051.201(a) (recreational vehicles).
9. An adjustable parameter is any device, system, or element of design that someone can adjust (including those which are difficult to access) and that, if adjusted, may affect

emissions or engine performance during emission testing or normal in-use operation.

This includes, but is not limited to, parameters related to injection timing and fueling rate.

40 C.F.R. § 1051.801. Common adjustable parameters include air-fuel idle mixture screws, needle jets, jet needle position clips, and main jets (all of which are located on the vehicle carburetor). All of these elements of design can affect emissions, if adjusted.

10. 40 C.F.R. § 1051.115(c) states that recreational vehicles that have adjustable parameters must meet all of the requirements of the Act.
11. Adjustable parameters must be described in the engine/equipment COC application. 40 C.F.R. § 1051.205(q).
12. Under Section 205(a) of the Act, 42 U.S.C. § 7524(a), any person who violates Section 203(a)(1), 42 U.S.C. § 7522(a)(1), is subject to a civil penalty of not more than \$37,500 for each motor vehicle.

Violations

13. Taotao is identified as the “Importer of Record” on the United States Bureau of Customs and Border Protection’s (CBP) entry summary Form (CBP Form 7501) or as the importer of record on the CBP Entry/Immediate delivery Form (CBP Form 3461) pertaining to the importation of certain nonroad motor vehicles (i.e., all-terrain vehicles or ATVs) under CBP entry numbers ES2-0132792-2, ES2-01373207, ES2-01387140, ES2-01387173, ES2-01387181, ES3-50057460, ES3-50057742, ES3-50059243, ES3-50059235, ES3-50059227, ES3-5005921-9, ES3-5005920-1, ES3-5005918-5, ES3-5005917-7, ES3-5005919-3, ES3-5005913-6, ES3-5005915-1, ES2-0138716-5, ES2-0138719-9, ES2-0138720-7, ES2-0138721-5, ES2-0138722-3, ES2-0142585-8, ES2-0142586-6, ES2-0142814-2, ES2-0142816-7, ES2-0142636-9, ES2-0142638-5, ES2-0142634-4, ES2-

0142635-1, ES2-0142637-7, ES2-0142838-1, ES2-0142839-9, ES2-0142841-5, ES2-0142840-7, and ES2-0142903-3, (collectively, the “Subject Vehicles”), as identified on Attachment A.

14. The COC applications for the engine families listed in Attachment A state that there are no adjustable parameters on the engine families for these ATVs. However, EPA inspectors determined the carburetors of the sampled ATVs had removable main jets, pilot jets, or a jet needle with five clip-position grooves. These features allow adjustment of the engine’s air-fuel ratio, and if adjusted, may affect emissions or engine performance during emission testing or normal in-use operation.
15. EPA inspectors were able to remove the carburetor, make the jet adjustments, and reinstall the carburetor in the sampled ATVs in no more than 20 minutes with ordinary tools (screwdriver and pliers).
16. A COC only covers those vehicles that conform in all material respects to the design specifications in the certificate application. Since the Subject ATVs do not conform to the design specifications for these engine families with respect to the adjustable parameters, they are not certified.
17. Photographs taken by EPA inspectors of ATVs certified under engine family ATAOX0.12A1T and imported under Entry No. ES3-50057742 documented markings on the sampled ATVs’ carburetors identifying the carburetor model as “PZ19.” The application for certification for engine family ATAOX0.12A1T identifies the carburetor model as “PZ20.” A COC only covers those vehicles that conform in all material respects to the design specifications in the application for certification. In addition to the uncertified adjustable parameters on these ATVs, these ATVs were built with carburetors

that do not match the carburetor described in the application for certification for engine family ATAOX0.12A1T. Thus, these ATVs are uncertified.

18. The sampled ATV of the ATVs imported under Entry No. ES2-01373207 bore an EPA emissions control information label listing the engine displacement of that ATV as 107cc, which is inconsistent with the displacement for model "ATA 125-D" listed in the application for certification (124cc).
19. Importation of the Subject ATVs constitutes 3,768 violations of Section 203(a)(1) of the Act, 42 U.S.C. § 7522(a)(1).

Civil Penalty

20. Taotao must pay to the United States a civil penalty of \$260,000 (EPA penalty).
21. Taotao agrees to pay the EPA penalty to the United States within one year of the effective date of this Agreement (penalty due date), but not before the effective date of this Agreement. Installments of this penalty must be paid as follows:
 - a. Payment of \$43,300 due on or before 9/1/2010
 - b. Payment of \$43,300 due on or before 11/1/2010
 - c. Payment of \$43,300 due on or before 1/1/2011
 - d. Payment of \$43,300 due on or before 3/1/2011
 - e. Payment of \$43,300 due on or before 5/1/2011
 - f. Payment of \$43,500 due on or before 7/1/2011
22. At any point after the effective date of this Agreement but prior to July 1, 2011, Taotao may accelerate payment of the entire civil penalty without any additional fees or charges. Notwithstanding accelerated payment, the full \$260,000 must be paid in its entirety by July 1, 2011. Late payment of the EPA penalty is subject to interest and fees as specified

in 31 U.S.C. § 3717. Taotao agrees to pay the EPA penalty in the manner specified in paragraph a. or b. below:

- a. Send a certified check or cashier's check payable to the United States of America, and mailed via United States Postal Service, certified mail, to:

U.S. Environmental Protection Agency
Fines and Penalties
Cincinnati Finance Center
P.O. Box 979077
St. Louis, MO 63197-9000
ATTN: AED/MSEB #7872

Simultaneously, fax a photocopy of the check to (202) 564-0069 to the attention of Chris Thompson, or scan and email a copy of the check to thompson.christopher@epamail.epa.gov. This check shall be identified with case number AED/MSEB #7872, and Taotao's name; or

- b. Pay online through the Department of the Treasury using WWW.PAY.GOV. In the Search Public Form field, enter SFO 1.1, click EPA Miscellaneous Payments - Cincinnati Finance Center and complete the SFO Form Number 1.1. The payment must be identified with case number AED/MSEB #7872. Within twenty-four hours of payment, fax a photocopy of the receipt of payment to (202) 564-0069 to the attention of Chris Thompson, or scan and email a copy of the receipt to thompson.christopher@epamail.epa.gov.
23. Separate and apart from the EPA penalty, Taotao acknowledges CBP may require payment of a forfeiture remission amount or another penalty for the release of the Subject ATVs from seizure.

Remedial Action

24. Taotao agrees to perform the requirements of the Subject Vehicle Corrective Action Plan attached hereto as Attachment B on those ATVs identified therein.
25. Taotao must identify and prepare a list of all vehicles that fall within the definition of Subject Vehicles, above. This list must identify each Subject Vehicle by vehicle identification number, be kept for five years, notwithstanding any corporate document retention policies, and must be provided to EPA.
26. When any Taotao vehicle (e.g., ATV or scooter) belonging either 1) to one of the engine families listed in Attachment A; or 2) to engine families 9TA0X.150AAA, 9TA0C.049MC1, ATA0X0.15G2T, or ATA0X.150AAA is presented for service at any Taotao dealer or otherwise – and regardless of when such vehicle was imported into the United States – Taotao must implement the Subject Vehicle Corrective Action Plan attached hereto as Attachment B. Taotao must maintain a list of all vehicles modified as required by this Paragraph. This list must identify each vehicle by vehicle identification number, be kept for five years, notwithstanding any corporate document retention policies, and must be provided to EPA upon request.
27. Taotao must issue a written service bulletin to every Taotao-authorized service center that will 1) notify all of its service centers that any modification to the carburetor that results in a change to a vehicle's air-fuel ratio is considered tampering, and is a violation of the nonroad regulations at 40 C.F.R. § 1068.101(b)(1), 2) explain the EPA-compliant emission-related warranty offered by Taotao, and 3) Taotao's obligations under Paragraph 25 above. Taotao must provide a draft of such bulletin to EPA for EPA's preapproval before distribution.

Vehicle and Engine Compliance Plan

28. Within 30 calendar days of the effective date of this Agreement, Taotao will adopt and implement the Vehicle and Engine Compliance Plan (Compliance Plan) set forth in Attachment C. The Compliance Plan must be implemented and performed for five years after the effective date of this agreement.

Stipulated Penalties

29. Time is of the essence to this Agreement. Taotao shall be liable for stipulated penalties to EPA for each failure by Taotao to comply with the terms of this Agreement. A violation includes failing to perform any obligation required by the terms of this Agreement according to all applicable requirements of this Agreement and within the specified time schedules established by or approved under this Agreement.

The following stipulated penalties shall apply as provided below:

- a. For failure to make the payment, or any portion thereof, required by Paragraphs 20 and 21 of this Agreement when due, or provide proof of such payment: \$1,000 per day for each day that the payment is late during the first 15 days, and \$3,500 per day thereafter.
- b. For failing to submit any written deliverable or notification as required by this Agreement or any Attachment: \$750 per deliverable or notification per day for the first 30 days; \$1,000 per deliverable or notification per day for the next 30 days; and \$1,500 per deliverable or notification per day for all days thereafter.
- c. For failing to conduct emission testing, or catalyst inspection or testing as required by Paragraphs 11, 12, and 15 of Attachment C: \$5,000 per test.
- d. For failing to conduct semi-annual inspections required by Paragraph 15 of Attachment C: \$5,000 per test lot.

- e. For failing to implement the Subject Vehicle Corrective Action Plan: \$1,000 per vehicle.
 - f. For failing to provide staff training required by Paragraphs 20 and 21 of Attachment C: \$750 per day for the first 30 days; \$1,000 per day for the next 30 days; and \$1,500 per day for all days thereafter:
 - g. For failure to cure, to EPA's satisfaction, any deficiency identified in the Semi-Annual Progress Report required by Attachment C Section V, within 30 days of the notification by EPA of such deficiency: \$500 per day for the first 30 days, \$750 per day every day thereafter.
 - h. For the importation, distribution or sale of any vehicle or engine following the date Taotao ceased, or should have ceased, sale and distribution of any Vehicle or Engine Model as provided in Attachment C: \$1,000 per vehicle or engine.
 - i. For any violation of this Agreement not specified above: \$1,000 per violation.
30. All stipulated penalties shall be paid in the manner specified in Paragraph 21 of this Agreement. In addition, a copy of the transmittal letter(s) and receipts(s) shall be sent to Chris Thompson in the manner specified in paragraph 21.

Notice

31. All written correspondence to EPA concerning this Agreement must be sent via traceable overnight mail/delivery service and electronic mail to:

Christopher A. Thompson
Attn: AED/MSEB #7872
Air Enforcement Division
Office of Civil Enforcement
U.S. Environmental Protection Agency (2242A)
Room 5039A
1200 Pennsylvania Ave., NW
Washington, DC 20004

thompson.christopher@epa.gov

Effect of Administrative Settlement Agreement and Reservation of Rights

32. Upon completion of the terms of the Subject Vehicle Corrective Action Plan, the alleged violations related to the Subject Vehicles as described in this Agreement are resolved.
33. EPA reserves its right to allege violations of the Act that arise from the importation, distribution, or sale of any of the Subject Vehicles by Taotao if Taotao does not satisfy the requirements set forth in the Subject Vehicle Corrective Action Plan.
34. Nothing herein shall limit the right of EPA to proceed against Taotao in the event of default or noncompliance with this Agreement, the Subject Vehicle Corrective Action Plan, or the Compliance Plan, for violations of Sections 203 or 213 of the Act, 42 U.S.C. §§ 7522 or 7547, which are not resolved in Paragraph 31 of this Agreement, for other violations of law, or with respect to other matters not within the scope of this Agreement.
35. Nothing in this Agreement limits EPA's right to proceed against Taotao for other violations of law, or with respect to other matters not within the scope of this Agreement. This Agreement in no way affects or relieves Taotao of the responsibility to comply with other state, federal or local laws or regulations, and does not address Taotao's potential liability to the U.S. Department of Homeland Security's Bureau of Customs and Border Protection for engines and vehicles that are seized or detained now or in the future.
36. In any subsequent administrative or judicial proceeding initiated by EPA or the United States for injunctive relief, civil penalties, or other relief concerning the Subject Vehicles, Taotao agrees not to assert, and may not maintain, any defense or claim based on the principles of waiver, res judicata, collateral estoppel, issue preclusion, claim preclusion, claim splitting, or other defenses based upon any contention that the claims raised by the

EPA in the subsequent proceeding were or should have been brought in the instant case, except for claims that are specifically resolved pursuant to this Agreement.

37. This Agreement does not limit or affect the rights of EPA or Taotao against any third party, and does not create any right in, or create any cause of action to, any third party.

General Provisions

38. Taotao must provide EPA, upon request, originals or copies of all documents and information within its possession or control, or that of its contractors or agents, relating to implementation of and compliance with this Agreement, the Subject Vehicle Corrective Action Plan, or the Compliance Plan, including, without limitation, any test data or samples, draft or final laboratory reports, production records, receipts, research, correspondence, or any other tangible things, documents or information related to compliance with this Agreement, the Subject Vehicle Corrective Action Plan, or the Compliance Plan.
39. This Agreement becomes effective upon the date it is executed by EPA, at which time a fully executed electronic copy will be returned to Taotao.
40. The individual or individuals executing this Agreement on behalf of Taotao are authorized to do so on behalf of Taotao, and agree that such execution is intended and is sufficient to bind Taotao, its agents, successors, and assigns.
41. Notwithstanding any other provision of this Agreement, the parties agree that, upon any default or failure of Taotao to comply with the terms of this Agreement, EPA may refer this matter to the United States Department of Justice to recover civil penalties pursuant to Section 205(b) of the Act, 42 U.S.C. § 7524(b), commence an action to enforce this

Agreement or to recover a civil penalty pursuant to Section 205(d) of the Act, 42 U.S.C. § 7524(d), or pursue any other remedies available.

42. Taotao expressly waives its right to assert the Subject Vehicles are certified or exempt from the certification requirements, or assert that any such action is barred by 28 U.S.C. § 2462, other statutes of limitation, or other provisions limiting actions as a result of passage of time. Taotao acknowledges that EPA intends to use Taotao's tax identification number, which Taotao has appended to this agreement, for the purpose of collecting or reporting any delinquent monetary obligations arising from this Agreement. 31 U.S.C. § 7701.
43. Taotao waives its rights, if any, to a hearing, trial or any other proceeding on any issue of fact or law relating to the matters agreed to herein.
44. This Agreement is contingent upon the truthfulness, accuracy and completeness of Taotao's disclosures and representations to EPA including, without limitation, representations regarding importations and the prompt and complete remediation of any violations in accordance with this Agreement.
45. The validity, enforceability, and construction of all matters pertaining to this Agreement will be determined in accordance with applicable federal law.

[SIGNATURES ON FOLLOWING PAGES]

U.S. Environmental Protection Agency


Administrative Settlement Agreement

In the Matter of Taotao USA, Inc.

AED/MSEB #7872

The following agrees to the terms of this Agreement:

Taotao USA, Inc.

By:  MATAO CAO Date: 06-14-2010

Typed or Printed Name: MATAO CAO

Typed or Printed Title: PRESIDENT

Taotao USA, Inc. – Federal Tax Identification Number: 51-0620965

U.S. Environmental Protection Agency

Administrative Settlement Agreement

In the Matter of Taotao USA, Inc.

AED/MSEB #7872

The following agrees to the terms of this Agreement:

United States Environmental Protection Agency

By: *Phillip A. Brooks*

Date: 6/28/10

for Phillip A. Brooks, Director
Air Enforcement Division
Office of Civil Enforcement
Office of Enforcement and Compliance Assurance
U.S. Environmental Protection Agency

Attachment A

Subject Vehicles

<u>PORT</u>	<u>ENTRY</u>	<u>ENTRY DATE</u>	<u>MODEL</u>	<u>ENGINE FAMILY</u>	<u>QTY</u>	<u>DECLARED VALUE</u>
Long Beach	ES2-0132792-2	9/8/2009	ATA-110B	9TAOX0.12A1T	40	\$ 9,400
Long Beach	ES2-01373207	12/9/2009	ATA125-D	9TAOX0.12A1T	108	\$ 32,400
Long Beach	ES2-01387140	1/4/2010	ATA110-D	ATAOX0.12A1T	108	\$ 29,160
Long Beach	ES2-01387173	2/9/2010	ATA110-D	ATAOX0.12A1T	108	\$ 29,160
Long Beach	ES2-01387181	1/6/2010	ATA110-A	9TAOX0.12A1T	92	\$ 27,600
Long Beach	ES2-0138716-5	1/6/2010	ATA110-D	ATAOX0.12A1T	108	Not provided
Long Beach	ES2-0138719-9	1/6/2010	ATA110-F	ATAOX0.12A1T	108	Not provided
Long Beach	ES2-0138720-7	1/6/2010	ATA110-B	9TAOX0.12A1T	40	Not provided
Long Beach	ES2-0138721-5	1/6/2010	ATA110-B	ATAOX0.12A1T	40	Not provided
Long Beach	ES2-0138722-3	1/6/2010	ATA125-F	ATAOX0.12A1T	64	Not provided
Savannah	ES3-50057460	2/16/2010	ATD125C	ATAOX.124AAA	153	\$ 47,430
Savannah	ES3-50057742	2/16/2010	ATA125F	ATAOX0.12A1T	64	\$ 24,960
Savannah	ES3-50059243	2/26/2010	ATA110-D	ATAOX0.12A1T	108	\$ 29,160
Savannah	ES3-50059235	2/26/2010	ATA110-D	ATAOX0.12A1T	108	\$ 29,160
Savannah	ES3-50059227	2/26/2010	ATA110-F	ATAOX0.12A1T	108	\$ 29,160
Savannah	ES3-5005921-9	3/2/2010	ATA-110F	ATAOX0.12A1T	108	\$ 27,160
Savannah	ES3-5005920-1	3/2/2010	ATA-110D	ATAOX0.12A1T	108	\$ 29,160
Savannah	ES3-5005918-5	3/2/2010	ATA-110D	ATAOX0.12A1T	108	\$ 29,160
Savannah	ES3-5005917-7	3/2/2010	ATA-110D	ATAOX0.12A1T	108	\$ 29,160
Savannah	ES3-5005919-3	3/2/2010	ATA-110B	ATAOX0.12A1T	136	\$ 31,280
Savannah	ES3-5005913-6	3/2/2010	ATA-110B	ATAOX0.12A1T	136	\$ 31,960
Savannah	ES3-5005915-1	3/2/2010	ATA-110B	ATAOX0.12A1T	133	\$ 30,590
Long Beach	ES2-0142585-8	3/17/2010	ATA110-D	ATAOX0.12A1T	114	Not provided
Long Beach	ES2-0142586-6	3/17/2010	ATA110-D	ATAOX0.12A1T	108	Not provided
Long Beach	ES2-0142814-2	3/24/2010	ATA110-F	ATAOX0.12A1T	114	Not provided
Long Beach	ES2-0142816-7	3/24/2010	ATA110-F	ATAOX0.12A1T	108	Not provided
Long Beach	ES2-0142636-9	3/29/2010	ATA110-D	ATAOX0.12A1T	108	Not provided
Long Beach	ES2-0142638-5	3/29/2010	ATA110-B	ATAOX0.12A1T	136	\$ 36,720
Long Beach	ES2-0142634-4	4/11/2010	ATA110-D	ATAOX0.12A1T	114	\$ 36,480
Long Beach	ES2-0142635-1	4/11/2010	ATA110-D	ATAOX0.12A1T	114	\$ 36,480
Long Beach	ES2-0142637-7	3/29/2010	ATA110-F	ATAOX0.12A1T	108	Not provided
Long Beach	ES2-0142838-1	3/30/2010	ATA110-B	ATAOX0.12A1T	136	Not provided
Long Beach	ES2-0142839-9	3/30/2010	ATA110-D	ATAOX0.12A1T	114	Not provided
Long Beach	ES2-0142841-5	3/30/2010	ATA110-D	ATAOX0.12A1T	114	Not provided
Long Beach	ES2-0142840-7	3/30/2010	ATA110-B	ATAOX0.12A1T	136	Not provided
Long Beach	ES2-0142903-3	4/6/2010	ATA110-D	ATAOX0.12A1T	52	Not provided
Seized vehicle summary:					3,768	>\$ 605,740

Attachment B

Subject Vehicle Corrective Action Plan

1. MY 2009 & 2010 ATA-110 and ATA 125 ATVs

Prior to the distribution or sale of any Subject Vehicle, Taotao must:

A. Either:

- (i) Replace the carburetors on the Subject Vehicles with new carburetors of the make and model specified in the certificate application for the engine family that covers the vehicle. Ensure that the carburetors utilize recessed screws to seal the bowl, and a jet needle with a one-position clip as shown on the attached photos. All other adjustable parameters must be sealed and tamperproof; or
- (ii) Obtain certificates of conformity for model year (MY) 2010 or 2011 vehicles with carburetor adjustments (jet needle clip, needle jet, pilot jet, and main jet) described and certified, and modify the Subject Vehicles to conform to the design specifications described in the certificate of conformity applications for the MY 2010 or MY2011 models.

B. Affix a permanent supplemental label to each Subject Vehicle that states:

Vehicle has been field modified to conform to the design specifications described in the application for certification for [applicable engine family]. Vehicle is legal for sale pursuant to an agreement with the United States in connection with settlement of disputed claims in an enforcement action under the Clean Air Act.

Examples of the specifications for supplemental labels must be provided to and approved by EPA prior to the commencement of the work in this plan. The labels must be secured to a part of the vehicle that does not normally require replacement, near the vehicle emission control information label, and in a location that is easily visible to the purchasers of the vehicles. Photographs showing acceptable locations for the supplemental label on the subject Vehicles are attached hereto; and

C. Provide EPA with:

- (i) the MY 2010 or MY 2011 certificate(s) of conformity applicable to the Subject Vehicles, or certification of and photographs documenting the completion of the necessary modifications to the Subject Vehicles as described above;
- (ii) certification of the completion of the required supplemental labeling of each vehicle as described above; and

(iii) a copy of a representative warranty for these vehicles that complies with applicable legal requirements.

D. notify all Taotao service centers in writing that any modification to the carburetor that results in a change to the model ATA-110 and ATA 125 vehicles' air-fuel ratios is considered tampering, and is a violation of the nonroad regulations at 40 C.F.R. § 1068.101(b)(1), and could lead to significant penalties.

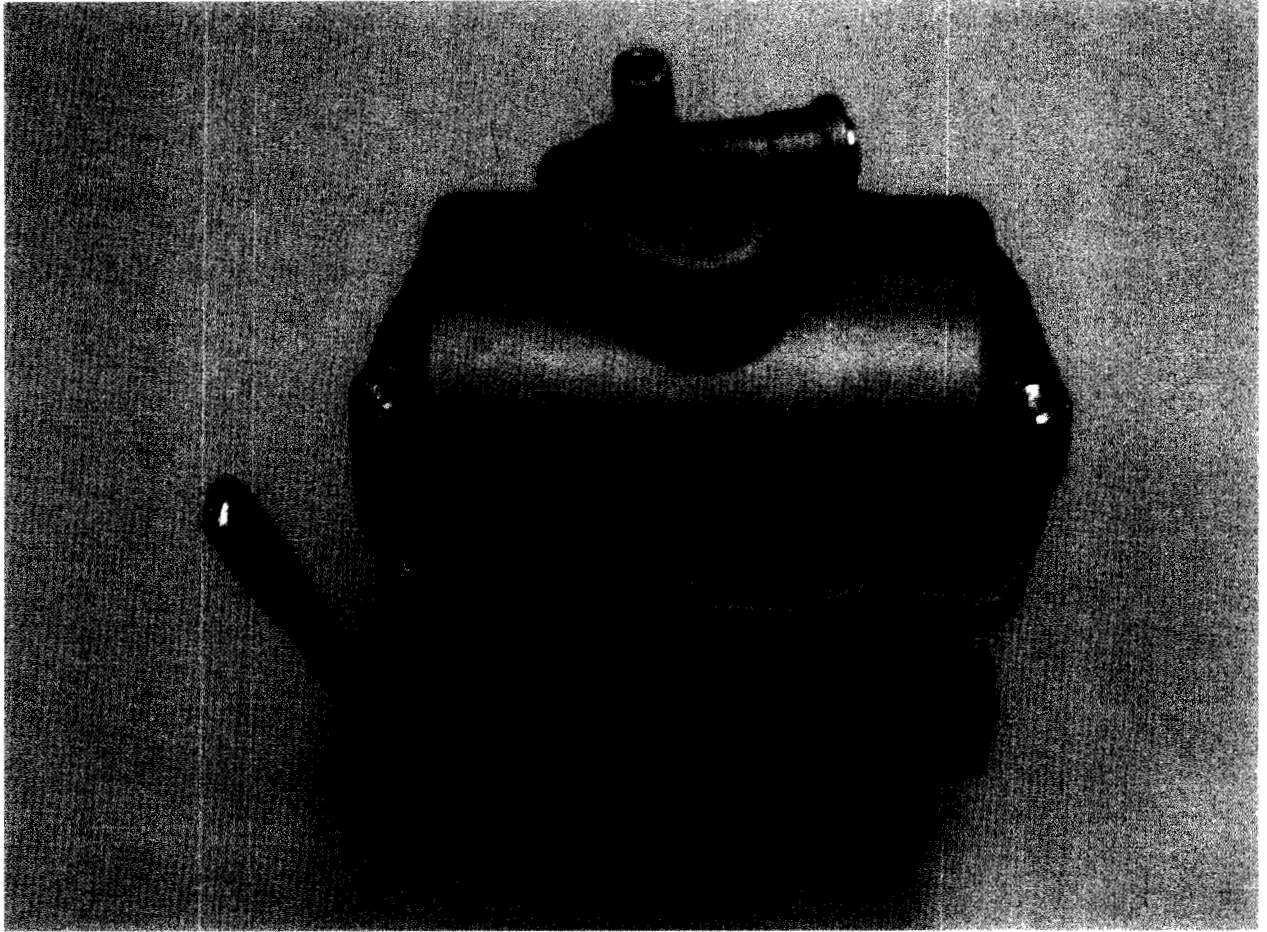
2. Implementation

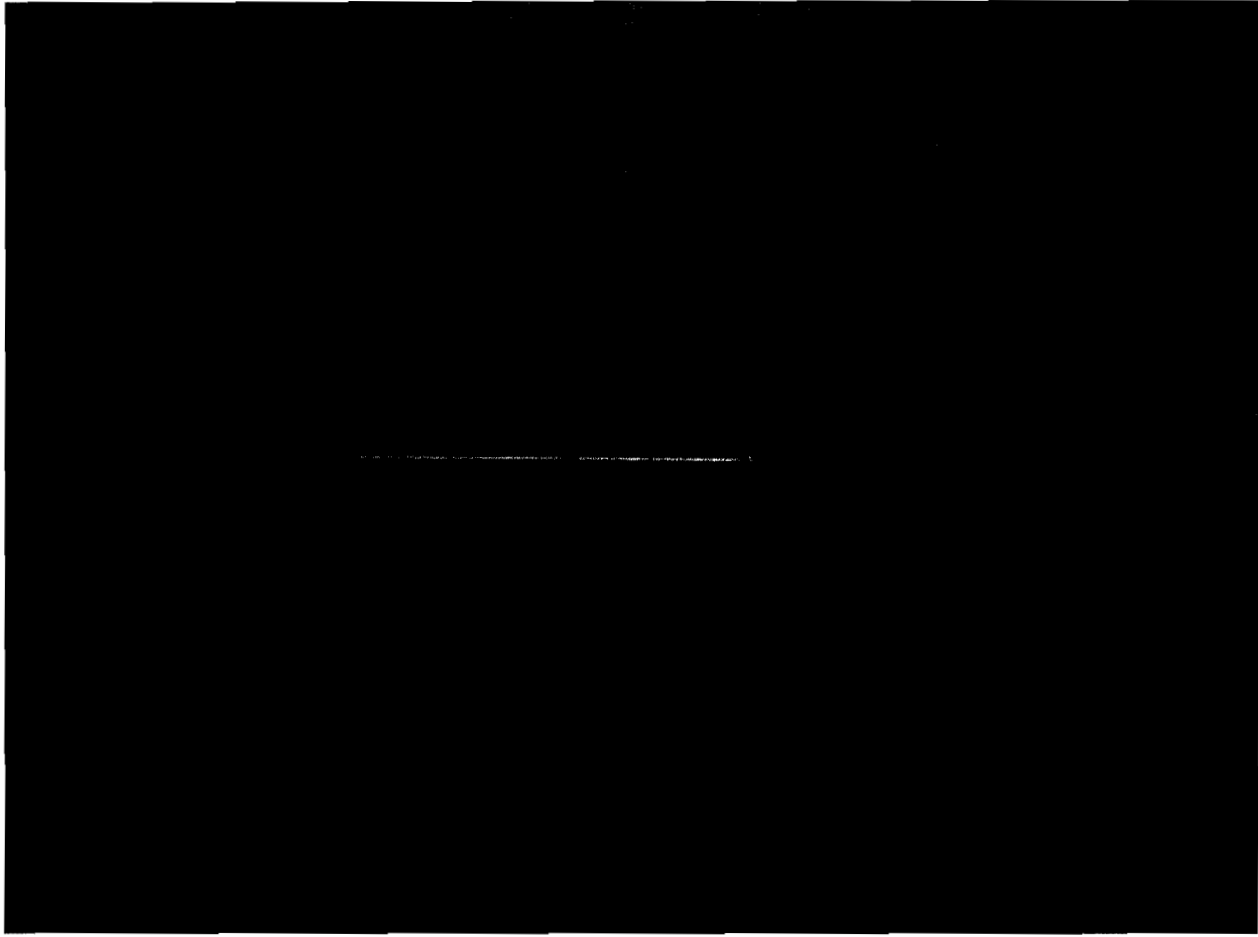
A. All vehicle emission control information labels and any supplemental labels must be affixed so they are not removable without being destroyed or defaced.

B. A party other than Taotao may implement any of the requirements of this Subject Vehicle Corrective Action Plan on behalf of Taotao. However, Taotao alone is responsible for the implementation of the Subject Vehicle Corrective Action Plan and must submit all information, reports and documentation to EPA as required.

C. Each report or document submitted by Taotao to EPA must be signed by a corporate officer, and must contain the following certification:

I certify under penalty of law that I have examined and am familiar with the information submitted in this document and all attachments and that this document and its attachments were prepared either by me personally or under my direction or supervision in a manner designed to ensure that qualified and knowledgeable personnel properly gather and present the information contained therein. I further certify, based on my personal knowledge or on my inquiry of those individuals immediately responsible for obtaining the information, that the information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowingly and willfully submitting a materially false statement.





Attachment C

Taotao USA, Inc. Vehicle and Engine Compliance Plan

I. Definitions

1. "Subject Vehicles and Engines" means all EPA-regulated on-highway motorcycles, recreational vehicles (including all-terrain vehicles, off-highway motorcycles, and snowmobiles) and small spark-ignition engines, whether contained in generators or other equipment, imported, purchased or distributed by or on behalf of Taotao USA, Inc. (Taotao). However, five or fewer vehicles or engines (per Vehicle or Engine Model) that are imported in compliance with any of the exemptions listed under 40 C.F.R. Parts 85, Subpart R, Part 90, Subpart J, Part 1054, Subpart G, or Part 1068, Subpart C, are not included.
2. "Manufacturer" means any person or entity which produces or provides Subject Vehicles and Engines to Taotao.
3. "Emissions Related Parts" refers to the parts listed in 40 CFR Part 1068 Appendix I.
4. "Vehicle or Engine Model" means any set of Subject Vehicles and Engines that is certified in the same EPA Engine Family, built by the same Manufacturer in the same Model Year (as designated by the Manufacturer), and with the same vehicle mass, transmission type, displacement, and power (i.e., HP or kW).
5. "Sample" means one representative and randomly selected engine or vehicle from a Vehicle or Engine Model.
6. "Running Change" means any application for any amendment to a Certificate of Conformity submitted to and approved by EPA for an Engine Family after issuance of the original Certificate of Conformity for that Engine Family..
7. "Certificate of Conformity" or "COC" means a certification issued by EPA under the Clean Air Act that confirms an Engine Family meets all requirements of the Clean Air Act and implementing regulations for a specific Model Year.
8. "Test Lot" means all vehicles or engines of the same Vehicle or Engine Model manufactured during a quarterly production period.

II. Pre-Importation Compliance Verification Program and Contract Requirements:

9. Taotao must confirm that all Subject Vehicles and Engines must be certified, properly labeled, and meet applicable emissions standards, including the identification, as required, of Emissions Related Parts in the Certificate of Conformity application and in any applicable EPA-approved Running Changes. Where Taotao is not the Certificate holder, Taotao must obtain and review, prior to importation of any Subject Vehicles and

Engines to the United States, copies of all Certificates of Conformity for each Engine Family, all Certificate of Conformity applications, and all Running Change applications relating to the Subject Vehicles and Engines.

10. Prior to importation of any Subject Vehicles and Engines to the United States, Taotao must:
 - a. For Vehicle or Engine Models for which Taotao is not the certificate holder, obtain a copy of:
 - (i) the results of any emission or catalyst testing performed by, on behalf of, or at the request of the Manufacturer or certificate holder;
 - (ii) owner's manuals containing emissions warranties that comply with all applicable legal requirements; and
 - (iii) all EPA-issued Certificates of Conformity and their corresponding applications, including any applications for any Running Changes.
 - b. Conduct and document, using the Vehicle Inspection Checklist attached hereto ("Checklist"), an inspection of at least one Sample representative of the new model year (including its COC, application and any Running Changes, and owner's manual) and confirm that it is:
 - (i) covered by a COC that displays the Engine Family name and an effective date prior to the date the Vehicle or Engine Model will enter the United States (for vehicle models certified under 40 C.F.R. Parts 86 and 1051, verify that all model names displayed on the vehicle match the model names on the Certificate of Conformity);
 - (ii) labeled in accordance with EPA's applicable regulatory requirements for emission control information labels. *See* 40 C.F.R. §§ 86.413-2006 (highway motorcycles), 90.114 and 1054.135 (small spark-ignition engines) and 1051.135 (recreational vehicles);
 - (iii) built in all material respects the same as the design specifications (e.g., Emissions Related Parts, adjustable parameters, and any other component that may reasonably be expected to affect emissions) as described in the corresponding application for the COC; and
 - (iv) accompanied by an owner's manual with an emissions warranty that complies with all applicable legal requirements.
 - c. Provide EPA's Compliance Determination Guidelines (Guidelines) to each employee or contractor that may make a compliance determination based on a vehicle or engine inspected in accordance with this Compliance Plan.

11. Emission Testing. Prior to importation of any Subject Vehicles and Engines to the United States, for Vehicle or Engine Models for which Taotao is not the certificate holder, Taotao must conduct emission testing on one Sample representative of the new Model Year. The tests must be performed in accordance with EPA regulations and by an independent testing laboratory approved by EPA's Air Enforcement Division. All testing required by this Compliance Plan shall be low-hour testing conducted according to the guidelines set forth in 40 C.F.R. Parts 86, 90, 1051, and 1068. The original certification test data may not be used to satisfy this requirement.
12. Catalyst Testing. If a new Vehicle or Engine Model will contain a catalyst, prior to importation of any Subject Vehicles and Engines to the United States, Taotao must obtain one representative sample catalyst and submit the catalyst for analytical testing to determine active material loading, active material ratios, and cell density in accordance with a test plan approved by EPA. Once the test results are obtained, Taotao must compare the results to the catalyst description in the COC application to determine the catalyst's conformity with the COC application.
13. If the inspection or catalyst testing results indicate any nonconformance with the specifications in the application for certification or the emissions test results from the tested Sample exceed the applicable regulatory standards, Taotao:
 - (i) must notify the Manufacturer, the certificate holder, and EPA within 10 business days after completing the testing of the initial Sample; and
 - (ii) must, at EPA's request, stop exportation, importation, sale and distribution of the affected Vehicle or Engine Model until the noncompliance is remediated to EPA's satisfaction.

III. Post-Importation Compliance Verification Program

14. Within 90 days after the first delivery or shipment of a new Vehicle or Engine Model to the United States, and continuing on a semi-annual basis thereafter, Taotao must conduct the following compliance verification activities.
15. Semi-annual Inspections. Taotao must, for each Test Lot:
 - a. inspect at least three Samples and verify that the Samples meet applicable regulatory requirements, using the Checklist; and
 - b. verify that the Subject Vehicles and Engine's Emissions Related Parts are consistent with the certification application by disassembling one of the Samples, to the extent necessary to verify the Emissions Related Parts. If the Vehicle or Engine Model includes a catalyst, this inspection must include the inspection of one catalyst to verify its part number, dimensions, and cell density.
16. Testing. If any semi-annual inspection or catalyst testing results indicate any nonconformance with the specifications in the application for certification or the

emissions test results from the tested Sample exceed an applicable regulatory standard, Taotao:

- a. must notify, within 10 business days after testing the initial Sample: (i) the Manufacturer, (ii) the certificate holder, (iii) and EPA;
 - b. must, at EPA's request, stop selling the affected Vehicle or Engine Model and cancel or postpone any pending orders with the Manufacturer; and notify any customers who have purchased the affected Vehicle or Engine Model; and
 - c. may perform additional emission tests to confirm or rebut test results in accordance with 40 C.F.R. Part 1068 Subpart E for vehicles, and 40 C.F.R. Parts 90 and 1054 for spark-ignition engines.
17. Upon fulfillment of the obligations under Paragraphs 14, 15 and 16, Taotao is permitted to export the nonconforming Vehicle or Engine Model, to the extent any have been imported into the United States, Canada, or Mexico. Alternatively, Taotao may submit a proposal to EPA for remediation of the problem in order to resume selling the affected Vehicle or Engine Model if and when the nonconformance is remediated to EPA's satisfaction.
18. Documentation. Taotao must document all inspections and emissions and catalyst testing and retain these documents for five years, notwithstanding any corporate document retention policies, and provide the documents to EPA upon request.
19. Production Line Compliance - Running Changes. Taotao must audit production facility activities related to Taotao's vehicles. For each production change on any certified vehicle, a representative of Taotao must make a written determination regarding whether or not a Running Change must be submitted to EPA, and ensure that a valid Running Change is submitted to EPA, whenever required.

IV. Staff Training Program

20. Taotao must provide appropriate initial and annual refresher training to all staff implementing this Compliance Plan. Comparable initial training must be provided to any person who subsequently assumes responsibility for implementing this Compliance Plan. The training must include a review of the procedures in this Compliance Plan. The individual(s) responsible for conducting inspections under the Post-Importation Compliance Verification Program must have adequate technical training or practical experience to evaluate compliance with vehicle and engine design specifications and emission controls.
21. Each employee of Taotao implementing this Compliance Plan must certify that he or she has participated in the training, received a copy of the Compliance Plan, been informed of the Compliance Hotline, and understands that violations of the applicable regulations can result in the imposition of significant civil penalties on Taotao.

V. Reporting

22. Taotao must submit Annual Progress Reports to EPA regarding the implementation of the Compliance Plan. Each Annual Progress Report must include:
 - a. The total number of Subject Vehicles and Engines (organized by Vehicle or Engine Model and Engine Family) that have been imported or sold by Taotao during the reporting period;
 - b. The results of all inspections and emission or catalyst tests performed by Taotao under Sections II and III of this Compliance Plan, with the corresponding test plan;
 - c. A summary of all reports to EPA under this Compliance Plan, including an explanation of Taotao's actions performed under Paragraphs 13 and 16 of this Compliance Plan;
 - d. The total number of emission control system warranty claims submitted for Subject Vehicles and Engines (organized by Vehicle or Engine Model), and how the claims were resolved; and
23. Supporting test data, inspection documents, and any and all other information necessary to determine Taotao's compliance with this Compliance Plan must be provided to EPA upon request.
24. Each report or document submitted by Taotao to EPA must be signed by a corporate officer, and must contain the following certification:

I certify under penalty of law that I have examined and am familiar with the information submitted in this document and all attachments and that this document and its attachments were prepared either by me personally or under my direction or supervision in a manner designed to ensure that qualified and knowledgeable personnel properly gather and present the information contained therein. I further certify, based on my personal knowledge or on my inquiry of those individuals immediately responsible for obtaining the information, that the information is true, accurate and complete. I am aware that there are significant penalties for submitting false information, including the possibility of fines and imprisonment for knowingly and willfully submitting a materially false statement.

Compliance Evaluation Documents:

- I. Vehicle Inspection Checklist
- II. Engine (and Equipment) Inspection Checklist
- III. Compliance Determination Guidelines
- IV. Catalyst Worksheet

Vehicle Inspection Checklist

Exam Date and Time:

Facility Name and Location:

Inspector Name and Company:

Please insert N/A for items that are not applicable to the vehicle undergoing inspection.

Importer:

Entry #:

Entry Date:

Qty:

Declaration on EPA 3520 Form: EPA Declaration Forms 3520-21 or 3520-1 Box letter and number marked (e.g., Box F, Recreational vehicles and engines, and Box 1, U.S. certified engine or engine installed in certified vehicle)

Vehicle Type (Types of vehicles include ATVs, off-road motorcycles, snowmobiles, UTVs, as defined in 40 C.F.R. § 1051.801, and highway motorcycles, as defined in 40 C.F.R. § 86.402-98.)

Note presence of: headlight, taillight/stoplight, turn signal, mirror(s), horn (circle which are applicable)

Vehicle Maximum Speed (note source of information, including owner's manual):

Vehicle Identification Number (VIN) - note source of information (box, frame, COC of origin, DOT label, etc.), and any discrepancies:

Vehicle Model Year – Based on 10th digit of the VIN (e.g. A=2010, B=2011, C=2012, etc.):

Based on EPA engine family listed on EPA label:

Based on EPA conformity statement on EPA label:

Vehicle Manufacturer – Note all sources of information (Box, EPA label, VIN, entry forms, owner’s manual, and/or other documentation) and any discrepancies:

Vehicle Model – Based on decals/ badges on vehicle/engine:

From owner’s manual, note the following for the vehicle model in question. If information is not available, respond with “N/A”.

Engine Power (HP):

Engine Displacement (cc):

Engine Stroke: 2 / 4 (circle one)

Transmission: Automatic / Manual (circle one)

Vehicle Date of Manufacture – Note source of information (Box, DOT label, EPA label, entry forms, owner’s manual, and/or other documentation) and any discrepancies:

From EPA label, note:

Engine Family –

Evaporative/Permeation Emissions Family –

Fuel Type –

Emission Control System Abbreviations –

Emission Controls – Note presence and part number (if applicable) for each of the following: TWC (also fill out catalyst worksheet), OC (also fill out catalyst worksheet), O2S, HO2S, AIR, PAIR, EM, DFI, CFI, MFI, TBI

From carburetor on vehicle, note:

Manufacturer Marking(s) (including any name, other words or characters, any label or other markings (e.g., barcode))–

Part Number –

Air-Fuel Mixture Controls:

Identify any of the following if present on the vehicle/engine: idle air-fuel mixture screw, jet needle clip, needle jet, pilot jet, or main jet (circle those that apply)

Does the COC application indicate that these components are adjustable parameters?

Idle Air-Fuel Mixture Screw: Yes or No (circle one)

Jet Needle Clip: Yes or No (circle one)

Does the COC application specify the range of air-fuel ratios that may occur in use with respect to the following parameters?

Needle Jet: Yes or No (circle one)

Pilot Jet: Yes or No (circle one)

Main Jet: Yes or No (circle one)

If yes to all items, move to the next question, “Fuel Tank”.

If no to any item:

(1) Note whether you can change the vehicle’s air-fuel ratio in less than one hour with a few parts whose total cost is under \$60 (check jets’ accessibility and replaceability and carburetor bowl access).

Needle Jet: Yes or No (circle one)

Pilot Jet: Yes or No (circle one)

Main Jet: Yes or No (circle one)

Describe Markings (if any):

Describe Markings (if any):

Describe Markings (if any):

(2) Note whether the following components are permanently sealed or not normally accessible using ordinary tools within one half hour (check e.g., idle air-fuel mixture screw and jet needle clip accessibility and adjustability).

Idle Air-Fuel Mixture Screw: Yes or No (circle one)

Jet Needle Clip - Single Setting? Yes or No (circle one)

Tools used:

(3) Describe any other design element that, if changed or adjusted, may affect the vehicle's air-fuel ratio.

Fuel Tank: metal or plastic (circle one)

Fuel Line Markings:

Does the EPA Label Peel Off Without Being Destroyed or Defaced? Yes or No (circle one; if yes, ensure photo documents the removal)

Length of Emissions Warranty – Check owner's manual and/or other documentation (include source of information in response)

Does Crankcase Vent Directly to Open Air? Yes or No (circle one)

Was the vehicle/engine or any portion thereof kept for further inspection? If so, list (e.g., carburetor, exhaust system, etc.) – Maintain chain of custody.

As part of the inspection, take clear photos to document the following:

- Entire vehicle (from all sides), including headlight, taillight/stoplight, turn signal, mirror(s), and horn (as applicable)
- Any model name/number or decal on the vehicle
- VIN
- EPA label
- DOT label (if applicable)
- Any of the following emission controls that are present: TWC, OC, O2S, HO2S, AIR, PAIR, EM, DFI, CFI, MFI, TBI
- Fuel tank
- Crankcase
- Carburetor (from as many sides as possible)
- Carburetor components (if applicable)
- Box (if applicable)
- Hangtag (if post-importation)

Attach a copy of the:

- Customs (CBP) Entry/Immediate Delivery form (CBP Form 3461)
- EPA Declaration Forms 3520-1 or 3520-21
- any DOT declaration forms (Form HS-7)
- owner's manual
- invoices and/or bills of lading

Engine (and Equipment) Inspection Checklist
For loose engines or engines contained in equipment, but not vehicle engines.

Exam Date and Time:

Facility Name and Location:

Inspector Name and Company:

Please insert N/A for items that are not applicable to the engine/equipment undergoing inspection.

Importer:

Entry #:

Entry Date:

Qty:

Declaration on EPA 3520-21 Form: Box letter and number marked (e.g., Box D, Other nonroad compression-ignition engines, and Box 1, U.S. certified engine or engine installed in certified vehicle)

Equipment Type (for example, generators, pumps, tractors, etc.)

Equipment Model – Note all sources of information:

Equipment Manufacturer – Note all sources of information:

Equipment Date of Manufacture (or Model Year) – Note all sources of information:

Equipment Dry Weight – Note all sources of information:

Engine Serial No.:

Engine Model Year – Based on EPA label, entry forms, and/or owner's manual, note any discrepancies:

Engine Power (HP):

Engine Displacement (cc):

Engine Stroke: 2 / 4 (circle one)

Fuel Type:

Length of Emissions Warranty – Check owner’s manual and/or other documentation (include source of information in response)

Engine Manufacturer – Note all sources of information (Box, EPA label, VIN, entry forms, owner’s manual, and/or other documentation) and any discrepancies:

Engine Model – Based on decals/ badges on equipment/engine:

Engine Date of Manufacture – Note source of information (Box, DOT label, EPA label, entry forms, owner’s manual, and/or other documentation) and any discrepancies:

From EPA label, note:

Engine Family –

Evaporative Family –

Fuel Type –

Emission Control System Abbreviations –

Emission Controls – Note presence and part number (if applicable) for each of the following: TWC (also fill out catalyst worksheet), OC (also fill out catalyst worksheet), O2S, HO2S, AIR, PAIR, EM, DFI, CFI, MFI, TBI, EGR

From carburetor on engine, note:

Manufacturer Marking(s) –

Part Number –

Air-Fuel Mixture Controls:

Identify any of the following if present on the engine/equipment: idle air-fuel mixture screw or jet needle clip (circle those that apply)

Does COC application indicate that these components are adjustable?

Idle Air-Fuel Mixture Screw: Yes or No (circle one)

Jet Needle Clip: Yes or No (circle one)

If yes to all items, move to the next question, “Fuel Tank”.

If no to any item, note whether these components are permanently sealed or not normally accessible using ordinary tools (check idle air-fuel mixture screw and jet needle clip accessibility and adjustability within one half hour using ordinary tools).

Idle Air-Fuel Mixture Screw: Yes or No (circle one)

Jet Needle Clip: Yes or No (circle one)

Tools used:

Describe any other design element that can be adjusted and that, if adjusted, may affect the engine’s air-fuel ratio.

Fuel Tank: metal or plastic (circle one)

Fuel Line Markings:

Does the EPA Label Peel Off Without Destroying or Defacing? Yes or No (circle one)

Does Crankcase Vent Directly to Open Air? Yes or No (circle one)

Was the engine/equipment or any portion thereof kept for further inspection? If so, list (e.g., carburetor, exhaust system, etc.) Maintain chain of custody.

As part of the inspection, take clear photos to document the following:

- Equipment
- Any model name/number or decal on the equipment

- Serial number
- EPA label
- Any of the following emission controls: TWC, OC, O2S, HO2S, AIR, PAIR, EM, EFI, MFI, TBI, EGR
- Fuel Tank
- Crankcase
- Carburetor (from as many sides as possible)
- Carburetor components (if applicable)
- Box (if applicable)

Attach a copy of the:

- Customs (CBP) Entry/Immediate Delivery form (CBP Form 3461)
- EPA Declaration Forms 3520-1 or 3520-21
- owner's manual
- invoices and/or bills of lading

Compliance Determination Guidelines

Does the vehicle/engine have an EPA label?

If not, the vehicle/engine may be uncertified.

If vehicle, is vehicle type appropriately certified?

Determine if vehicle is appropriately certified, according to definitions in 40 C.F.R. § 1051.801; 40 C.F.R. § 1054.801; and 40 C.F.R. § 86.402-98. As part of the determination, note that the regulations at 40 C.F.R. § 85.1703 exclude from the definition of “motor vehicles” certain vehicles.

If equipment (not vehicle) with spark-ignition engine, is an appropriately-certified engine installed?

If the engine type is spark-ignition, determine if it is appropriately certified for equipment application, according to definitions in 40 C.F.R. §§ 90.116, 1054.1, and 1054.801. If the engine is certified as Class 5 handheld and has a displacement greater than 80 cc, note that 40 C.F.R. § 1054.103(e) does not allow installation in nonhandheld equipment. If the engine is certified as Class 5 handheld and has a displacement greater than 80 cc, also note that 40 C.F.R. § 1054.801 allows handheld engines to be used in recreational applications only if the combined total vehicle dry weight is less than 20 kg (44 lbs). If the engine power is greater than 19 kW (25 HP), note that the engines should be certified under 40 C.F.R. Part 1048, except in accordance with 40 C.F.R. § 1048.615. Note that the new Phase III standards for spark-ignition engines generally take effect as follows: 2010 - handheld (combined total vehicle dry weight is less than 16 kg or a recreational vehicle combined total vehicle dry weight is less than 20 kg); 2011 – nonhandheld engines with displacement \geq 225 cc; and nonhandheld engines with displacement $<$ 225 cc. Note the exemptions and requirements in 40 C.F.R. Part 1054.

Using information from the box, EPA label, DOT label, entry forms, and owner’s manual, was the vehicle/engine manufactured after the applicable certificate of conformity (COC) effective date?

Note any discrepancies, based on source of information. If the vehicle/engine was manufactured before the applicable COC effective date, the vehicle/engine may be uncertified.

Is the engine’s cycle (2-stroke or 4-stroke) as stated in the product manual or other accompanying documentation consistent with the COC or COC application?

If not, the vehicle/engine may be uncertified.

Is the engine’s displacement as stated in the product manual or other accompanying documentation consistent with the COC or COC application?

If not, the vehicle/engine may be uncertified.

Is the engine's power as stated in the product manual or other accompanying documentation consistent with the COC or COC application?

If not, the vehicle/engine may be uncertified.

For vehicles, is the transmission consistent with the COC or COC application?

If not, the vehicle may be uncertified.

Is the vehicle/engine manufacturer identified on the box, EPA label, entry forms, or owner's manual listed in the COC application?

Note any discrepancies with the COC application. For vehicles, use the first three digits of any VIN and the WMI (VIN Decoder) Database at <http://www.nhtsa.dot.gov/cars/rules/manufacture/> to determine the manufacturer. Enter the first three digits of any VIN into the database in the "WMI" row to determine the manufacturer's name and address assigned to the VIN. If the vehicle/engine manufacturer is different from the one listed in the COC application, the vehicle/engine may be uncertified.

Is the vehicle/engine model listed on the COC or COC application?

Based on decals/ badges on a vehicle/engine, note any discrepancies with models listed on the corresponding COC. If the vehicle/engine model is not listed on the COC or in the COC application, the vehicle/engine may be uncertified.

For vehicles, is the vehicle model year, based on 10th digit of the VIN, consistent with the model year of the COC?

If not, the vehicle may be uncertified.

If not a vehicle engine, is the engine model year identified on the EPA label, entry forms, or owner's manual or other accompanying documentation consistent with the model year of the COC?

Note any discrepancies, based on source of information. If the engine model year is not consistent with the model year of the COC, the engine may be uncertified.

Are the emission controls consistent with the description in the COC application?

Note any discrepancies with the presence, part number(s), and the specifications for the emission controls. For catalysts, use the catalyst worksheet. If the emission controls are not consistent with the description in the COC application, the vehicle/engine may be uncertified.

Is the carburetor manufacturer consistent with the description in the COC application?

If not, the vehicle/engine may be uncertified.

Is the carburetor part number consistent with the description in the COC application?

If not, the vehicle/engine may be uncertified.

Is the fuel tank composition consistent with the description in the COC application?

If not, the vehicle/engine may be uncertified.

Based on a review of the inspection checklist, are there adjustable parameters on the vehicle/engine, and, if so, is this consistent with the description in the COC application?

If the vehicle/engine does not conform to the description of adjustable parameters in the COC application, the vehicle/engine may be uncertified.

Based on a review of the inspection checklist, are there any internal carburetor components that, if replaced, may affect emissions (e.g., any carburetor jet), and, if so, is this consistent with the description in the COC application?

If the vehicle/engine contains replaceable internal carburetor components that are not listed in the COC application, the vehicle/engine may be uncertified.

Does crankcase vent to open air?

If so, the vehicle/engine may be uncertified.

Does the EPA label conform to the regulations cited below with regard to performance, accuracy, and content?

To conform to the regulations cited below, the labels should not be capable of being removed without being destroyed or defaced, and the required content of the labels must be present and accurate. For accuracy, compare the engine family designation, evaporative family designation, fuel type, emission control system abbreviations, and other information listed on EPA label with the corresponding COC and COC application and note any discrepancies.

Small Non-road Spark Ignition Engines.....	40 C.F.R. § 90.114; 40 C.F.R. § 1054.135
Large Non-road Spark Ignition Engines.....	40 C.F.R. § 1048.135
Non-road Compression Ignition Engines.....	40 C.F.R. § 89.110, § 1039.135
Recreational Vehicles and Engines.....	40 C.F.R. § 1051.135
On-highway Motorcycles.....	40 C.F.R. § 86.413-2006

Does the length of the emissions warranty conform to the regulations cited below?

Compare the information from the owner's manual, warranty card, or other documentation with the regulatory requirements.

Small Non-road Spark Ignition Engines.....	40 C.F.R. § 90.1103(a), § 90.1104; 40 C.F.R. § 1054.120
Large Non-road Spark Ignition Engines.....	40 C.F.R. § 1048.101(g), § 1048.120
Non-road Compression Ignition Engines.....	40 C.F.R. § 89.104, § 1039.120
Recreational Vehicles and Engines.....	40 C.F.R. § 1051.120
On-highway Motorcycles.....	42 U.S.C. § 7541 (a)(1), 40 C.F.R. § 86.402-98

Other Comments and Compliance Issues

(Note any discrepancies with the information from the inspection with the COC application):

Catalyst Measurement Worksheet

Please insert N/A for items that are not applicable to the vehicle undergoing inspection.

Engine Family				
VIN/Serial No.				
	Measure Values (inches)		Calculated (mm)	Certificate Values
Outside diameter of casing				
Inside diameter of casing				
Overall length of casing				
Length of catalyst material				
Counted cells (total)				
Calculated cells per inch ² (cpi)				
If laboratory tested:				
Active Material Loading (g/L)				
Ratio				
Inspector:				
Date:				