

Enclosure

CLEAN AIR ACT MOBILE SOURCE EXPEDITED SETTLEMENT AGREEMENT

DOCKET NO. CAA-16-8244

Respondent: Precision Automotive and Diesel, Inc.
78 Route 173 W. Ste. 10
Hampton, NJ 08827

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 \$1,053 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:

[Redacted Signature]

Date: 4/6/2016

Phillip A. Brooks, Director, Air Enforcement Division

APPROVED BY RESPONDENT:

Name (print): [Redacted]

Title (print): Owner

Signature: [Redacted]

Date: 5/9/16

RATIFIED BY EPA:

[Redacted Signature]

Date: June 2, 2016

for Phillip A. Brooks, Director, Air Enforcement Division

Table 1 - Inspection Information	
Entry/Inspection Date(s): September 16, 2014	Docket Number: C A A - 1 6 - 8 2 4 4
Inspection Location: Precision Automotive and Diesel	Entry/Inspection Number(s) 2 0 1 4 0 9 1 6 1 0 0 0 0 0
City: Hampton	Inspector(s) Name(s): Brent Ruminski Steve Strackbein
State: NJ Zip Code: 08827	EPA Approving Official: Phillip A. Brooks
Respondent: Precision Automotive and Diesel, Inc.	EPA Enforcement Contact: Lauren Tozzi, Attorney-Advisor, (202) 564-4904 Tony Miller, Chemical Engineer, (303) 312-7161

Table 2 - Description of Violations and Vehicles/Engines				
<p>On September 16, 2014, authorized inspectors found that Precision Automotive and Diesel (Precision) possessed one (1) vehicle that had been tampered and had defeat devices installed by Precision. It is a violation of Section 203(a)(3)(A) of the CAA, 42 U.S.C. § 7522(a)(3)(A) for any person to tamper with the emission control system of an EPA-certified engine rendering it non-compliant either by removing, bypassing, or rendering inoperative a certified device or element of design. Furthermore, the EPA requires any party working on a part of a vehicle that has been tampered to return the vehicle to its original configuration. The EPA has determined that the vehicle described below, was altered in violation of Title II of the Clean Air Act (CAA). The EPA has determined Precision has committed one (1) violations of CAA § 203(a)(3), 42 U.S.C. § 7522(a)(3). This violation includes the re-installation of exhaust gas recirculation system delete plates without returning them to certified configuration.</p>				
Description of Vehicles/Engines	Engine Manufacturer	Engine Family	VIN Numbers	Violations
Heavy Duty Motor Vehicle	Navistar	6NVXH06.0AED	1FTWW31P07EA78779	1

Table 3 - Penalty and Required Remediation	
Penalty	\$ 1,053
Required Remediation	In addition to paying the monetary penalty, Precision Automotive and Diesel must cease and refrain from installing, purchasing, and selling, any device that interferes, defeats, or otherwise renders inoperative the emission control system of any engine regulated by the EPA.