

Enclosure


CLEAN AIR ACT VEHICLE AND ENGINE EXPEDITED SETTLEMENT AGREEMENT

DOCKET NO. R9-CAA-19-1023

Respondent: Streamline Performance LLC
1615A Democrat Street
Honolulu, HI 96819

1. The parties enter into this Clean Air Act Vehicle and Engine Expedited Settlement Agreement (Agreement) in order to settle the civil violation(s) discovered as a result of the inspection(s) specified in Table 1, attached, incorporated into this Agreement by reference. The civil violation(s) that are the subject of this Agreement are described in Table 2, attached, incorporated into the Agreement by reference, regarding the vehicle(s)/engine(s) 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 neither admits nor denies the findings detailed therein, and waives any objections Respondent may have to the EPA's jurisdiction.
3. Respondent certifies that payment of the penalty has been made in the amount of \$475. Respondent has followed the instructions in "CAA Vehicle and Engine Expedited Settlement Agreement Instructions," attached, incorporated into this Agreement by reference. Respondent certifies that the required remediation, specified in Table 3 and incorporated into this Agreement by reference, has been carried out.
4. By its first signature below, the EPA approves the findings resulting from the inspection(s) and alleged violation(s) 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 Delegated Official's ratifying signature.
5. The parties consent to service of this Agreement by electronic delivery at the Respondent's e-mail noted below.

APPROVED BY EPA:

 for Claire Trombadore Date: 9/24/19
Official: Claire Trombadore, Assistant Director

APPROVED BY RESPONDENT:

Name (print): Kai Graves

Title (print): Owner / member

Signature: 

Email (print) 

Date: 10/31/19

RATIFIED BY EPA:

 Date: 12/16/19
Official: Claire Trombadore, Assistant Director

Table 1 - Information Collection	
Date(s) Information Collected:	Docket Number:
June 25, 2019	R 9 - C A A - 1 9 - 1 0 2 3
Respondent Location:	
1615A Democrat Street	2 0 1 9 0 6 2 5 - 1 4 0 2 0 1
City:	Inspector(s) Name(s):
Honolulu	Janice Chan & Nathan Dancher
State: Zip Code:	EPA Approving Official:
HI 96819	Claire Trombadore
Respondent:	EPA Enforcement Contact(s):
Streamline Performance LLC	Janice Chan

Table 2 - Description of Violations and Vehicles/Engines					
<p>EPA obtained evidence that Streamline Performance LLC (Respondent) tampered with the vehicle/engine listed below. EPA obtained evidence that Respondent sold and installed a defeat device, listed below, which renders inoperative emission control systems on EPA-certified motor vehicles. Respondent provided sales data to EPA inspectors as part of the inspection, which EPA uses as evidence. The data under invoice number 11829 provides that Respondent sold and installed the defeat device below. It is a violation of Section 203(a)(3)(B) of the CAA, 42 U.S.C. § 7522(a)(3)(B) to sell, offer for sale, and install defeat device intended for use with EPA-certified motor vehicles and engines. Based on information summarized below, EPA finds that Respondent has committed one (1) violation of Section 203(a)(3) of the CAA, 42 U.S.C. § 7522(a)(3).</p>					
Defeat Device Violation(s)					
Defeat Device Description	Make	Part #	Quantity	Sold, installed, and/or offered for sale?	Date Range
Berk Technology MR2 Dual 3" Exhaust	1990-1999 Toyota MR2	BT1068	1	Sold/Installed	5/2/2019

Table 3 - Penalty and Required Remediation	
Penalty	\$475
Required Remediation	In addition to paying the monetary penalty, Respondent must cease and refrain from purchasing, selling, or installing any device that defeats, bypasses, or otherwise renders inoperative an emission component of any motor vehicle or engine regulated by the EPA. Respondent must cease and refrain from tampering with emission control systems on EPA-certified motor vehicles and engines. Respondent acknowledges receipt of the Compliance Plan attached as Appendix A.