



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

Region 1
5 Post Office Square, Suite 100
Boston, MA 02109-3912

BY EMAIL

Dated by electronic signature below

LeAnn Jensen
Regional Judicial Officer
U.S. EPA, Region 1 (Mail Code 4-MI)
5 Post Office Square, Suite 100
Boston, MA 02109-3912
Jensen.LeAnn@epa.gov

FILED

Apr 01, 2025

4:27 pm

**U.S. EPA REGION 1
HEARING CLERK**

Re: *In the matter of Mass Diesel Performance, Inc., Docket No. CAA-01-2025-0042*

Dear Ms. Jensen:

Attached is an Expedited Settlement Agreement ("ESA") that will resolve a Clean Air Act ("CAA") administrative penalty action that has been signed by both parties and is now being submitted to you for approval in accordance with 40 C.F.R. § 22.18(b). Pursuant to 40 C.F.R. §§ 22.13(b) and 22.18(b), this ESA both commences and concludes the matter referenced above. The ESA resolves alleged violations of Section 203(a)(3)(B) of the CAA, 42 U.S.C. § 7522(a)(3)(B), stemming from Respondent's sale and/or installation of aftermarket defeat devices for motor vehicles. Respondent is based in Bellingham, Massachusetts.

The ESA requires payment of a \$14,186 penalty, due within 30 days of its filing. This penalty amount is authorized under *Expedited Settlement Agreement Pilot for Clean Air Act Vehicle and Engine Violations Tampering/Defeat Devices* and the statutory penalty factors of Section 205(c)(2) of the CAA, 42 U.S.C. § 7524(c)(2). The ESA includes a certification of compliance with Section 203(a)(3) of the CAA.

The parties' consent to the use of digital signatures and Respondents' consent to electronic service of the ESA, once filed, is included in the ESA. This settlement does not have any public notice requirements.

Sincerely,

Christine M. Foot
Senior Enforcement Counsel
US EPA – Region 1

Enclosure

cc (via email): Stewart Cables, Esq. Hassan + Cables
Scott Hovey, President, Mass Diesel Performance, Inc.
Dana Donovan, Air Compliance Inspector, US EPA Region 1