



REGION 10

SEATTLE, WA 98101

CERTIFIED MAIL-RETURN RECEIPT REQUESTED

Amritpal Sangha
President and Governor
Mountain View Berries LLC
6749 Hannegan Road
Everson, Washington 98247-9636

John E. Vree
Registered Agent
Mountain View Berries LLC
701 Front Street
Lynden, Washington 98264

Re: Expedited Settlement Agreement for Clean Air Act Mobile Source Violations
Docket No. CAA-10-2026-0032

Dear Amritpal Sangha and John E. Vree:

The U.S. Environmental Protection Agency (EPA) has authority under Section 205 of the Clean Air Act (CAA), 42 U.S.C. § 7524, to pursue civil penalties for violations of Sections 203(a)(1) and 213(d) of the CAA, 42 U.S.C. §§ 7522(a)(1) and 7547(d). Enclosed is an Expedited Settlement Agreement (ESA) that addresses violations by Mountain View Berries LLC located at 6749 Hannegan Road, Everson, Washington (herein "Respondent"), as documented within Enclosure 1 of the ESA, and Enclosure 2 under Table 2 titled the Description of Violations and Vehicles/Equipment. Based on available information, we have determined that an appropriate penalty to resolve these violations is \$18,212.

EPA encourages an expeditious settlement of easily correctable violations such as the violations cited in the enclosed ESA. The ESA complies with the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties, Issuance of Compliance or Corrective Action Orders, and the Revocation, Termination or Suspension of Permits: Final Rule, 40 C.F.R. Part 22.

You may resolve the cited violations by correcting the violations, signing and returning the ESA within 30 days of your receipt of this letter and paying the \$18,212 penalty as provided in the ESA. The EPA, at its discretion, may grant one extension of up to an additional 60 days for cause upon request. Please be advised that the ESA contains a discounted, non-negotiable penalty amount which is significantly lower than the amount calculated under EPA's Clean Air Act Mobile Source Civil Penalty Policy – Vehicle and Engine Certification Requirements.

The ESA, when executed by both parties, signed by the Regional Judicial Officer and filed with the Regional Hearing Clerk, is binding on the EPA and Respondent. Upon such filing, EPA will take no further action for civil penalties against Respondent for the violations cited in the ESA provided the penalty is timely paid. EPA will neither accept nor approve the ESA if returned more than 30 days after the date Respondent receives this letter, unless an extension has been granted by EPA. If Respondent does not return the signed ESA within 30 days of receipt or up to 90 days if an extension has been granted, this settlement offer will be automatically withdrawn, with no need of additional notice to you, without prejudice to EPA's ability to file an enforcement action for the cited violations and seek penalties of up to \$59,114 per violation pursuant to Section 205 of the CAA 42 U.S.C. § 7524 and 40 C.F.R. § 19.4.

Respondent is required in the ESA to certify under penalty of law that it has corrected the violations.

The **signed** ESA must be sent electronically or via certified mail to:

Alexander Liebert
U.S. Environmental Protection Agency
Region 10
1200 Sixth Avenue, Suite 155, Mail Stop 20-C04
Seattle, Washington 98101
Liebert.Alexander@epa.gov

After the Regional Judicial Officer signs the original ESA and it is filed with the Regional Hearing Clerk, EPA will send Respondent a file stamped copy. The penalty must be paid within 30 days after the ESA is filed with the Regional Hearing Clerk as further explained in the enclosed ESA and Payment Instructions.

By the terms of the ESA and upon filing of the ESA, Respondent waives its opportunity for a hearing pursuant to Section 205 of the CAA. Although terms of the ESA are non-negotiable, should Respondent have any other questions regarding this ESA process, please contact Alexander Liebert, at Liebert.Alexander@epa.gov or (206) 553-6265.

Sincerely,

Edward J. Kowalski
Director
Enforcement and Compliance Assurance Division

Enclosures

1. Expedited Settlement Agreement and Payment Instructions
2. Expedited Settlement Alleged Violations and Final Adjusted Penalty Summary
3. U.S. EPA Small Business Resources Information Sheet