



REGION 3

PHILADELPHIA, PA 19103

Dated by Electronic Signature

Via E-Mail to: sales@apexdiesel.com

Mr. Dustin Harrison
Apex Diesel Performance
12348 Atlantic Road
Atlantic, PA 16111

Re: In the Matter of: Apex Diesel Performance
Expedited Settlement Agreement and Final Order
Docket No. CAA-03-2026-0003

Dear Mr. Harrison:

Attached (in .pdf format) please find the time-stamped Expedited Settlement Agreement (“ESA”) and Final Order in the above-captioned matter. The ESA and Final Order resolve Apex Diesel Performance’s violations of Section 203(a)(3)(A) of the Clean Air Act, 42 U.S.C. § 7522(a)(3)(A), and the implementing regulations found at 40 C.F.R. § 1068.101(b)(1), regarding the prohibitions against tampering. These documents were filed today with the Regional Hearing Clerk.

In accordance with the terms and provisions specified in the ESA, you must timely pay the agreed civil penalty in accordance with the payment schedule set forth in the ESA. The case name and case docket number should be noted on the payment and electronic transfer instrument or receipt should be sent, via e-mail, simultaneously to the Regional Hearing Clerk (R3_Hearing_Clerk@epa.gov) and to Steve Ott (ott.steven@epa.gov).

For your file, I am also enclosing a copy of supporting memorandum from U.S. Environmental Protection Agency management to the Regional Judicial Officer.

Please do not hesitate contact Steve Ott, at (215) 814-2267 or at ott.steven@epa.gov if you have any questions regarding to this matter.

Sincerely,

Regional Hearing Clerk, Region 3

Attachments

cc: Steve Ott (3ED21) - via e-mail to: ott.steven@epa.gov
Robert Gandley, MacDonald, Illig, Jones & Britton LLP, rgandley@mijb.com