

**UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR**

In the Matter of:

CFMOTO POWERSPORTS, INC., and
CFMOTO AMERICA, INC.,

Respondents.

Docket No.
CAA-HQ-2013-8038

JOINT STATUS REPORT ON SETTLEMENT PROGRESS

Complainant, the United States Environmental Protection Agency (“EPA”), hereby submits this joint status report on behalf of EPA and Respondents (jointly, “the Parties”) regarding the progression of settlement efforts in the above captioned case. The Parties have finalized a Consent Agreement and proposed Final Order (CAFO). The EPA has received a .pdf scan of Respondent’s signature page to the CAFO and the CAFO has been signed by Phillip A. Brooks, Director of the Air Enforcement Division, Office of Civil Enforcement. The CAFO and transmittal memo have also been approved by Susan Shinkman, Director of the Office of Civil Enforcement. EPA anticipates transmitting the CAFO to the Environmental Appeals Board by January 6, 2013, pending receipt by the EPA of the Respondents’ hardcopy original executed signature page.

The Parties note that the ADR process resulted in a “global” settlement that is broader in scope than the original filed action. The proposed settlement, memorialized in the CAFO, encompasses additional violations than those identified in the original complaint, and also includes two additional Chinese entities as parties to the settlement. Thus, the CAFO will be

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filed with a unique docket number (Docket No. CAA-HQ-2013-8062) but will resolve the complaint filed in this matter under Docket No. CAA-HQ-2013-8038.

The Parties do not anticipate filing any additional status reports in this case, given the imminent transmittal of the CAFO to the EAB.

Respectfully Submitted,

1/2/14
Date



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CERTIFICATE OF SERVICE

I certify that the foregoing **Joint Status Report**, dated January 2, 2014, was sent this day in the following manner to the addresses listed below.

Original and Two Copies via Hand Delivery to:

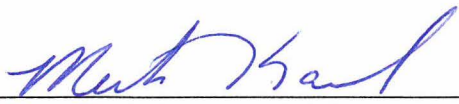
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