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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION VII
901 NORTH 5TH STREET
KANSAS CITY, KANSAS 66101

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EPA ... SECTION
REGIONAL HEARING CLERK

BEFORE THE ADMINISTRATOR

In the Matter of	)	**Docket No. CAA-07-2006-0165**
ABLE MANUFACTURING & ASSEMBLY, LLC	)	
Joplin, Missouri	)	**CONSENT AGREEMENT and FINAL ORDER**
Respondent.	)	

Preliminary Statement

This proceeding for the assessment of a civil penalty was initiated on or about May 3, 2006, pursuant to Section 113(d) of the Clean Air Act (CAA), 42 U.S.C. § 7413(d), when the United States Environmental Protection Agency (EPA), Region VII (Complainant) issued a Complaint and Notice of Opportunity for Hearing to Able Manufacturing & Assembly, LLC (Respondent).

The Complaint charged Respondent with violating the Hazardous Air Pollutant emission limits set for Boat Manufacturers, 40 C.F.R. Part 63, Subpart VVVV, pursuant to Section 112 of the CAA, 42 U.S.C. § 7412. The Complaint proposed a civil penalty of Fifty-Three Thousand Seven Hundred Sixty Dollars ($53,760) for this violation. The parties entered into negotiations in an attempt to settle the allegations contained in the Complaint; this Consent Agreement and Final Order are the result of such negotiations.

CONSENT AGREEMENT

1. Respondent and EPA agree to the terms of this Consent Agreement and Final Order and Respondent agrees to comply with the terms of the Final Order portion of this Consent Agreement and Final Order.

2. Respondent admits the jurisdictional allegations set forth in the Complaint, and agrees not to contest EPA's jurisdiction in this proceeding or any subsequent proceeding to enforce the terms of the Final Order portion of this Consent Agreement and Final Order.

3. Respondent neither admits nor denies the factual allegations set forth in the Complaint.