



UNITED STATES
ENVIRONMENTAL PROTECTION AGENCY
BEFORE THE ADMINISTRATOR

In the Matter of:)
)
Peace Industry Group (USA) Inc., and) Docket No. CAA-HQ-2014-8119
Blue Eagle Motor Inc.,) Dated: October 21, 2016
)
Respondents.)

ORDER POSTPONING HEARING

On May 12, 2016, I issued an Order scheduling a hearing in this matter for October 24-28, 2016, in Atlanta, Georgia. On September 29, 2016, counsel for the Agency notified this office by telephone that the parties had agreed to a settlement and that Respondents had signed a Consent Agreement and Final Order (“CAFO”). After obtaining its own necessary signatures, the Agency submitted the CAFO to the Environmental Appeals Board (“EAB”) on October 20, 2016, and the same day moved this Tribunal to postpone the hearing “until after the EAB has reviewed and issued an order regarding ratification of the CAFO.” Motion to Postpone Hearing (Oct. 20, 2016).

Under the rules governing this proceeding, when a settlement is reached, “[t]he parties shall forward the executed consent agreement and a proposed final order to . . . , in a proceeding commenced at EPA Headquarters, the Environmental Appeals Board.” 40 C.F.R. § 22.18(b)(2). “No settlement or consent agreement shall dispose of any proceeding under these Consolidated Rules of Practice without a final order from the . . . Environmental Appeals Board[] ratifying the parties’ consent agreement.” 40 C.F.R. § 22.18(b)(3).

Although this proceeding has not been disposed of, the progress made toward a ratified CAFO is sufficient to justify postponing the hearing until after the EAB’s ruling. Consequently, the Agency’s Motion to Postpone Hearing is **GRANTED**. The previously scheduled hearing in this case is **POSTPONED** indefinitely. If necessary, a hearing will be rescheduled following the EAB’s Order addressing the proposed CAFO.

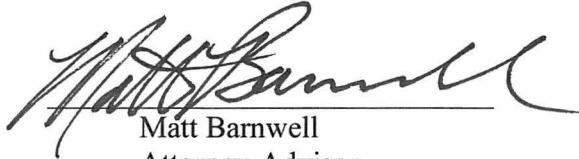
SO ORDERED.

M. Lisa Buschmann
Administrative Law Judge

In the Matter of *Peace Industry Group (USA), Inc., and Blue Eagle Motor, Inc.*, Respondents.
Docket No. CAA-HQ-2014-8119

Certificate of Service

I certify that the foregoing **Order Postponing Hearing**, dated October 21, 2016, and issued by Administrative Law Judge M. Lisa Buschmann, was sent this day in the following manner to the addressees listed below.



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Dated: October 21, 2016
Washington, D.C.