UNITED STATES ENVIRONMENTAL PROTECTION AGENCY BEFORE THE ADMINISTRATOR

In the Matter of:)	
Taotao USA, Inc.,)	Docket No. CAA-HQ-2015-8065
Taotao Group Co., Ltd., and)	
Jinyun County Xiangyuan Industry Co., Ltd.)	
)	
Respondents.)	

BUSINESS CONFIDENTIALITY ASSERTED

The enclosed Response to Respondents' Motion to Quash and Dismiss Pursuant to Federal Rule of Civil Procedure 12(b)(5) ("Response") contains material claimed to be confidential business information ("CBI") pursuant to 40 C.F.R. § 2.203(b). The material claimed as CBI are Complainant's Exhibits 1 through 8, in their entirety. Exhibits 1 through 8 consist of applications for certificates of conformity submitted to the EPA by respondents Taotao USA, Inc., Taotao Group Co., Ltd., and Jinyun County Xiangyuan Industry Co., Ltd. (collectively, "Respondents"). Complainant asked Respondents, through their counsel, whether they would waive their claim of CBI. Respondents responded that they would not waive their claim, but would be willing to sign an agreement authorizing Respondents' counsel to receive the confidential material. This Response is therefore filed under seal pursuant to 40 C.F.R. § 22.5(d).

A complete copy of the document containing the CBI, together with a version of the document in which the CBI has been deleted, have been filed with the Regional Hearing Clerk and served on the presiding officer. A copy of the redacted version of the document has been served on Respondents' counsel. Complainant expects to receive a signed writing authorizing release of the CBI material to Respondents' counsel soon. Upon receipt, Complainant will serve a copy of the unredacted document on Respondents' counsel. If you have any questions, please contact Edward Kulschinsky at (202) 564-4133, or at kulschinsky.edward@epa.gov.

SUIPDEC 30 WW 8: 58

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY BEFORE THE ADMINISTRATOR

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COMPLAINANT'S RESPONSE TO RESPONDENTS' MOTION TO QUASH AND DISMISS PURSUANT TO FEDERAL RULE OF CIVIL PROCEDURE 12(b)(5)

The Director of the Air Enforcement Division of the U.S. Environmental Protection Agency's ("EPA's") Office of Civil Enforcement ("Complainant") files this response opposing respondents Taotao Group Co., Ltd.'s ("Taotao Group's") and Jinyun County Xiangyuan Industry Co., Ltd.'s ("JCXI's") (collectively "Taotao China's") Motion to Quash and Dismiss Pursuant to Federal Rule of Civil Procedure 12(b)(5) (the "Motion"), in accordance with section 22.16 of the Consolidated Rules of Practice Governing the Administrative Assessment of Civil Penalties and the Revocation/Termination or Suspension of Permits (the "Consolidated Rules"). In their Motion, Taotao China contend that they were not validly served with the Complaint in this matter. For the foregoing reasons, the Complaint was properly served on Taotao China, and Complainant requests that the Motion be denied.

I. Background

Taotao USA, Inc. ("Taotao USA"), is a Texas corporation whose president and sole director is Matao Cao. *See* Complainant's Exhibit ("CX") 12 at 306–28. Taotao USA imports and sells highway motorcycles and recreational vehicles manufactured in China. CX 1 at 2, 5–8, 19–21; CX 5 at 156, 159–62, 176–78. Taotao Group is a Chinese company that manufactures and sells

¹ Citations to Complainant's Exhibits are abbreviated as "CX." Complainant's Exhibits are paginated by continuous Bates numbering, not by each exhibit's internal pagination. Complainant's Exhibits numbered 1 through 8 consist of applications for certificates of conformity ("COCs") submitted by Taotao USA, Taotao Group, and JCXI (collectively "Respondents"). Respondents have asserted that these applications are Confidential Business Information ("CBI"). The exhibits are therefore subject to the procedures specified in 40 C.F.R. Part 2 and section 22.5(d) of the Consolidated Rules.

sale in the United States. CX 1 at 19. JCXI is a Chinese company that manufactures and sells for distribution and sale in the United States. CX 5 at 176.

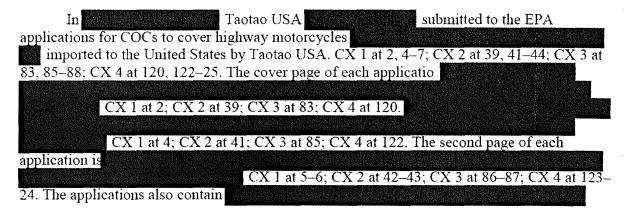
See CX 1 at 19

); CX 5 at 176

).

The Clean Air Act ("CAA"), 42 U.S.C. §§ 7401–7671q, prohibits manufacturers from importing, selling, offering for sale, or introducing to commerce in the United States any new motor vehicle or recreational vehicle "unless such vehicle . . . is covered by a certificate of conformity issued (and in effect) under regulations prescribed" by the Administrator of the EPA under the CAA. 42 U.S.C. §§ 7522(a)(1), 7547(d); 40 C.F.R. §§ 85.1513(a), 1051.15(c), 1068.101(a)(1). The term "manufacturer" includes both persons "engaged in the manufacturing or assembling" of new vehicles, and persons who import "such vehicles or engines for resale." 42 U.S.C. § 7550(1). A highway motorcycle is a type of motor vehicle. 40 C.F.R. § 86.402-98; see 42 U.S.C. § 7551 (definitions of a motor vehicle and a nonroad vehicle); 40 C.F.R. § 85.1703 (definition of a motor vehicle). Therefore, to manufacture, import, or sell a highway motorcycle or recreational vehicle in the United States, a manufacturer must obtain a certificate of conformity ("COC") for the vehicle from the EPA.

An application for a COC must contain, among other things, "[t]he name of an agent for service of process located in the United States." 40 C.F.R. §§ 86.416-80(a)(2)(ix), 1051.205(w). The regulations governing highway motorcycles and recreational vehicles each state: "Service on this agent constitutes service on you or any of your officers or employees for any action by EPA or otherwise by the United States related to the requirements of" 40 C.F.R. Parts 86 or 1051, respectively. *Id.*; see In re Jonway Motorcycle (USA) Co. Ltd., CAA Appeal No. 14-03, at 5–7 (EAB Nov. 14, 2014) (Default Order and Final Action) (describing and applying 40 C.F.R. Parts 86 and 1051's requirement that manufacturers name a domestic agent for service of process by the EPA): Matter of Health Care Prods., 1996 EPA ALJ LEXIS 142, at ** 12–19 (ALJ, Nov. 28, 1995) (describing similar regulatory requirement at 40 C.F.R. § 152.50(b) for registration applications submitted under the Federal Insecticide, Fungicide, and Rodenticide Act ("FIFRA")). Applications must be kept "updated and corrected by amendment." 40 C.F.R. §§ 86.416-80(a)(1), 1051.225.



CX 1 at 4; CX 2 at 44; CX 3 at 88; CX 4 at 125. Critically, each application also contains CX 1 at 19; CX 2 at 58; CX 3 at 100; CX 4 at 137. Each " CX 1 at 19; CX 2 at 58; CX 3 at 100; CX 4 at 137. Each CX 1 at 20; CX 2 at 59; CX 3 at 101; CX 4 at 138. Just as it did with Taotao USA submitted to the EPA applications for COCs to cover vehicles imported to the United States by Taotao USA. CX 5 at 156; CX 6 at 193; CX 7 at 227; CX 8 at 260. The applications The cover page of each application CX 5 at 156; CX 6 at 193; CX 7 at 227; CX 8 at 260. The first page of each applicatio CX 5 at 158; CX 6 at 195; CX 7 at 229; CX 8 at 262. The second page of each application $\overline{\text{CX}}$ 5 at 159-60; CX 6 at 196-97; CX 7 at 230-31; CX 8 at 263-64. The applications also contain at 161; CX 6 at 198; CX 7 at 232; CX 8 at 265. each application from Taotao USA also contains As with CX 5 at 176; CX 6 at 213; CX 7 at 246; CX 8 at 280. Each

CX 5 at 176; CX 6 at 213; CX 7 at 246; CX 8 at 280. Each

X 5 at 177; CX 6 at 214; CX 7 at 247; CX 8 at 281.

contractual agreement states that it is "made by and between Jinyun County Xiangyuan Industry

II. Procedural History

On November 12, 2015, Complainant initiated this action under section 205(c)(1) of the CAA, 42 U.S.C. § 7524(c)(1), by filing its Complaint against Taotao USA, Taotao Group, and JCXI (collectively "Respondents") with the EPA's Headquarters Hearing Clerk as required by Consolidated Rules 22.5 and 22.13. The Complaint alleges that Taotao USA imported 46,605 motorcycles manufactured by Taotao Group, and 17,772 recreational vehicles manufactured by JCXI, that are not covered by COCs because the ratios of precious metals in the vehicles' catalytic converters are materially different from the ratios specified in the applications for COCs. Complaint ¶¶ 30–35. The Complaint also alleges that Taotao Group and JCXI each appointed Taotao USA as their agent to receive service of process. Complaint ¶¶ 13–14.

Copies of the Complaint and the Consolidated Rules were served on Taotao USA as the agent for service of process for Taotao Group and JCXI, through personal service on Matao Cao, president of Taotao USA. CX 9 at 297–98; CX 11 at 303–04. Service was completed on November 16, 2015. CX 9 at 297–98; CX 11 at 303–04. Proof of service was filed with the Tribunal on November 25, 2015. Taotao China filed their Motion on December 16, 2015.

III. Taotao China's Motion

Taotao China, through its counsel, claim that "Taotao USA, Inc., [is] a separate legal entity that has not been authorized to act as an authorized agent for Respondents." Motion at 2. Taotao China contends that Taotao USA "individually applied for a Certificates of Conformity [sic]," and did not "accept service of EPA's Summons and Complaint, voluntarily or otherwise, in compliance with the Hague Convention." Motion at 3, 5. Denying that Taotao USA has been authorized to accept service of process from the EPA for either Taotao Group or JCXI, Taotao China argues that Federal Rule of Civil Procedure 4 requires that service be executed on the companies in China, consistent with the provisions of the Hague Convention. Motion at 4–5. Taotao China's arguments are without merit.

IV. Argument

A. Service was Executed on Taotao China in Keeping with the Consolidated Rules

This proceeding is governed by the Consolidated Rules. While the Federal Rules of Civil Procedure may provide guidance in this proceeding, they do not control. *In re B&L Plating, Inc.*, 11 E.A.D. 183, 188 n.10 (EAB 2003). "[A]gencies are free to fashion their own rules of procedure, so long as these rules satisfy the fundamental requirements of fairness and notice. The EPA has availed itself of this opportunity by establishing its Consolidated Rules of Practice." *Katzson Bros., Inc. v. United States Environmental Protection Agency*, 839 F.2d 1396, 1399 (10th Cir. 1988) (cited by *B&L Plating, Inc.*, 11 E.A.D at 188 n.10).

Section 22.5(b)(1)(i) of the Consolidated Rules required Complainant to serve "on respondent, or a representative authorized to receive service on respondent's behalf, a copy of the signed original of the complaint" and a copy of the Consolidated Rules. 40 C.F.R.

§ 22.5(b)(1)(i). "Service shall be made personally, by certified mail with return receipt requested, or by any reliable commercial delivery service that provides written verification of delivery." *Id.* "Where respondent is a domestic or foreign corporation, . . . complainant shall serve an officer, partner, a managing or general agent, or any other person authorized by appointment or by Federal or State law to receive service of process." 40 C.F.R. § 22.5(b)(1)(ii)(A).

Taotao Group and JCXI are foreign corporations that have appointed Taotao USA as their agent for service of process from the EPA. Taotao China's claim that Taotao USA "has not been authorized to act as an authorized agent" for Taotao Group or JCXI, (Motion at 2), is demonstrably false. In each application for a COC covering the vehicles at issue in this matter,

CX 1 at 19–20; CX 2 at 58–59; CX 3 at 100–01; CX 4 at 137–38; CX 5 at 176–77; CX 6 at 213–14; CX 7 at 246–47; CX 8 at 280–81; see In re Jonway Motorcycle (USA) Co. Ltd., CAA Appeal No. 14-03, at 5–7, 7 n.10 (EAB Nov. 14, 2014) (Default Order and Final Action) (foreign corporations named authorized representatives for receipt of service in their applications for COCs). Respondents have not come forward with any information or evidence suggesting that the EPA may not rely on the accuracy applications.²

Taotao USA is Taotao Group's and JCXI's agent for service of process from the EPA. Matao Cao is Taotao USA's president. Three copies of the Complaint and the Consolidated Rules were served on Taotao USA through hand-delivery to its officer, Taotao USA's president, Matao Cao. CX 9 at 297–98; CX 10 at 300–01; CX 11 at 303–04. One copy was served on Taotao USA in its capacity as Taotao Group's agent for service of process from the EPA. CX 9 at 297–98. A second copy was served on Taotao USA in its capacity as JCXI's agent for service of process from the EPA. CX 11 at 303–04. Complainant therefore appropriately served Taotao Group and JCXI through personal service on their agent for service of process, Taotao USA, consistent with section 22.5(b)(1) of the Consolidated Rules.

Though the Federal Rules of Civil Procedure do not control this proceeding, Complainant notes that the service executed on Taotao China does comport with the requirements of Federal Rule 4. Under the Federal Rules, a corporation may be served "in a judicial district of the United States" through personal delivery "to an officer, a managing or general agent, or any other agent authorized by appointment or by law to receive service of process." Fed. R. Civ. P. 4(h)(1). Taotao Group and JCXI appointed Taotao USA as their agent to receive service of process from the EPA, and Complainant served process on that agent through personal delivery of the Complaint and Consolidated Rules to Taotao USA's officer.

² The knowing or intentional submission of false information to the federal government is a criminal act punishable under 18 U.S.C. § 1001(a) and 42 U.S.C. § 7413(c)(2)(A).

B. Service Abroad is Not Required and the Hague Convention Does Not Apply

Complainant is not required to serve Taotao Group or JCXI in China because they appointed Taotao USA as their agent to receive service of process in the United States. The Hague Convention therefore does not apply to this proceeding.

The Supreme Court has described the Hague Convention as "a multilateral treaty that was formulated in 1964 . . . to provide a simpler way to serve process abroad." *Volkswagenwerk Aktiengesellschaft v. Schlunk*, 486 U.S. 694, 698 (1988). The Convention only applies "where there is occasion to transmit a judicial or extrajudicial document for service abroad." *Id.* at 699 (quoting 20 U.S.T. 362, T.I.A.S. 6638, Art. 1); *see* Fed. R. Civ. P. 4 advisory committee notes on 1993 amendments (use of Hague Convention procedure "is mandatory if documents must be transmitted abroad to effect service"). "In determining whether service involves the transmittal of documents abroad, courts are to look to the method of service prescribed by the internal law of the forum state." *Sheets v. Yamaha Motors Corp.*, 891 F.2d 533, 537 (5th Cir. 1990) (citing *Schlunk*, 486 U.S. at 699–707). "[T]he Due Process Clause does not require an official transmittal of documents abroad every time there is service on a foreign national." *Schlunk*, 486 U.S. at 694.

The forum for this proceeding is the federal administrative forum authorized under section 205(c)(1) of the CAA, 42 U.S.C. 7524(c)(1). See Health Care Prods., 1996 EPA ALJ LEXIS 142, at **10–11 (describing administrative forum under FIFRA). The relevant internal law is provided by the Consolidated Rules. As explained above, Taotao Group and JCXI each named Taotao USA as their domestic agent for service of process from the EPA. Service on that domestic agent was properly accomplished under the Consolidated Rules, and would have been proper under the Federal Rules if they applied. "Where service on a domestic agent is valid and complete," as it was in this matter, "the Convention has no further implications." Schlunk, 486 U.S. at 694.

C. This Matter Does Not Present Compelling Circumstances Justifying Regulatory Review

To the extent Taotao China challenges the validity of the EPA's regulations governing vehicles and engines, the Environmental Appeals Board has instructed that "under established Agency precedent, 'challenges to rulemaking are rarely entertained in an administrative enforcement proceeding... and review of a regulation will not be granted absent the most compelling circumstances." In re Woodkiln Inc., 7 E.A.D. 254, 270 n.16 (EAB 1997) (quoting In re Echevarria, 5 E.A.D. 626, 634 (EAB 1994)); see In the Matter of City of Irving, 10 E.A.D. 111, 123–24 (EAB 2001) (discussing the presumption of nonreviewability). This is particularly so where "Congress, as in the Clean Air Act section 307(b), has set precise limits on the availability of a judicial forum for challenging particular kinds of regulations." Id. at 269 (citing Echevarria, 5 E.A.D. at 634–35)).

³ As an example of a compelling circumstance, the Board described a situation where a regulation had been held invalid by a federal court, but not yet repealed. *In re Echevarria*, 5 E.A.D. 626, 635 n.13 (EAB 1994). No similar circumstance is present here.

Taotao China has not presented a compelling argument to explain why the EPA's regulations are invalid. The regulations require vehicle and engine manufacturers who wish to sell their products in the United States to name a domestic agent for service of process from the EPA and the United States. The presence of a domestic agent facilitates effective administration and enforcement of the CAA against foreign manufacturers who avail themselves of the United States market, in part by assuring the proximity of a person who may speak for and to the manufacturer. See General Counsel Opinion, "Must EPA Require a Foreign Registrant to Designate a Domestic Agency" (June 23, 1972) (EPA may require foreign pesticide registrants to name a domestic agent who may receive service of process). The Board has previously upheld the validity of service on foreign corporations through their domestic authorized representatives. In re Jonway Motorcycle (USA) Co. Ltd., CAA Appeal No. 14-03, at 5-7, 7 n.10 (EAB Nov. 14, 2014) (Default Order and Final Action). Requiring a manufacturer to name a domestic agent for service of process does not conflict with the Hague Convention, which controls the procedure for serving individuals abroad when service abroad is required by the internal law of the forum state. See Schlunk, 486 U.S. at 699-707 (explaining operation of the Hague Convention).

Taotao China's challenge is also untimely. The regulations requiring applicants to provide the name of an agent for service of process in the United States were promulgated in 2006 for Part 86 (Amendments to Regulations for Heavy-Duty Diesel Engines, 71 Fed. Reg. 51481, 51487 (Direct Final Rule, Aug. 30, 2006)), and in 2005 for Part 1051 (Test Procedures for Testing Highway and Nonroad Engines and Omnibus Technical Amendments, 70 Fed. Reg. 40420, 40494 (Final Rule, July 13, 2005)). The time to mount a regulatory challenge has long passed. See 42 U.S.C. 7607 (sixty days to challenge rulemaking); see also 28 U.S.C. § 2401 (general six-year statute of limitations for claims against the United States). Taotao China has not shown that this case presents compelling circumstances warranting Board review of these final rules.

Conclusion

For the aforementioned reasons, Taotao Group, Co., Ltd., and Jinyun County Xiangyuan Industry Co., Ltd., were properly served with the Complaint and Rules of Practice in this matter. Complainant requests that Respondents' Motion to Quash and Dismiss Pursuant to Federal Rule of Civil Procedure 12(b)(5) be denied. With regard to Taotao Group's and JCXI's alternative request for additional time to file their Answer, Complainant requests that any grant of additional time be limited to fifteen (15) days from the date of the Board's decision.

Date: 12/34/2015

Respectfully Submitted,

Edward Kulschinsky, Attorney Advisor

Air Enforcement Division Office of Civil Enforcement 1200 Pennsylvania Ave., NW Washington, DC 20460

CERTIFICATE OF SERVICE

I certify that the original and two copies of the foregoing Response to Respondents' Motion to Quash and Dismiss Pursuant to Federal Rule of Civil Procedure 12(b)(5) and attached exhibits ("Response") in the Matter of Taotao USA, Inc., et al., dated 12/30/2015, were filed under seal this day by hand delivery to the Headquarters Hearing Clerk in the EPA Office of the Headquarters Hearing Clerk at the address listed below:

U.S. Environmental Protection Agency Office of the Headquarters Hearing Clerk 1300 Pennsylvania Ave., NW, MC-1900R Ronald Reagan Building, Room M1200 Washington, DC 20004

I certify that a version of the original Response with confidential business information redacted ("redacted Response"), and two copies, were filed this day by hand delivery to the Headquarters Hearing Clerk in the EPA Office of the Headquarters Hearing Clerk at the address listed above.

I certify that a copy of the Response and redacted Response were served this day on the Presiding Officer by hand delivery to the Clerk of the Environmental Appeals Board at the address listed below:

U.S. Environmental Protection Agency Environmental Appeals Board 1201 Constitution Ave., NW, MC-1103M WJC East Building, Room 3334 Washington, DC 20004

I certify that one copy of the foregoing Response, with confidential business information redacted, was sent this day by certified mail, return receipt requested, for service on Respondents' counsel at the address listed below:

William Chu, Esq. The Law Offices of William Chu 4455 LBJ Freeway, Suite 909 Dallas, TX 75244

12/30/2015 Data

Date

Brianna Iddings, Attorned Advisor

Air Enforcement Division
Office of Civil Enforcement

1200 Pennsylvania Ave., NW, MC-2242A

WJC South Building, Room 1142B

Washington, DC 20460

(202) 564-7581

iddings.brianna@epa.gov

Supporting Documents for Engine Family: ETAOC.049MC2

Carry-Over Application for 2014 Model Year EPA Certificate Manufacture Code: TAO Category: HMC-IA

U.S. Importer Taotao USA Inc.

Supporting Documents for Engine Family: DTAOC.150MC2

Carry Over Application for 2013 Model Year
EPA Certificate
Manufacture Code: TAO
Category: HMC-IB

U.S. Importer Taotao USA Inc.

Supporting Documents for Engine Family: DTAOC.049MC2

Application for 2013 Model Year EPA Certificate Manufacture Code: TAO Category: HMC-IA

U.S. Importer Taotao USA Inc.

Supporting Documents for Engine Family: CTAOC.049MC1

Carry-Over Application for 2012 Model Year EPA Certificate Manufacture Code: TAO Category: HMC-IA

U.S. Importer Taotao USA Inc.

Supporting Documents for Engine Family: ETAOX0.12A1T

Carry-Over Application for 2014 Model Year EPA Certificate Manufacture Code: TAO Category: ATV-A

U.S. Importer Taotao USA Inc.

Supporting Documents for Engine Family: DTAOX0.15G2T

Carry-Over Application for 2013 Model Year EPA Certificate Manufacture Code: TAO Category: ATV-B

U.S. Importer Taotao USA Inc.

Supporting Documents for Engine Family: DTAOX0.124AAA

Carry-Over Application for 2013 Model Year EPA Certificate Manufacture Code: TAO Category: OFMC

U.S. Importer Taotao USA Inc.

Supporting Documents for Engine Family: DTAOX0.12A1T

Carry-Over Application for 2013 Model Year EPA Certificate Manufacture Code: TAO Category: ATV-A

U.S. Importer Taotao USA Inc.

Complainant's Exhibit 9

CONFIRMATION For Process Serving

ONE LEGAL LLC



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ONE	LEGAL	CONFIRMATION	FOR ORDER NO	.: 1778663	DATE:

Customer: US EPA Attorney: Evan Belser

Customer No.: 0092868 Attorney e-mail: belser.evan@epa.gov

Address: 1200 Pennsylvania Ave NW Contact: Michael Gilham

Contact e-mail: gilham.michael@epa.gov 3803R

Contact Phone: 202-564-6090 Washington, DC 20460

Contact Fax:

Law Firm File No.: none

CASE INFORMATION:

Case Number: CAA-HQ-2015-8065

County:

Court: United States District Court, Of Columbia

Case Short Title: US Environmental Protection Agency vs. Taotao USA, Attn. Matao Cao Presid

DOCUMENTS RECEIVED: No. Docs:

2 No. Pgs: 49

40 CFR Part 22, Rules of Practice, Complaint

Service Address: 1135 West Tinity Mills Road Party to Serve: Jinyun County Xiangyuan Industry CO., Carrollton, TX 75006

Ltd.: Attn. Matao Cao Confirmation Report. DO NOT PAY. An Invoice will be sent later.

Notes:	Services:	Summary of Charges:
Service Status: Served	Additional Entities	53.95
Services will be invoiced later.	DO NOT PAY NOW.	Total: 53.95

Attached is your Affidavit of Service. The original will be mailed. If you have any questions, please contact:

Thank you for choosing One Legal for your process serving needs.

Customer Support | Phone: 1-800-938-8815

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US EPA	20027		-		
1200 Pennsylvania Ave NW	3803R	***************************************			
Washington, DC 20460		Ref. No. or	File No.		
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Caleb Malone One Legal - 194-Marin 504 Redwood Blvd #223 Novato, CA 94947 415-491-0606

Signature:

Caleb Malons

Complainant's Exhibit p.0298

O-1-1- W-1--

Complainant's Exhibit 10

CONFIRMATION For Process Serving

ONE LEGAL LLC

This is not an Invoice



ONE LEGAL CONFIRMATION FOR ORDER NO.: 1778661

Address: 1200 Pennsylvania Ave NW

DATE: 11/24/2015

Customer: US EPA

Attorney: Evan Belser

Customer No.: 0092868

Attorney e-mail: belser.evan@epa.gov

Contact: Michael Gilham

3803R

Washington, DC 20460

Contact e-mail: gilham.michael@epa.gov

Contact Phone: 202-564-6090 Contact Fax:

Law Firm File No.: none

CASE INFORMATION:

Case Number: CAA-HQ-2015-8065

County:

Court: United States District Court, Of Columbia

Case Short Title: US Environmental Protection Agency vs. Taotao USA, Attn. Matao Cao Presid

DOCUMENTS RECEIVED:

No. Docs:

No. Pgs:

49

40 CFR Part 22, Rules of Practice, Complaint

Party to Serve: Taotao USA, Inc. Attn. Matao Cao

Service Address: 1135 West Trinity Mills Road

2

Carrollton, TX 75006

Confirmation Report. DO NOT PAY. An Invoice will be sent later.

Notes:	Services:	Summary of Charges:
Service Status: Served	Same Day Not Found-Standard	249.95 169.95
Services will be invoiced later.	DO NOT PAY NOW.	Total: 419.90

Attached is your Affidavit of Service. The original will be mailed. If you have any questions, please contact:

Customer Support | Phone: 1-800-938-8815

Thank you for choosing One Legal for your process serving needs.

Evan Belser, 1012375	ame and Address):		TELEPHONE NO.: (202) 564-6090		
US EPA	. 38V3D				
1200 Pennsylvania Ave NW Washington, DC 20460	JOVJK	Ref. No. or File No.			
ATTORNEY FOR (Name): Defendant		Ref. No. of File No.	none		
Insert name of court, judicial district or branch court, if a	iny:		none		
United States District Court, Of	Columbia				
State of DC					
PLAINTIFF:					
US Environmental Protection	Agency				
Taotao USA, Attn. Matao Ca	o President;				
	DATE:	TIME:	DEPT/DIV:	CASE NUMBER:	
PROOF OF SERVICE				CAA-HQ-2015-8065	
2. Party Served:	Taotao USA, Inc. A	.ttn. Matao Cao			
2. Party Served: 3. Person Served:		.ttn. Matao Cao - Person authorized to accep	ot service of pro	ocess	
•			ot service of pro	ocess	
3. Person Served:	Matao "Terry" Cao	- Person authorized to accep 11:30 AM Mills Road	ot service of pro	ocess	
Person Served: Date & Time of Delivery: Address, City and State:	Matao "Terry" Cao 11/16/2015 1135 West Trinity M Carrollton, TX 750	- Person authorized to accep 11:30 AM Mills Road		ocess	
Person Served: Date & Time of Delivery: Address, City and State:	Matao "Terry" Cao 11/16/2015 1135 West Trinity M Carrollton, TX 750	- Person authorized to accep 11:30 AM Aills Road 06		ocess	
8. Person Served: 9. Date & Time of Delivery: 9. Address, City and State:	Matao "Terry" Cao 11/16/2015 1135 West Trinity M Carrollton, TX 750	- Person authorized to accep 11:30 AM Aills Road 06		ocess	
3. Person Served: 4. Date & Time of Delivery:	Matao "Terry" Cao 11/16/2015 1135 West Trinity M Carrollton, TX 750	- Person authorized to accep 11:30 AM Aills Road 06		ocess	

Caleb Malone One Legal - 194-Marin 504 Redwood Blvd #223 Novato, CA 94947 415-491-0606

Signature: Caleb Halone

Complainant's Exhibit p.0301

Complainant's Exhibit 11

CONFIRMATION For Process Serving

ONE LEGAL LLC



This is not an Invoice

ONE LEG	AL CONFIRM	MATION FOR	ORDER NO.:	1778662

Attorney: Evan Belser

Customer: US EPA

Customer No.: 0092868

Attorney e-mail: belser.evan@epa.gov

Address: 1200 Pennsylvania Ave NW

Contact: Michael Gilham

3803R

Contact e-mail: gilham.michael@epa.gov

DATE: 11/24/2015

Washington, DC 20460

Contact Phone: 202-564-6090

Contact Fax:

Law Firm File No.: none

CASE INFORMATION:

Case Number: CAA-HQ-2015-8065

County:

Court: United States District Court, Of Columbia

Case Short Title: US Environmental Protection Agency vs. Taotao USA, Attn. Matao Cao Presid

DOCUMENTS RECEIVED:

No. Docs:

No. Pgs:

49

40 CFR Part 22, Rules of Practice, Complaint

Party to Serve: Taotao Group, Co., Ltd.; Attn. Matao Cao Service Address: 1135 WestTrinity Mills Road

2

Carrollton, TX 75006

Confirmation Report. DO NOT PAY. An Invoice will be sent later.

Notes:	Services:	Summary of Charges:
Service Status: Served	Additional Entities	53.95
	DO NOT DAY NOW	To boll
Services will be invoiced later.	DO NOT PAY NOW.	Total: 53.95

Attached is your Affidavit of Service. The original will be mailed. If you have any questions, please contact: Customer Support | Phone: 1-800-938-8815

Thank you for choosing One Legal for your process serving needs.

ATTORNEY OR PARTY WITHOUT ATTORNEY (I Evan Belser, 1012375				1	FOR COURT USE ONLY
US EPA			(202)	304-0090	
1200 Pennsylvania Ave NV	V 3803R				
Washington, DC 20460		Ref. No. or	File No.		
ATTORNEY FOR (Name): Defendant				none	
Insert name of court, judicial district or branch court, i	fany:		······		
United States District Court, C	Of Columbia				
State of DC					
PLAINTIFF:					
US Environmental Protectio	n Agenev				
DEFENDANT:	II Agonoy				
Taotao USA, Attn. Matao C					
	DATE:		TIME:	DEPT/DIV:	CASE NUMBER:
PROOF OF SERVICE					CAA-HQ-2015-8065
40 CFR Part 22, Rules of Prace		, ,			his action, and I served copies of:
2. Party Served:	Taotao Group, Co.	., Ltd.; Attn. Mata	o Cao		
3. Person Served:	Mateo "Terry" Cad	o - Person authori	zed to accep	ot service of pro	ocess
4. Date & Time of Delivery:	11/16/2015	11:30 AM			
5. Address, City and State:	1135 WestTrinity Carrollton, TX 75				
6. Manner of Service:	Personal Service -	By personally del	ivering cop	ies.	
Fee for Service: \$ 53.95					
Not a registered California proce	ess server.	l declare i	under penalty	of perjury that t	he foregoing is true and correct.

Caleb Malone One Legal - 194-Marin 504 Redwood Blvd #223 Novato, CA 94947 415-491-0606

Signature:

Caleb Malone Complainant's Exhibit p.0304

Complainant's Exhibit 12



Office of the Secretary of State

Certificate of Fact

The undersigned, as Secretary of State of Texas, does hereby certify that the document, Certificate of Formation for TAOTAO USA, INC. (file number 800768734), a Domestic For-Profit Corporation, was filed in this office on February 02, 2007.

It is further certified that the entity status in Texas is in existence.

It is further certified that our records indicate WILLIAM CHU as the designated registered agent for the above named entity and the designated registered office for said entity is as follows:

4455 LBJ FREEWAY, SUITE 909

DALLAS, TX - 75244 USA

In testimony whereof, I have hereunto signed my name officially and caused to be impressed hereon the Seal of State at my office in Austin, Texas on January 07, 2014.



Phone: (512) 463-5555

Prepared by: SOS-WEB

Coby Shorter III
Deputy Secretary of State

Corporations Section P.O.Box 13697 Austin, Texas 78711-3697



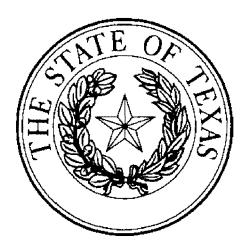
Office of the Secretary of State

The undersigned, as Secretary of State of Texas, does hereby certify that the attached is a true and correct copy of each document on file in this office as described below:

TAOTAO USA, INC. Filing Number: 800768734

Certificate of Formation	February 02, 2007
Certificate of Assumed Business Name	March 17, 2007
Certificate of Correction	October 23, 2007
Public Information Report (PIR)	December 31, 2008
Certificate of Assumed Business Name	May 13, 2009
Abandonment of Assumed Business Name	June 01, 2009
Public Information Report (PIR)	December 31, 2009
Public Information Report (PIR)	December 31, 2010
Change of Registered Agent/Office	June 27, 2011
Public Information Report (PIR)	December 31, 2011
Public Information Report (PIR)	December 31, 2012
Certificate of Amendment	November 14, 2013
Public Information Report (PIR)	December 31, 2013

In testimony whereof, I have hereunto signed my name officially and caused to be impressed hereon the Seal of State at my office in Austin, Texas on January 07, 2014.



Phone: (512) 463-5555

Prepared by: SOS-WEB

Coby Shorter III
Deputy Secretary of State

Coby Shorter III Deputy Secretary of State

Corporations Section P.O.Box 13697 Austin, Texas 78711-3697



Office of the Secretary of State

Come visit us on the internet at http://www.sos.state.tx.us/

Phone: (512) 463-5555 Fax: (512) 463-5709 Diahp/aih-htforERubityo Sectices
Prepared by: SOS-WEB TID: 10266 Document: 523346860003

Form 201 (Revised 1/06)

Return in duplicate to: Secretary of State P.O. Box 13697 Austin, TX 78711-3697 512 463-5555

FAX: 512/463-5709 Filing Fee: \$300



Certificate of Formation For-profit Corporation

This space reserved to office se.

In the Office of the Secretary of State of Texas

FEB 0 2 2007

Corporations Section

Ar	icle 1 – Ei	itity Name and Type		
The filing entity being formed is a for-profit corporation. The name of the entity is:				
	TAO USA			
The name must contain the word "corporation," "	company," "in	corporated," "limited" or an a	bbreviation of one	e of these terms.
		Agent and Registered either A or B and complete C		
☐ A. The initial registered agent is	an organiza	ation (cannot be entity name	d above) by the	name of:
OR B. The initial registered agent is	an individu	ual resident of the state	whose name	is set forth below:
Matao		Cao		
First Name	M.I.	Last Name		Suffix
C. The business address of the regist	ered agent	and the registered offic	ce address is:	
659 East Royal Lane #3043	Irving,		TX	75039
Street Address	City		State	Zip Code
		3 - Directors f 1 director is required.)		
The number of directors constituting to person or persons who are to serve as their successors are elected and quality	directors u	ntil the first annual me		
Director 1				
Matac		Cao		
First Name	1//	Last Name		C.A.

Country

659 East Royal Lane #3043

Street or Mailing Address

Irving'

City

Zip Code

75039

TX

State

Director 2					
First Name	M,I.	Last Name			Suffix
]		
			TX	7. 6.	
Street or Mailing Address	City		State	Zip Code	Country
Director 3					
					1
					1
First Name	M.L.	Last Name			Suffix
			T T		
Oracle Marie Alder			TX	7.0	
Street or Mailing Address	City		State	Zip Code	Country
	Article 4 - 7			21. 2 . 2 . 2 . 4damas.	
(Provide the number of	shares in the space belo	w, then select option	A <u>or</u> option B, d	o not select both)	A SHORT SHORE
The total number of shares the c	orporation is auth	norized to issue is	s: 5,000,00	00	
_	•				
A. The par value of each of	the authorized sh	ares is:		<u>-</u>	
OR					
B. The shares shall have no	-				
	If the shares are to be divided into classes, you must set forth the designation of each class, the number of shares of each class, the par value (or statement of no par value), and the preferences, limitations, and relative rights of each class in the space provided for supplemental				
information on this form.					
Article 5 – Purpose					
	Article	5 – Purpose			
			_		
The purpose for which the corp					
which a for-profit corporation m	iay be organized i	inder the Texas I	Business Or	ganizations Co	oge.
	Supplemental P	ravisions/Infort	nation		
Text Area: [The attached addendum, if any	, is incorporated herein	by reference.]			
	ř				
1					
]					
				_	

	Organizer		
The name and address of the orga	anizer:		
Matao Cao			
Name			
659 East Royal Lane #3043	lrving,	TX	75039
Street or Mailing Address	City	State	Zip Code
Si	éctiveness of Filing (Select e	ither A, B, or C.)	
A. This document becomes ef	factive when the document	is filed by the secretar	ar of state
		-	-
B. This document becomes ef	•	is not more than hin	ety (90) days from
the date of signing. The delayed			
C. This document takes effect	•	iture event or fact, oth	er than the
passage of time. The 90th day aft	-		
The following event or fact will c	ause the document to take e	effect in the manner de	escribed below:
		- To the second construction and a second of the Po C 1999.	UNICHES TO SERVICE AND
	Execution		100
The undersigned signs this docum materially false or fraudulent inst	• •	imposed by law for th	e submission of a
Date: January 30, 2007	— }	M	
	Signature of org	shizer	



Office of the Secretary of State **Corporations Section** P.O. Box 13697 Austin, Texas 78711-3697 (Form 503)

Filed in the Office of the Secretary of State of Texas Filing #: 800768734 3/17/2007 Document #: 163964890004 **Image Generated Electronically** for Web Filing

ASSUMED NAME CERTIFICATE

FOR FILING WITH THE SECRETARY OF STATE
1. The assumed name under which the business or professional service is or is to be conducted or rendered is:
TAOTAO USA, INC.
2. The name of the entity as stated in its certificate of formation, application for registration, application for certificate of authority, or comparable document is: TAOTAO USA, INC.
3. The state, country, or other jurisdiction under the laws of which it was incorporated, organized or associated is <u>TEXAS</u> and the address of its registered or similar office in that jurisdiction is: <u>659 East Royal Lane #3043, Irving, TX, USA 75039</u>
4. The period, not to exceed 10 years, during which the assumed name will be used is (enter number of years or a date of expiration): 10 year(s)
5. The entity is a : <u>Domestic For-Profit Corporation</u>
6. If the entity is required to maintain a registered office in Texas, the address of the registered office is:
659 East Royal Lane #3043, Irving, TX, USA 75039
and the name of its registered agent at such address is:
Matao Cao
The address of the principal office (if not the same as the registered office) is:
2330 ALBERTA DRIVE #200, DALLAS, TX, USA 75229
7. If the entity is not required to or does not maintain a registered office in Texas, the office address in Texas is:
and if the entity is not incorporated, organized or associated under the laws of Texas, the address of its place of business in Texas is:
and the office address elsewhere is:

8. The county or counties where business or professional services are being or are to be conducted Complainant's Exhibit p.0312 or rendered under such assumed name are:

9. The undersigned, if acting in the capacity of an attorney-in-fact of the entity, certifies that the entity has duly authorized the attorney-in-fact in writing to execute this document. The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument.

TAOTAO USA, INC.

Name of the entity

By: MATAO CAO

Signature of officer, general partner, manager, representative or attorney-in-fact of the entity

NOTE

This form is designed to meet statutory requirements for filing with the secretary of state and is not designed to meet filing requirements on the county level. Filing requirements for assumed name documents to be filed with the county clerk differ. Assumed name documents filed with the county clerk are to be executed and acknowledged by the filing party, which requires that the document be notarized.

FILING OFFICE COPY

Form 403 (Revised 01/06)

Return in duplicate to: Secretary of State P.O. Box 13697 Austin, TX 78711-3697 512 463-5555 FAX: 512/463-5709 Filing Fee: \$15



This space reserved for office use.

FILED
In the Office of the
Secretary of State of Texas

OCT 23 2007

Corporations Section

		•
	Endy mormation	
The name of the filin	ng entity is:	
TAOTAO USA INC		
	iny as currently shown in the records of the secretary of statestity, state the present name and not the name as it will be	
The file number issue	ed to the filing entity by the secretary of state is:	0800768734
	Ching neterment to be Consecu	60
The filing instrument	t to be corrected is: Certificate of Formation	
The date the filing in	strument was filed with the secretary of state:	02/02/2007 mm/dd/yyyy
	COP-S	
	is inaccurate or erroneously stated. The correcte	
☑ The registered agname is:	gent name is inaccurate or erroneously stated. The Corrected Registered Agent (Complete either A or B, but not both.)	ne corrected registered agent
A. The registered ag	gent is an organization (cannot be entry named above) by	the name of:
OR		
B. The registered ag	ent is an individual resident of the state whose na	ame is:
William	Chu	Esq
First	Middle Last Name	Suffix

The registered off address is:	ice address is inac	curate or erronec	rusly stated. The	corrected regi	stered office
aumess is.	Corre	ected Registered Off	ice Address		
				TX	
Street Address (No P.O. Box)		City		State 2	ip Code
The purpose of the follows:	e entity is inaccura	te or erroneously	y stated. The pur	pose is correct	red to read as
The period of duration		•	rroneously stated		
	22 - Circle and a Charles and a water to be 15 - 15 -		edurent comple	P. America	s look or baxes)
Other errors and corrected as follows:	corrections. The	following inacc	uracies and error	s in the filing i	nstrument are
Add Each of the The identification or rebelow.	following provisi- reference of each				
,					
			•	,	. :
•				,	•
Alter The follow to be corrected. The fi	ring identified pro- ull text of each cor		~		acies or errors
	•	•	:		
			<u> </u>		
<i>,</i>					
Delete Each of the	e provisions identi	fied below was i	ncluded in error	and should be	deleted.
<i>.</i>					
	•				, :

Defective Execution acknowledged or verified instrument.

The filing instrument was defectively or arroneously signed, scaled, Attached is a converty signed, stated, acknowledged or verified

The filling instrument identified in this certificate was an impossive special of the event or impossion evidenced in the instrument, contained an insecurate or accommon statement, or was defictively or excessivity algorit, scaled, asknowledged or varified. This cartificate of correction is submitted for the purpose of correcting the filling instrument.

After the secretary of state files the certificate of connection, the filing hadracent is considered to have been connected on the date the filing instrument was originally filed except as to present advertely affected. As to persons advertely affected by the correction, the filing instrument is considered to have been connected on the date the certificate of connection is filed by the secretary of state.

The undersigned signs this document subject to the penaltics imposed by law for the submission of a previously false or freedulent instrument.

Date: 10/16/2007

Y Weij

Management Win of softwired version (see Instruction)



Office of the Secretary of State Corporations Section P.O. Box 13697 Austin, Texas 78711-3697 (Form 503) Filed in the Office of the Secretary of State of Texas Filing #: 800768734 5/13/2009 Document #: 257834550002 Image Generated Electronically for Web Filing

ASSUMED NAME CERTIFICATE FOR FILING WITH THE SECRETARY OF STATE

1. The assumed name under	which the business	or professional service	e is or is to be conducted o
rendered is:		_	

Eagleatyparts

2. The name of the entity as stated in its certificate of formation, application for registration, application for certificate of authority, or comparable document is:

TAOTAO USA, INC.

- 3. The state, country, or other jurisdiction under the laws of which it was incorporated, organized or associated is <u>TEXAS</u> and the address of its registered or similar office in that jurisdiction is: <u>659 East Royal Lane #3043, Irving, TX, USA 75039</u>
- 4. The period, not to exceed 10 years, during which the assumed name will be used is (enter number of years or a date of expiration): **10 year(s)**
- 5. The entity is a : **Domestic For-Profit Corporation**
- 6. If the entity is required to maintain a registered office in Texas, the address of the registered office is:

659 East Royal Lane #3043, Irving, TX, USA 75039

and the name of its registered agent at such address is:

William Chu

The address of the principal office (if not the same as the registered office) is:

11550 Newberry Street Ste 100, Dallas, TX, USA 75229

- 7. If the entity is not required to or does not maintain a registered office in Texas, the office address in Texas is:
- and if the entity is not incorporated, organized or associated under the laws of Texas, the address of its place of business in Texas is:

and the office address elsewhere is:

8. The county or counties where business or professional services are being or are to be conducted Complainant's Exhibit p.0317

or rendered under such assumed name are:

ALL COUNTIES LISTED BELOW: DALLAS,

9. The undersigned, if acting in the capacity of an attorney-in-fact of the entity, certifies that the entity has duly authorized the attorney-in-fact in writing to execute this document. The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument.

TAOTAO USA, INC.

Name of the entity

By: YaoYao Lu

Signature of officer, general partner, manager, representative or attorney-in-fact of the entity

NOTE

This form is designed to meet statutory requirements for filing with the secretary of state and is not designed to meet filing requirements on the county level. Filing requirements for assumed name documents to be filed with the county clerk differ.

Assumed name documents filed with the county clerk are to be executed and acknowledged by the filing party, which requires that the document be notarized.

FILING OFFICE COPY

Form 504 (Revised 4/09)

Return in duplicate to: Secretary of State P.O. Box 13697 Austin, TX 78711-3697 512 463-5555 FAX: 512 463-5709

Filing Fee: \$10



Abandonment of Assumed Name Certificate

This space reserved for office use.

FILED
In the Office of the
Secretary of State of Texas

JUN 0 1 2009

Corporations Section

Δ	cen	m	he	N	ame
\mathbf{A}	35 U	ш	cu.	172	anne

1.	The assumed name to be abandoned is:	Eagleatvparts	
2.	The assumed name certificate was filed wi	th the secretary of state on:	05/13/2009

2. The assumed name certificate was fried with the secretary of state on.	03/13/2009
· · · · · · · · · · · · · · · · · · ·	mm/dd/yyyy
Entity Information	
3. The legal name of the entity abandoning the assumed name is:	
Taotao USA, Inc.	
State the name of the entity as currently shown in the records of the secretary of state or of if not filed with the secretary of state.	on its organizational documents,
4. The file number, if any, issued to the entity by the secretary of state is:	800768734
5. The office address of the entity in its jurisdiction of formation is:	
11550 Newberry St. Ste 100	
Dallas, TX 75229	
(Complete item 6 only when the entity is required by law to maintain a registered age An entity required to complete item 6 does not complete item 7. See	•
6a. The entity is required to maintain a registered office and agent in Texa registered office in Texas is:	s. The address of its
659 East Royal Lane #3043, Irving, TX 75039	
6b. The name of the registered agent at such address is:	
William Chu	
6c. The address of the principal office of the entity (if not the same as 6a)	is:

11550 Newberry St. Ste 100, Dallas, TX 75229

(Complete item 7 only if the entity is not required by law to maintain a registered agent/registered office in Texas. Complete item 7c only if the entity is not organized under the laws of Texas. See instructions.)

7a. The entity is not required by law to maintain a registered agent/registered office in Texas. Its principal office address in Texas is:



JUN 01 2009

7b. The address of the entity's principal place	e of business in Texas (if not the same as 7a) is:
7c. The entity is not organized under the laws	of Texas. Its office address outside the state is:
County or Counties i	in which Assumed Name Filed
8. The assumed name being abandoned was i	filed on the following dates in the following counties:
N/A	
Name of County	Date of Filing
Name of County	Date of Filing
	Execution
materially false or fraudulent instrument and behalf of the identified entity. If the undersign	t to the penalties imposed by law for the submission of a d also certifies that the person is authorized to sign on gned is acting in the capacity of an attorney in fact for the attity has duly authorized the undersigned in writing to
	其化
	Signature of a person authorized by law to sign on behalf of the identified entity (see instructions)

05-102 (1-08/28)	TEXAS FRA		TAX PUBLI tions and Limited				ORT		
■Tcode 1			e filed to satisfy	-					
Taxpayer number	0130 111151	■ Report year	_		•	iterits der Chapter 55	2 and 550 C	Covernment	Code
1	1 1					ct information v			
32025808521	. []	2008				0, or (800) 252			
Taxpayer name									
Taotao USA, Inc.									
Mailing address						Se	cretary of S	tate file ni	umber o
11550 Newberry Street, Suit			17	ID 0 - 4 -	IDI	ļCo	mptroller fil	e number	
City Dallas	(St	ate K	I .	IP Code 5229	Plus 4	080	00768734		
Check how if there are	currently no changes or ac	ditions to the inf	omation displayed	t in Section A	A of this repo	f Then comp	lete Section	s B and C	
Entity's principal office	our city no changes of ac		omaton diopidy oc	2 111 000010117	. 01 1110 1000	t. Their somp	1	, D and O.	
Principal place of business					•				
Please sian below	Officer, director and me is completed. The inform no requirement or procemembers change through	nation is updated edure for supplem	annually as part of t	he franchise	tax report. The		320256	0.95210	
SECTION A. Name, title and	mailing address of each	officer, directo	or or member.				320236	3085210	0
Name		Title			Director	Term	<i>m m</i>	d d	у у
Matao Cao		President			XYES	expiration	1		
Mailing Address		City		•		State	ľ	ZIP Code	
1641 Mcgee Ln		Carroliton				TX	ŀ	75010	
Name		Title		1	Director		m m	. d . d	v v
Hame		11110			YES	Term expiration	"" ""		, ,
Mailing Address		City		•		State	j	ZIP Code	
Nome		Title		1	Disastas		İ		
Name		ille		-	Director	Term	m m	a a	<i>y y</i> 1
				ļ	L YES	expiration			
Mailing Address		City		•		State		ZIP Code	
SECTION B. Enter the informat	tion required for each corpo	oration or LLC, if	any, in which this r	eporting enti	ity owns an in	terest of ten p	percent (10%) or more.	
Name of owned (subsidiary)	corporation or limited lial	bility company	State of formation	on :	Texas SOS	file number, if	any Pe	rcentage of	Ownership
Name of owned (subsidiary)	corporation or limited lial	bility company	State of formation	n	Texas SOS	file number, if	any Pe	rcentage of	Ownership
SECTION C. Enter the informat	tion required for each corpo	oration or LLC, if	any, that owns an i	interest of te	n percent (10	%) or more in	this reportin	a entity.	
Name of owned (parent) corp			State of forma			file number, if		rcentage of	Ownership
			1				1		
Registered agent and registered of	nice currently on file. (See inst	ructions it you nee	d to make changes.)		Che	ck box if you ne	eed forms to c	hange the	
Agent:					regi:	stered agent or	registered off	ice informat	ion
Office:			City			, la	tate	ZIP C	ode
The above information is required					npany that file:	a Texas Fran	ichise Tax Re	∍port. Use a	idditional
sheets for Sections A, B, and C, i	<u>-</u>		•		of the dots had	w and that a	nu of this core-	t har	
I declare that the information in this do been mailed to each person named in	•								
sign \ Ja/	18		Title _						mber.
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VE/DE O PIR IND



Filing Number: 800768734

TX2010

TEXAS FRANCHISE TAX PUBLIC INFORMATION REPORT To be filed by Corporations, Limited Liability Companies (LLCS) and Financial Institutions -

This report MUST be signed and filed to satisfy franchise tax requirements

Ver. 1.0 05-102

(9-09/29)

-03/20)		
Tcode	13196	

Taxpayer number

32025808521

■Report year You have certain rights under Chapter 552 and 559, Government Code, to review, request, and correct information we have on file about you. 2010 Contact us at: (512) 463-4600, or (800) 252-1381, toll free nationwide.

Taxpayer name Taotao USA, Inc. Mailing address 2425 Camp Ave Ste #100

City Carrollton State TX IZIP Code 75006

Plus 4

Secretary of State file number or Comptroller file number

0800768734

Check box if there are currently no changes from previous year, if no information is displayed, complete the applicable information in Sections A. B and C.

President

City

Principal office

Principal place of business

Officer, director and member information is reported as of the date a Public Information Please sign below! Report is completed. The information is updated annually as part of the franchise tax report. There is no requirement or procedure for supplementing the information as officers, directors, or members change throughout the year.



SECTION A. Name, title and mailing address of each officer, director or member.

Name Matao Cao Mailing address 1641 Mcgee Ln Name Mailing address

Carrollton Title City Name Title

Mailing address City

Director Tem X YES expiration State ZIP Code TX 75010 Director m

Term YES expiration State ZIP Code

Director Term YES expiration State IZIP Code

SECTION B Enter the information required for each corporation or LLC, if any, in which this entity owns an interest of ten percent (10%) or more.

[Name of owned (subsidiary) corporation or limited liability company Name of owned (subsidiary) corporation or limited liability company

State of formation State of formation Texas SOS file number, if any Percentage of Ownership Texas SOS file number, if any Percentage of Ownership

SECTION C Enter the information required for each corporation or LLC, if any, that owns an interest of ten percent (10%) or more in this entity or limited liability company.

Name of owned (parent) corporation or limited liability company

State of formation

Texas SOS file number, if any

[Percentage of Ownership

Registered agent and registered office currently on file. (See instructions if you need to make changes.) Agent: William Chu

Office: 659 East Royal Lane #3043

City irving

Check box if you need forms to change the registered agent or registered office information

State ZIP Code TX 75039

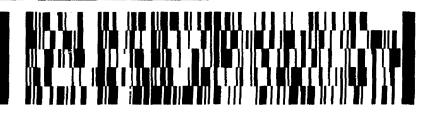
The above information is required by Section 171.203 of the Tax Code for each corporation or limited liability company that files a Texas Franchise Tax Report. Use additional sheets for Sections A, B, and C, if necessary. The information will be available for public inspection.

I declare that the information in this document and any attachments is true and correct to the best of my knowledge and belief, as of the date below, and that a copy of this report has been mailed to each person named in this report who is an officer, director or member and who is not currently employed by this, or a related, corporation or limited liability company.

sign here

Title

Texas Comptroller Official Use Only



VE/DE O PIR IND





Form 401 (Revised 05/11)

Submit in duplicate to: Secretary of State P.O. Box 13697. Austin, TX 78711-3697 512 463-5555

FAX: 512/463-5709

Filing Fee: See instructions



Statement of Change of Registered Office/Agent This space reserved for office use.

FILED In the Office of the Secretary of State of Texas JUN 27 2011

Corporations Section

	Entity Information		
1. The name of the entity is:			
TAOTAO USA, INC.			
State the name of the entity as currently sk	hown in the records of the secretary of state.		
2. The file number issued to the fil	ling entity by the secretary of state is:	800768734	
3. The name of the registered agen	nt as currently shown on the records of	f the secretary	of state is:
William Chu			
Registered Agent Name			
The address of the registered office	e as currently shown on the records of	the secretary	of state is:
659 East Royal Ln. #3043	Irving	TX	75006
Street Address	City	State	Zip Code
4. The certificate of formation or r of the filing entity as follows: (Complete either A or	Registered Agent/Registered registration is modified to change the Registered Agent Change B, but not both. Also complete C if the address an organization (cannot be entity named above	registered ago)
	s an individual resident of the state wh	ose name is:	
First Name	M.I. Last Name		Suffix
	Registered Office Change		
C. The business address of the	e registered agent and the registered of	ffice address i	s changed to:
4455 LBJ Freeway, Suite 909	Dallas	TX	75244 .
Street Address (No P.O. Box)	City	State	Zip Code
The street address of the registered	office as stated in this instrument is t	he same as th	e registered " "

Form 401

agent's business address.

RECEIVED

JUN 2 7 2011

Complainant's Exhibit p.0324

Secretary of State

Statement of Approval

The change specified in this statement has been authorized by the entity in the manner required by the BOC or in the manner required by the law governing the filing entity, as applicable.

Effectiveness of Filing (Select either A, B, or C.)

A. This document becomes effective when the document is filed by the secretary of state. B. This document becomes effective at a later date, which is not more than ninety (90) days from the date of signing. The delayed effective date is:
C. This document takes effect upon the occurrence of a future event or fact, other than the
passage of time. The 90 th day after the date of signing is:
The following event or fact will cause the document to take effect in the manner described below:
Execution
The undersigned affirms that the person designated as registered agent has consented to the appointment. The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument and certifies under penalty of perjury that the undersigned is authorized to execute the filing instrument.
Date: 06/23/2011 Signature of authorized person
OiBilatore of administrate person

William Chu

Printed or typed name of authorized person (see instructions)

FFing Rumber: 800768734

ents

Compareter O5-102 O5-102	(To be filed by Corporations and Lin This report MUST be filed to satis	mited Liability Com	panies (Ll
■ Taxpayer number 3 2 0 2 5 8 0 8	Report year 5 2 1 2 0 1 1	to revie	i ve certai: w, request t us at: (51
Taxpayer name TAOTAO USA, INC. Mailing address 2425 CAMP AVE STE 100 City CARROLLTON	State TX	ZIP Code 75006	Plus 135

n rights under Chapter 552 and 559, Government Code, t, and correct information we have on file about you. 2) 463-4600, or (800) 252-1381, toll free nationwide.

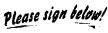
> Secretary of State file number or Comptroller file number

0800768734

 \odot Blacken circle if there are currently no changes or additions to the information displayed in Section A of this report. Then complete Sections B and C.

Entity's principal office

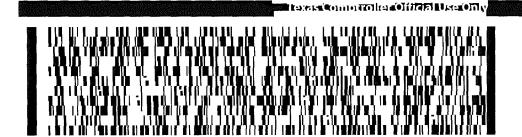
Principal place of business



Officer, director and member information is reported as of the date a Public Information Report is completed. The information is updated annually as part of the franchise tax report. There is no requirement or procedure for supplementing the information as



officers, directors, o	r members change throughout th	e year.		3:	202580852111			
SECTION A Name, title and mailing addres		mber.	l Disastas	-				
Name	Title		Director	Term [<i>maayy</i> 			
матао сао	PRESIDENT		→ YES	expiration				
Mailing address 1641 MCGEE LN	City CARROLLTON			State TX	ZIP code 75010			
Name	Title		Director	m	m d d y y			
			YES	Term expiration				
Mailing address	City			State TX	ZIP code 75010			
Name	Title		Director	m	m ddyy			
			O YES	Term expiration				
Mailing address	City			State	ZIP code			
Name	Title		Director	m	m'ddyy			
			O YES	Term expiration				
Mailing address	City		•	State	ZIP code			
SECTION B Enter the information required ten percent (10%) or more.	for each corporation or LLC, if a	iny, in which this repor	ting entity owns a	an interest of	ı			
Name of owned (subsidiary) corporation or lim	ited liability company	State of formation	Texas SO	S file number, if any	Percentage of Ownership			
Name of owned (subsidiary) corporation or lim	ited liability company	State of formation	Texas SOS file number, if any Percentage of Ownership					
SECTION C Enter the information required entity or limited liability compa	· · · · · · · · · · · · · · · · · · ·	ny, that owns an intere	est of ten percent	(10%) or more in t	his reporting			
Name of owned (parent) corporation or limited	l liability company	State of formation	Texas SOS	S file number, if any	Percentage of Ownership			
Registered agent and registered office currentle Agent: WILLIAM CHU	y on file. (See instructions if you ne	ed to make changes)			istered office information.			
Office: 4455 LBJ FREEWAY, SUITE 909		City DALLAS	State					
The above information is required by Section 171.203 for Sections A, B, and C, if necessary. The information		or limited liability company	that files a Texas Fra	nchise Tax Report, Use	additional sheets			
I declare that the information in this document and a mailed to each person named in this report who is ar								
sign here	\ri	tle	Date		ode and phone number 2) 247 - 6009			



PIR IND



Filing Number: 800768734

TEXAS FRANCHISE TAX PUBLIC INFORMATION REPORT

| Compression | 05-102 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20 | 15-20

05-102 To be filed by Corporations and Limited Liability Companies (LLC) and Financial Institutions
(9-09/29) This report MUST be signed and filed to satisfy franchise tax requirements
■ Tcode 13196

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Filing Number: 800768734

TEXAS FRANCHISE TAX PUBLIC INFORMATION REPORT

(9-09/29)

■ Tcode 13196

To be filed by Corporations and Limited Liability Companies (LLC) and Financial Institutions

This report MUST be signed and filed to satisfy franchise tax requirements

Tax	oayer nu	mber							_	R R	eport	year		You have o	certai	n rights ui	nder Cha	apter 5	52 and	559, (Governi	nent (Tode,
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Form 424 (Revised 05/11)

Submit in duplicate to Secretary of State PO Box 13697 Austin, TX 78711-3697 512 463-5555 FAX 512/463-5709 Filing Fee See instructions



Certificate of Amendment

This space reserved for office use

In the Office of the Secretary of State of Texas

NOV 1 4 2013

Corporations Section

	Entity Information
The name of the filing entity is	
TAOTAO USA, INC	
State the name of the entity as currently shown of the entity, state the old name and not the ne	n in the records of the secretary of state. If the amendment changes the name ow name.
The filing entity is a (Select the appropriate	entity type below)
✓ For profit Corporation	Professional Corporation
☐ Nonprofit Corporation	Professional Limited Liability Company
Cooperative Association	Professional Association
Limited Liability Company	Limited Partnership
The file number issued to the filing ent	tity by the secretary of state is 0800768734
The date of formation of the entity is	02/02/2007
	Amendments
	1 Amended Name endment is to change the name of the entity use the following statement)
The amendment changes the certificate filing entity. The article or provision is	e of formation to change the article or provision that names the amended to read as follows
The name of the filing entity is (state t	the new name of the entity below)
The name of the entity must contain an organization	and designation or accepted abbreviation of such term, as applicable
2 Amended	Registered Agent/Registered Office
	te of formation to change the article or provision stating the registered office address of the filing entity. The article or s
orm 424	

Complainant's Exhibit p.0329

	Registered Agent or B but not both Also cor	unlete C)
A The registered agent is an organizati		_
OR B The registered agent is an individual	resident of the state w	hose name is
First Name MI	I att Name	Suffix
The person executing this instrument affirm has consented to serve as registered agent	ns that the person desi	gnated as the new registered agent
C The business address of the registered ag	ent and the registered	office address is
		TX
Street Address (No P.O. Box)	City	State 7sp (ode
Other changes or additions to the certificate of forms is insufficient incorporate the additional text by pro		ace provided below. If the space provided
form for further information on formal Text Area (The attached addendum at any as incorporated by	urein by reference)	
Add each of the following provisions to reference of the added provision and the full Add new acting secretary name YAOYAO LU Add new acting secretary address 2425 Camp.	text are as follows	
Alter each of the following provisions o reference of the altered provision and the fu		
Delete each of the provisions identified	below from the certification	ate of formation
_		

Statement of Approval

The amendments to the certificate of formation have been approved in the manner required by the Texas Business Organizations Code and by the governing documents of the entity

Form 424

Effectiveness of Filing (Select wither A B or !)

A [/] This document becomes effective when the document is filed by the secretary of state
B . This document becomes effective at a later date, which is not more than ninety (90) days from
the date of signing. The delayed effective date is
C This document takes effect upon the occurrence of a future event or fact, other than the
passage of time. The 90th day after the date of signing is
The following event or fact will cause the document to take effect in the manner described below
Execution
The undersigned signs this document subject to the penaltics imposed by law for the submission of a materially false or fraudulent instrument and certifics under penalty of perjury that the undersigned is authorized under the provisions of law governing the entity to execute the filing instrument

Dans 11/6/2013

4 (473 d) (

Significant eliterrace person

Printed by Sycal frame of Authorized Syrich (see matructions)



Office of the Secretary of State

January 07, 2014

A search of our records reveals the following information for the entity record selected.

Entity Name: TAOTAO USA, INC.

Entity Type: Domestic For-Profit Corporation

Jurisdiction: TEXAS, USA File Number: 800768734

Formation File Date: February 02, 2007 Effective: February 02, 2007

The status of the entity is in existence.

The name and address of the registered agent and office in Texas is:

WILLIAM CHU 4455 LBJ FREEWAY, SUITE 909 DALLAS, TX 75244 USA

The entity recorded the following assumed name(s) with this office:

TAOTAO USA, INC.

March 17, 2007

Active

Eagleatyparts

May 13, 2009

Abandoned

The management information from our computer records lists:

MATAO CAO

1641 MCGEE LN

PRESIDENT

CARROLLTON, TX 75010

USA

MATAO CAO

1641 MCGEE LN

DIRECTOR

CARROLLTON, TX 75010

USA

YAOYAO LU

2425 CAMP AVE., STE 100

SECRETARY

CARROLLTON, TX 75006

USA

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