

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

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

**COMPLAINANT’S RESPONSE TO  
RESPONDENTS’ MOTION TO DEPOSE ROBERT D. SPECHT**

The Director of the Air Enforcement Division of the U.S. Environmental Protection Agency’s Office of Civil Enforcement (“Complainant”) files this Response to respondents Taotao USA, Inc., Taotao Group Co., Ltd., and Jinyun County Xiangyuan Industry Co., Ltd.’s (collectively “Respondents”) “Motion to Take Deposition,” (the “Motion”), filed July 3, 2017, in conjunction with Respondents’ Response to Complainant’s Third Motion to Supplement the Prehearing Exchange. In the Motion, Respondents request leave to depose potential witness Robert D. Specht. Complainant identified Mr. Specht as a potential witness in its Third Motion to Supplement the Prehearing Exchange, filed June 16, 2017.<sup>1</sup>

The pending Motion is Respondents’ second motion requesting permission to depose Complainant’s potential witnesses. Respondents previously filed a Motion to Take Depositions on June 16, 2017, which was granted in part by the Tribunal’s July 7, 2017, Order on

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<sup>1</sup> Respondents had identified Mr. Specht as a potential witness in their original prehearing exchange filed on September 23, 2016, but omitted him from their amended Joint Prehearing Exchange filed October 28, 2016.

Respondents' Motion to Take Depositions. In light of the July 7th Order, and because Complainant has stated that Mr. Specht may be qualified as an expert on emissions testing, Complainant does not, at this time, see a good-faith basis to oppose the pending Motion.

Consistent with the July 7th Order, Complainant will work with Respondents to determine a mutually agreeable time and place for Mr. Specht's deposition. Complainant requests that the Tribunal limit Mr. Specht's deposition to one day of 7 hours unless otherwise altered or extended by the agreement of the parties. Complainant further requests that the Tribunal limit the matters on which Mr. Specht may be deposed to those related to the calculation of the proposed penalty, the application of the Agency's penalty policy, emissions testing, and the bases for Mr. Specht's expert opinions regarding emissions testing.

Respectfully Submitted,

7/17/17  
Date

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**CERTIFICATE OF SERVICE**

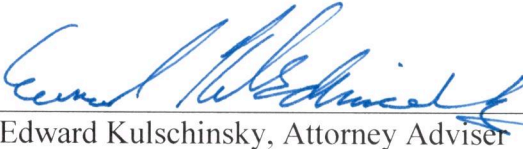
I certify that the foregoing Response to Respondents' Motion to Depose Robert D. Specht in the Matter of Taotao USA, Inc., et al., Docket No. CAA-HQ-2015-8065, was filed and served on the Presiding Officer this day through the Office of Administrative Law Judge's E-Filing System.

I certify that three copies of the foregoing Response were 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

I certify that an electronic copy of the foregoing Response was sent this day by e-mail to the following e-mail addresses for service on Respondents' counsel: William Chu at [wmchulaw@aol.com](mailto:wmchulaw@aol.com); Salina Tariq at [stariq.wmchulaw@gmail.com](mailto:stariq.wmchulaw@gmail.com); and David Paulson at [dpaulson@gmail.com](mailto:dpaulson@gmail.com).

7/17/2017  
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