

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

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

Respondents’ Motion to Conform the Transcript of the Hearing to the Actual Testimony

Respondents, Taotao USA, Inc., Taotao Group Co. Ltd., and Jinyun County Xiangyuan Industry Co., LTD., (hereafter “Respondents”) file this Motion to Conform the Transcript of the Hearing to the Actual Testimony.

The hearing in this matter was held on October 17, 18, and 19, 2017. The Tribunal issued the Post-Hearing Scheduling Order on November 1, 2017, which stated that the Hearing Clerk of the Tribunal received the official transcript of testimony taken at the hearing on October 30, 2017. A complete copy of the transcript was made available by email to Respondents on November 1, 2017. The deadline for filing a motion to conform the transcript of the hearing to the actual testimony provided by the Tribunal in the Post-Hearing Scheduling Order was November 17, 2017. On November 17, 2017, Respondents filed an unopposed motion requesting a one-week extension to the foregoing deadline. The motion for an extension remains pending at this time. Respondents therefore request leave to file this motion.¹

The transcript of the testimony taken at the hearing contains typographical errors and inaccuracies.

¹ 40 C.F.R. §22.25 states, in pertinent part, that “any party may file a motion to conform the transcript to the actual testimony within 30 days after receipt of the transcript or 45 days after the parties are notified of the availability of the transcript, whichever is sooner.”

Attached hereto as Exhibit A is a table listing by page and by line the corrections to the transcript that will conform the transcript to the actual testimony presented at the hearing. Making these corrections is necessary to ensure that the transcript is accurate and understandable. Respondents have conferred with Complainant's counsel, and Complainant's responses to each proposed change is reflected in the attached table. Further, Respondents have reviewed the proposed corrections identified in Complainant's Motion to Conform the Transcript of the Hearing to the Actual Testimony and are not opposed to Complainant's motion.

Respectfully Submitted,



Date: 11/27/2017

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CERTIFICATE OF SERVICE

The undersigned certifies that on November 27, 2017, the foregoing motion was filed electronically using the EPA Office of Administrative Law Judges' E-Filing System.

The undersigned certifies that an electronic copy of foregoing Response was sent this day for service by electronic mail to Complainant's counsel: Edward Kulschinsky at Kulschinsky.Edward@epa.gov; Robert Klepp at Klepp.Robert@epa.gov; and Mark Palermo at Palermo.Mark@epa.gov.



Date: 11/27/2017

William Chu

EXHIBIT A

Witness: Amelie Isin

PAGE	LINE	CHANGE	REASON	COMPLAINANT'S RESPONSE
807	14	Replace "embedded" with "that"	Inaccurate	Opposed
808	2	Change "in on-road" to "non-road"	Inaccurate	Unopposed
811	14	Remove "if." Add "ASA" after "2010." Add "for" before "one violation"	Inaccurate	Opposed
813	1	Add Judge Biro's ruling on the objection ¹	Missing record/inaccurate	Opposed
813	14	Remove "on"	inaccurate	Unopposed
813	15	"Jinyun" is misspelled ²	Misspelling	Unopposed
816	9	Add "because" before "of"	Inaccurate	Opposed
816	24	Replace "for" with "four"	Inaccurate/Misspelling	Unopposed

¹ Respondents are not asking the Tribunal to speculate the missing ruling but request that the Reporter make available that portion of the audio recording of the hearing so that a determination may be made to ensure that the transcript accurately reflects the actual testimony.

² The caption of the case on all three days misspells "Jinyun." Complainant has joined in on the foregoing proposed correction to the caption.