
40 C.F.R. § 1068.125

What happens if I violate the regulations?

(a) *Civil penalties and injunctions.* We may bring a civil action to assess and recover civil penalties and/or enjoin and restrain violations in the United States District Court for the district where you allegedly violated a requirement, or the district where you live or have your main place of business. Actions to assess civil penalties or restrain violations of § 1068.101 must be brought by and in the name of the United States. The selected court has jurisdiction to restrain violations and assess civil penalties.

(1) To determine the amount of a civil penalty and reach a just conclusion, the court considers these factors:

- (i) The seriousness of your violation.
- (ii) How much you benefited or saved because of the violation.
- (iii) The size of your business.
- (iv) Your history of compliance with Title II of the Clean Air Act (42 U.S.C. 7401–7590).
- (v) What you did to remedy the violation.
- (vi) How the penalty will affect your ability to continue in business.

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