

**BEFORE THE  
U.S. DEPARTMENT OF ENERGY  
WASHINGTON, D.C. 20585**

In the Matter of:	)	
	)	
<b>Midea America Corp., Hefei Hualing</b>	)	Case Numbers: 2010-SE-0110
<b>Co., Ltd., and China Refrigeration</b>	)	2012-SE-1402
<b>Industry Co., Ltd.,</b>	)	2012-SE-1404
Respondent	)	2013-SE-1401
	)	

**ORDER**

By the General Counsel, U.S. Department of Energy:

1. In this Order, I adopt the attached Compromise Agreement entered into between the U.S. Department of Energy (“DOE”) and Midea America Corp., Hefei Hualing Co., Ltd., and China Refrigeration Industry Co., Ltd. (“Respondent”<sup>1</sup>). The Compromise Agreement resolves case numbers 2010-SE-0110, 2012-SE-1402, and 2012-SE-1404, which DOE’s Office of the General Counsel, Office of Enforcement, initiated after DOE testing revealed that four basic models of refrigerator-freezers and freezers (HD-146F, HS-390C, UL-WD145-D, and UL-WD195-D) may not meet the applicable energy conservation standards. The Compromise Agreement also resolves case number 2013-SE-1401, which DOE initiated to investigate related violations of DOE regulations.
2. DOE and Respondent have negotiated the terms of the Compromise Agreement that resolves this matter. A copy of the Compromise Agreement is attached hereto and incorporated by reference.
3. After reviewing the terms of the Compromise Agreement and evaluating the facts before me, I find that the public interest would be served by adopting the Compromise Agreement.
4. Based on the information in the case file and Respondent’s admission of facts establishing violations, I find that Respondent committed Prohibited Acts by failing to comply with 10 C.F.R. § 429.102(a)(6). *See* 42 U.S.C. § 6302.

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<sup>1</sup> “Respondent” means the parties in the caption of this Order—Midea America Corp., Hefei Hualing Co., Ltd., and China Refrigeration Industry Co., Ltd.—or one or more of those three companies, all of which are subsidiaries or affiliates of GD Midea Holding Co., Ltd.

5. Accordingly, pursuant to 10 C.F.R. § 429.120 and 42 U.S.C. § 6303, I **HEREBY ASSESS** a civil penalty of \$4,562,838, to be paid, with interest,<sup>2</sup> as set forth in the Compromise Agreement, **AND ORDER** that the Compromise Agreement attached to this Order is adopted.

  
\_\_\_\_\_  
Gregory H. Woods  
General Counsel

November 26, 2012  
\_\_\_\_\_  
Date

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<sup>2</sup> Respondent will pay a total of \$4,579,949 (\$4,562,838 plus one percent interest) in four payments according to the following schedule: Payment 1 – \$1,140,710 by December 26, 2012; Payment 2 – \$1,143,562 by February 26, 2013; Payment 3 – \$1,146,413 by May 28, 2013; and Payment 4 – \$1,149,264 by August 26, 2013.