

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

In the Matter of:)
)
Republic Manufacturing) Case Number: 2018-SE-65006
(electric motors))
)

Issued: August 14, 2019

NOTICE OF NONCOMPLIANCE DETERMINATION

Electric motors are covered equipment subject to federal energy conservation standards set forth in 10 C.F.R. § 431.25. Manufacturers and private labelers who distribute any covered equipment in the United States that does not comply with applicable federal energy conservation standards may be subject to civil penalties. In addition, a manufacturer who distributes in commerce covered equipment without first properly certifying that it complies with federal energy conservation standards also may be subject to civil penalties that accrue on a daily basis. 10 C.F.R. § 431.382.

FACTS

On July 9, 2018, Republic Manufacturing (“Republic”) submitted reports at CCMS #156787 and CCMS #159157 to the U.S. Department of Energy (“DOE”) in an attempt to certify the compliance of various basic models of electric motors. On September 12, 2018, Republic submitted to DOE test data for five basic models which revealed that Republic did not test the basic models in an accredited laboratory and called into question whether one of the basic models complied with the applicable standard. *See* 10 C.F.R. §431.18.

FINDINGS

Based on the facts stated above, DOE finds that Republic failed to comply with certification requirements at 10 C.F.R. §431.36 prior to importing and distributing electric motors in commerce in the U.S.

MANDATORY ACTIONS BY REPUBLIC

Republic must ensure that, prior to distribution in commerce in the U.S., any electric motors it imports and/or private labels have been tested and certified in full compliance with DOE regulations and that the electric motors comply with the applicable energy efficiency standards set forth in 10 C.F.R. §431.25

On June 3, 2019, Republic provided DOE with test data showing that it has now tested at least five units of five basic models in accordance with 10 C.F.R. §§431.16 – 431.18. Republic has not yet submitted a valid certification report for its electric motors and must do so prior to distribution in commerce.

_____/S/_____
Laura L. Barhydt
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for Enforcement