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

In the Matter of:)
Master-Bilt Products Respondent))
)

Case Number: 2015-SE-42030

<u>ORDER</u>

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 Master-Bilt Products ("Respondent"). The Compromise Agreement resolves the case initiated to pursue a civil penalty for distributing in commerce in the United States commercial ice-cream freezers that failed to meet the applicable energy conservation standard at 10 C.F.R. § 431.66.
- 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 distributing in commerce commercial ice-cream freezers that were not in conformity with the applicable energy conservation standard. *See* 42 U.S.C. § 6302; 10 C.F.R. §§ 429.102(a)(6).
- 5. Accordingly, pursuant to 10 C.F.R. § 429.120 and 42 U.S.C. § 6303, I **HEREBY ASSESS** a civil penalty of \$37,800 **AND ORDER** that the Compromise Agreement attached to this Order is adopted.

_/S/_____

Steven P. Croley General Counsel ____9/27/16_____

Date