

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

In the Matter of:)	
)	
Harbor Freight Tools USA, Inc.)	Case Number: 2019-SE-64001
Respondent)	
)	

ORDER

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

1. In this Order, I adopt the attached Compromise Agreement entered into by the U.S. Department of Energy (“DOE”) and Harbor Freight Tools USA, Inc. (“Respondent”). The Compromise Agreement resolves the case initiated to pursue a civil penalty for distributing in commerce in the United States small electric motors that failed to meet the applicable energy conservation standard at 10 C.F.R. § 431.446.
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, which would complete the adjudication of the case.
4. Based on the information in the case file and Respondent’s admission of facts establishing violations, I find that Respondent knowingly committed Prohibited Acts by failing to comply with 10 C.F.R. § 431.446. *See* 42 U.S.C. §§ 6302 and 6316.
5. Accordingly, pursuant to 42 U.S.C. §§ 6303 and 6316, **I HEREBY ASSESS** a civil penalty of \$890,000 **AND ORDER** that the Compromise Agreement attached to this Order is adopted.

_____/S/_____
Samuel T. Walsh
General Counsel

_____/November 2, 2021_____
Date