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

In the Matter of:	)	
Global Insulated Doors (doors for walk-in coolers and freezers)	) ) ) )	DOE Case Number: 2022-CE-53001 OHA Case Number: EEE-23-0004
	<u>ORDER</u>	

For the U.S. Department of Energy ("DOE"):

- 1. On December 20, 2022, under the above-listed DOE Case Number, DOE issued a Notice of Proposed Civil Penalty to Global Insulated Doors ("Respondent") to pursue a civil penalty against Respondent for manufacturing and knowingly distributing in commerce in the United States basic models of doors for walk-in coolers and freezers without submitting to DOE a certification report certifying that those basic models complied with the applicable federal energy conservation standards.
- 2. Components of walk-in coolers and freezers, including doors, are covered equipment pursuant to 42 U.S.C. § 6311(1)(G) and 10 C.F.R. §§ 431.2 and 431.302, and are subject to federal energy conservation standards set forth at 42 U.S.C. § 6313(f) and 10 C.F.R. § 431.306.
- 3. Pursuant to 10 C.F.R. § 429.12, manufacturers must submit to DOE a certification report certifying that each basic model of covered equipment meets the applicable energy conservation standard, before distributing the basic model in commerce in the United States and annually thereafter.
- 4. Failure to submit a certification report for a basic model of covered equipment in accordance with 10 C.F.R. § 429.12 is a prohibited act pursuant to 10 C.F.R. § 429.102(a)(1) and subject to civil penalties as described in 10 C.F.R. § 429.120.
- 5. Pursuant to 10 C.F.R. § 429.120, each day that a manufacturer fails to submit a certification report for a basic model is a separate violation.
- 6. On February 13, 2023, pursuant to 10 C.F.R. § 429.124(c), DOE referred this case to an Administrative Law Judge ("ALJ") by filing a Complaint with the DOE Office of Hearings and Appeals ("OHA") and serving the Complaint on Respondent.<sup>1</sup>

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<sup>&</sup>lt;sup>1</sup> The ALJ subsequently assigned OHA Case Number EEE-23-0004 to this civil penalty action.

- 7. On August 3, 2023, the ALJ issued an Initial Decision in which the ALJ found that Respondent violated 10 C.F.R. § 429.102(a)(1) by manufacturing and knowingly distributing basic models of doors for walk-in coolers and freezers in commerce in the United States for at least 365 days without submitting to DOE the certification report required under 10 C.F.R. § 429.12(a) and recommended that Respondent pay a civil penalty of \$137,696.
- 8. Based on the information above, I find that Respondent knowingly committed Prohibited Acts by manufacturing and distributing in commerce basic models of covered equipment without submitting to DOE a certification report certifying that those basic models complied with the applicable energy conservation standards. *See* 42 U.S.C. § 6302; 10 C.F.R. § 429.102(a)(1).
- 9. Accordingly, pursuant to 10 C.F.R. § 429.120 and 42 U.S.C. §§ 6303 and 6316, I **HEREBY ASSESS** a civil penalty of \$137,696 (one hundred thirty-seven thousand, six hundred ninety-six dollars) **AND ORDER** that the Initial Decision attached to this Order is adopted.

Samuel T. Walsh	
General Counsel	