

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

In the Matter of:)
)
Ebac Industrial Products, Inc.,) Case Number: 2016-SE-36006
Respondent)
)
)

AMENDED ORDER

For the U.S. Department of Energy:

1. Under the above listed case number, the U.S. Department of Energy (“DOE”) initiated a case against Ebac Industrial Products, Inc. (“Respondent”) to pursue a civil penalty for knowingly distributing in commerce in the United States dehumidifiers that failed to meet the applicable energy conservation standard.
2. The basic model that includes individual model CD30E (the “basic model”) is a dehumidifier with a capacity of up to 35.00 pints/day that Respondent manufactured on or after October 1, 2012, and before June 13, 2019.
3. The minimum permissible energy factor for a dehumidifier with a capacity of up to 35.00 pints/day manufactured on or after October 1, 2012, and before June 13, 2019, was 1.35 L/kWh. *See* 10 C.F.R. § 430.32(v)(1).
4. DOE’s testing of four units of the basic model, conducted in accordance with the DOE test procedure for dehumidifiers (10 C.F.R. Part 430, Subpart B, Appendix X), yielded capacities of 14.76, 14.10, 14.77, and 15.05 pints/day. Each of these, and the mean of these values, is up to 35.00 pints/day.
5. DOE’s testing of these four units, conducted in accordance with the DOE test procedure for dehumidifiers (10 C.F.R. Part 430, Subpart B, Appendix X), yielded energy factors of 0.97, 0.97, 0.96, and 0.94 L/kWh, respectively.
6. Applying the calculations in 10 C.F.R. Part 429, Subpart C, Appendix A, shows that the basic model does not comply with the applicable federal energy conservation standard of no less than 1.35 L/kWh.
7. Respondent admitted the basic model does not comply with the minimum 1.35 L/kWh energy factor.
8. Between April 2014 and April 2019, Respondent distributed in commerce in the United States multiple units of the basic model.
9. Respondent knowingly distributed in commerce multiple new covered products which were not in conformity with an applicable energy conservation standard.

10. Based on the information above, I find that Respondent knowingly committed Prohibited Acts by manufacturing and distributing in commerce multiple new covered products 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), 430.32(v)(1).
11. Accordingly, pursuant to 10 C.F.R. § 429.120 and 42 U.S.C. § 6303, I **HEREBY ASSESS** a civil penalty of \$100,000 **AND ORDER** that the Settlement Agreement attached to this Order is adopted.

Alexandra Klass
Deputy General Counsel for
Energy Efficiency and Clean Energy Demonstrations