

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

In the Matter of:

**Atlantic Tools Inc.,**  
Respondent

)  
)  
) Case Number: 2023-SE-67001  
)  
)

**ORDER**

For the U.S. Department of Energy:

1. Under the above listed case number, the U.S. Department of Energy (“DOE”) issued a Notice of Proposed Civil Penalty to Atlantic Tools Inc. (“Respondent”) to pursue a civil penalty for knowingly distributing in commerce rough service lamps that failed to meet the applicable energy conservation standards.
2. Respondent manufactured lamps that bore a marking of “100 W” (the “subject model”).
3. The subject model is a rough service lamp that Respondent manufactured on or after January 25, 2018.
4. The maximum permissible rated wattage for rough service lamps manufactured on or after January 25, 2018, is 40 watts. *See* 10 C.F.R. § 430.32(bb)(1)(ii).
5. The subject model exceeded the maximum permissible rated wattage.
6. The maximum permissible number of rough service lamps manufactured on or after January 25, 2018, per retail package is one. *See* 10 C.F.R. § 430.32(bb)(1)(iii).
7. Multiple lamps of the subject model were contained in each retail package.
8. As DOE found in a Notice of Noncompliance Determination issued on May 10, 2023, the subject model does not comply with the maximum permissible rate of energy consumption or packaging requirement.
9. Respondent admitted that the subject model does not comply with the maximum permissible rated wattage or packaging requirement.
10. Between April 2023 and October 2023, Respondent distributed in commerce in the United States multiple units of the subject model.
11. Respondent knowingly distributed in commerce multiple units of a new covered product which were not in conformity with the applicable energy conservation standards.

12. Based on the information above, I find that Respondent knowingly committed Prohibited Acts by manufacturing and distributing in commerce multiple units of a new covered product 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), 10 C.F.R. § 430.32(bb)(1).
13. Accordingly, pursuant to 10 C.F.R. § 429.120 and 42 U.S.C. § 6303, I **HEREBY ASSESS** a civil penalty of \$5,000 **AND ORDER** that the Settlement Agreement attached to this Order is adopted.

---

Samuel T. Walsh  
General Counsel