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

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In the Matter of:

Fuzhou Sunlight Lighting Electrical Appliance Company, Ltd.

Case Number: 2010-SE-1402

Issued: October 8, 2010

## **NOTICE OF ALLOWANCE TO RESUME DISTRIBUTION**

Manufacturers of certain covered products which have been determined by the Department of Energy (DOE) to be non-compliant with the applicable energy conservation standard may be allowed to resume distribution, per 10 CFR § 430.70 (a)(6)(v), if additional testing demonstrates compliance. On June 16, 2010, DOE issued a Notice of Non-Compliance Determination based on test results submitted by Westinghouse Lighting Corporation showing that certain models were noncompliant. The models are manufactured by Fuzhou and privately labeled by Westinghouse. Fuzhou later admitted that the original test results were based on testing that was not performed in accordance with DOE regulations. Fuzhou has now conducted the testing required by DOE regulations and has submitted complete test data, which DOE has reviewed closely.

## **FINDINGS**

Based on the new test data, DOE has now determined that product code 0521000 complies with applicable DOE energy efficiency standards. As of October 8, 2010, Fuzhou may resume distribution of this product.

The following table provides additional information:

Westinghouse Product Code	Lamp Description	Lamp Efficacy in Lumens	Wattage	Basic Model
0521000	50PAR30/H/LN/F/FL	10.36	50	50PAR30_F

This represents the last of 12 product codes identified in the June 16, 2010 Notice of Non-Compliance Determination. DOE issued a Notice of Allowance to Resume Distribution of the other 11 models on August 10, 2010.

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Timothy G. Lynch Deputy General Counsel for Litigation and Enforcement