

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

In the Matter of: )  
)  
**Engineered Products Company** ) Case Number: 2012-SE-5401  
(metal halide lamp fixtures) )  
)  
)

Issued: July 26, 2012

**NOTICE OF NONCOMPLIANCE DETERMINATION**

Metal halide lamp fixtures are covered products subject to federal energy conservation standards as described in 42 U.S.C. §§ 6292(a)(19), 6295(hh) and 10 C.F.R. § 431.326. Manufacturers and private labelers are prohibited from distributing covered products that do not comply with the applicable conservation standards. 10 C.F.R. § 429.102(a)(6); 42 U.S.C. § 6302(a)(5).

Engineered Products Company (“EPCO”) notified the U.S. Department of Energy (“DOE”) that EPCO had distributed in commerce 19 units of basic model 15701, which has a ballast efficiency of less than 94%.

**FINDINGS**

Accordingly, DOE finds that EPCO metal halide lamp fixture basic model 15701 does not comply with the applicable federal energy conservation standard, effective January 1, 2009, requiring that magnetic probe-start ballasts in metal halide fixtures have a minimum ballast efficiency of 94%.

**MANDATORY ACTIONS BY EPCO**

EPCO has represented to DOE that EPCO has ceased distribution in commerce in the United States of metal halide lamp fixture basic model 15701. Furthermore, EPCO has provided to DOE information regarding the distribution in commerce in the U.S. of metal halide lamp fixture basic model 15701.

EPCO is required take the following additional step in accordance with 10 C.F.R. § 429.114(a):

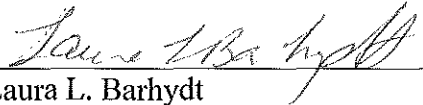
- (1) Provide immediate written notification of this noncompliance determination to all persons in the United States to whom EPCO distributed these units of metal halide lamp fixture basic model 15701.

Because EPCO has already provided information related to the acquisition, ordering, and sale of metal halide lamp fixture basic model 15701, EPCO need not take further steps to provide additional information on this subject.

CONSEQUENCES FOR FAILURE TO COMPLY WITH THIS NOTICE

Should EPCO fail to take the required step described above, this letter serves as notice that DOE may seek civil penalties as authorized under 10 C.F.R. § 429.114(c). The distribution of any units of a noncompliant basic model may result in DOE seeking all appropriate legal remedies available under Federal law, including injunctive relief and civil penalties with respect to each unit of the basic model distributed in violation of Federal law.

EPCO may modify basic model 15701 in such manner as to make it comply with the applicable standard. Such a modified basic model shall then be treated as a new basic model and must be certified in accordance with the provisions of 10 C.F.R. Part 429, except that in addition to satisfying all requirements of this part, any models within the basic model must be assigned new model numbers and the manufacturer shall also maintain, and provide upon request to DOE, records that demonstrate that modifications have been made to all units of the new basic model(s) prior to distribution in commerce in the United States.



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For Enforcement