



Department of Energy

Washington, DC 20585

May 27, 2010

Ms. Katharine Kaplan
ENERGY STAR Product Development
USEPA Headquarters
1200 Pennsylvania Avenue, NW (6202J)
Washington, DC 20460

Dear Ms. Kaplan:

On May 7, 2010, the United States Department of Energy (DOE) notified ASKO Appliances, Inc. that DOE had tested ASKO dishwasher model D5122XXLB as part of the ENERGY STAR Verification Testing Pilot Program, and that, according to DOE's testing, this model exceeded allowable ENERGY STAR efficiency requirements by 12 percent. DOE gave ASKO until May 17, 2010 to request additional testing or have this matter referred to the United States Environmental Protection Agency (EPA).

ASKO has not requested testing of additional units by the DOE deadline. On May 12, ASKO sent an email to DOE disputing DOE's testing and providing their own test reports for the model at issue. DOE has reviewed this information, concluded that the DOE testing was performed correctly, and determined that ASKO's test results were based on an improper application of DOE's test procedure.

Accordingly, DOE is referring this matter to EPA, the brand manager for ENERGY STAR, for appropriate action. Please feel free to contact Laura Barhydt of my staff at 202-287-5772 should you require any further information.

Sincerely,

A handwritten signature in black ink that reads "Scott Harris".

Scott Blake Harris
General Counsel

Enclosures

cc: Mr. Michael Wasson, CTO
ASKO Appliances, Inc.
4001 E. Plano Parkway, Suite 100
Plano, TX 75074

