

May 6, 2013

VIA EMAIL

Ms. Mariah Steele
ENERGY STAR Program
U.S. Environmental Protection Agency
1200 Pennsylvania Avenue, NW
Room 62023
Washington, DC 20460

Dear Ms. Steele:

The U.S. Department of Energy (“DOE”) selected a Danby-brand freezer, model DUFM304WDB, for testing as part of DOE’s ENERGY STAR® Verification Testing Program. On March 7, 2013, DOE notified Danby Products, Inc. (“Danby”) that the model did not meet the ENERGY STAR specification for maximum permitted annual energy use.

Danby replied to DOE on April 4, 2013. Danby attached various materials indicating that it had tested the relevant model and that, according to previous tests, the model met the relevant specification. Danby did not, however, argue that DOE’s results were inaccurate.

Based on DOE’s test results, DOE has determined that Danby-brand model DUFM304WDB does not meet the relevant ENERGY STAR specification. Accordingly, DOE is referring this matter to the Environmental Protection Agency, the brand manager for ENERGY STAR.

Please feel free to contact me at laura.barhydt@hq.doe.gov should you require any further information.

Sincerely,

/S/

Laura L. Barhydt
Assistant General Counsel
for Enforcement

Cc: Dusan Markovic (dmarkovic@danby.com)
Jason Wyllie (jwyllie@danby.com)