

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

In the Matter of:)
)
FRIDGCON Ice & Refrigeration) Case Number: 2017-CE-42022
Equipment)
Respondent)

ORDER

By the General Counsel, U.S. Department of Energy:

1. In this Order, I adopt the attached Compromise Agreement entered into by the U.S. Department of Energy (“DOE”) and FRIDGCON Ice & Refrigeration Equipment (“Respondent”). The Compromise Agreement resolves the case initiated to pursue a civil penalty for violations of the compliance certification requirements located at 10 C.F.R. Part 429.
2. DOE and Respondent have negotiated the terms of the Compromise Agreement that resolves this matter. A copy of the Compromise Agreement is attached hereto and incorporated by reference.
3. After reviewing the terms of the Compromise Agreement and evaluating the facts before me, I find that the public interest would be served by adopting the Compromise Agreement, which would complete the adjudication of the case.
4. Based on the information in the case file and Respondent’s admission of facts establishing violations, I find that Respondent committed Prohibited Acts by failing to comply with 10 C.F.R. § 429.12. *See* 10 C.F.R. § 429.102(a)(1); 42 U.S.C. § 6302.
5. Accordingly, pursuant to 10 C.F.R. § 429.120 and 42 U.S.C. § 6303, **I HEREBY ASSESS** a civil penalty of \$8,000 **AND ORDER** that the Compromise Agreement attached to this Order is adopted.

/S/ _____
John T. Lucas
Acting General Counsel

8/8/2017 _____
Date