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

central air conditioning heat pumps))	
Carrier Corporation (commercial package air conditioners and)))	Case Number: 2023-SE-43002
In the Matter of:)	

For the U.S. Department of Energy ("DOE"):

- 1. On March 31, 2023, under the above-listed case number, DOE initiated a case against Carrier Corporation ("Respondent") to pursue a civil penalty for knowingly distributing in commerce in the United States commercial package air conditioners and central air conditioning heat pumps that failed to meet the applicable energy conservation standards.
- 2. The following basic models are commercial split-system central air conditioners: 38AUQA08A0A5-0A0A0, 38AUQA16A0A5-0A0A0, 38AUQD08A0N5-0A0A0, 38AUZA07A0A5-0A0A0, 38AUZA08A0A5-0A0A0, 38AUZA08A0A6-0A0A0, 38AUZA12A0A5-0A0A0, 40RUAA07A2A6-0A0A0, 40RUAA08A2A6-0A0A0, and 40RUSA16A2A6-0A0A0 ("the subject air conditioner models").
- 3. The following basic models are single-stage residential heat pumps: CH14NB018P0G, WCH4184GKP, and PH14NB018P00 ("the subject heat pump models").
- 4. The subject air conditioner models are commercial package air conditioners subject to the energy conservation standards at 10 C.F.R. § 431.97.
- 5. The subject heat pump models are central air conditioning heat pumps subject to the energy conservation standards at 10 C.F.R. § 430.32.
- 6. In written disclosures to DOE, Respondent admitted that on or after January 1, 2023, Respondent had imported into the United States multiple units of the subject air conditioner models and the subject heat pump models that do not comply with the applicable energy conservation standards for basic models manufactured² on or after January 1, 2023.

¹ "Distribute in Commerce" means to sell in commerce, to import, to introduce or deliver for introduction into commerce, or to hold for sale or distribution after introduction into commerce. 42 U.S.C. § 6291(16).

² "Manufacture" means to manufacture, produce, assemble, or import. 42 U.S.C. § 6291(10).

- 7. Respondent knowingly distributed in commerce multiple units of new covered equipment and new covered products that did not conform with the applicable energy conservation standards.
- 8. Based on the information above, I find that Respondent knowingly committed Prohibited Acts by manufacturing and distributing in commerce multiple units of new covered equipment and new covered products that did not conform with the applicable energy conservation standards. See 42 U.S.C. § 6302; 10 C.F.R. § 429.102(a)(6).
- 9. Accordingly, pursuant to 10 C.F.R. § 429.120 and 42 U.S.C. §§ 6303 and 6316, I **HEREBY ASSESS** a civil penalty of \$5,500 **AND ORDER** that the Settlement Agreement attached to this Order is adopted.

Alexandra Klass

Deputy General Counsel for Energy Efficiency and Clean Energy Demonstrations