

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

In the Matter of:

**Dong guan Utopia-Originality  
Technology Co., Ltd.**  
(battery chargers)

Case Number: 2024-CE-39002

**ORDER**

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

1. On May 23, 2024, under the above-listed case number, DOE issued a Notice of Proposed Civil Penalty to Dong guan Utopia-Originality Technology Co., Ltd. (“Respondent”) to pursue a civil penalty against Respondent for knowingly distributing in commerce a battery charger basic model without submitting to DOE a report certifying that the basic model complies with the applicable energy conservation standards.
2. Battery chargers are covered products pursuant to 42 U.S.C. §§ 6292(a)(20) and 10 C.F.R. § 430.2 that are subject to the energy conservation standards at 10 C.F.R. § 430.32(z).
3. Pursuant to 10 C.F.R. § 429.12, manufacturers are required to submit to DOE a certification report certifying that each basic model of a covered product meets the applicable energy conservation standard, before distributing each basic model in commerce and annually thereafter.
4. Failure to submit a certification report for a covered product in accordance with 10 C.F.R. § 429.12 is a prohibited act pursuant to 10 C.F.R. § 429.102(a)(1) and subject to civil penalties as described in 10 C.F.R. § 429.120.
5. Pursuant to 10 C.F.R. § 429.120, each day that a manufacturer fails to submit a certification report for a basic model is a separate violation.
6. Respondent admitted the following:
  - a. Respondent has manufactured<sup>1</sup> Charmast brand battery charger basic model W1115 and VRURC brand battery charger basic models T1159, T1116, and T2046. All models are collectively referred to as “the subject models.”

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<sup>1</sup> “Manufacture” means to manufacture, produce, assemble, or import. 42 U.S.C. § 6291(10).

- b. Respondent has distributed in commerce<sup>2</sup> the subject models for at least 365 days.
  - c. Respondent knowingly failed to submit a certification report for the subject models prior to distributing the models in commerce, in violation of 10 C.F.R. § 429.12.
7. Based on the information above, I find that Respondent knowingly committed Prohibited Acts by manufacturing and distributing in commerce basic models of a covered product without submitting to DOE a certification report certifying that the basic model complies with the applicable energy conservation standards. *See* 42 U.S.C. § 6302; 10 C.F.R. § 429.102(a)(1).
8. Accordingly, pursuant to 10 C.F.R. § 429.120 and 42 U.S.C. §§ 6303 and 6316, I **HEREBY ASSESS** a civil penalty of \$20,000 (twenty thousand dollars), **ORDER** Respondent to pay the assessed civil penalty in full within 30 calendar days, and **ORDER** that the Settlement Agreement attached to this Order is adopted.

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Samuel T. Walsh  
General Counsel

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<sup>2</sup> “Distribute in Commerce” or “Distribution 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).