

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

Case Number: 2024-SE-57029

Issued: June 3, 2024

## NOTICE OF NONCOMPLIANCE DETERMINATION

General service lamps are covered products subject to federal energy conservation standards. *See* 42 U.S.C. § 6295(a)(1), 6295(i)(6), 10 C.F.R. § 430.32(dd). Effective July 25, 2022, the sale of any general service lamp that does not meet a minimum efficacy standard of 45 lumens per watt (“lm/W”) is prohibited. 10 C.F.R. § 430.32(dd).

## FINDINGS

The U.S. Department of Energy (“DOE”) has determined based on materials available on [www.amazon.com](http://www.amazon.com), that basic model Sylvania Incandescent A21 3-Way Bulb (the “subject model”), sold by ATR Lighting Enterprises, Inc. DBA Light Bulbs International (“Light Bulbs International”) does not comply with the applicable energy conservation standard. Specifically, the subject model is a general service lamp that does not meet the applicable federal energy conservation standard of at least 45 lm/W.

## NOTICE

Distribution in commerce<sup>1</sup> of a covered product that does not meet the applicable energy conservation standards is a violation subject to civil penalty, regardless of the issuance of this Notice.

## MANDATORY ACTION

In light of the above findings, Light Bulbs International must immediately cease distribution in commerce of all units of the subject model and any other basic models that do not comply with applicable energy conservation standards.

<sup>1</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).

Additionally, within 30 calendar days of the date of this Notice, Light Bulbs International must provide to DOE records sufficient to show the number of units of the basic model that Light Bulbs International has distributed in commerce from (a) March 1, 2023, through July 31, 2023; and (b) August 1, 2023, through present. 10 C.F.R. § 429.114(a). Records provided to DOE must also include, separately, the number of units of the subject model that remain in Light Bulbs International's inventory.

If you claim that any of the information sought by this Notice constitutes confidential commercial material within the meaning of 5 U.S.C. § 552(b)(4), or is protected from disclosure pursuant to 18 U.S.C. § 1905, you must (1) provide one complete and full copy and one copy with the confidential information deleted and (2) submit supporting information together with the materials that are the subject of the confidentiality request. *See* 10 C.F.R. § 429.7. Failure to adhere to these procedures will result in a rejection of your request for confidential treatment.

#### CONSEQUENCES FOR CONTINUING TO DISTRIBUTE THE BASIC MODELS

If Light Bulbs International continues distributing any units of the subject model or any other basic models that do not comply with the applicable energy conservation standards, DOE may seek a judicial order to restrain further distribution and may assess a higher civil penalty for units sold after the date of this Notice. If, however, Light Bulbs International provides DOE with a satisfactory statement within that 30-day period detailing the steps that Light Bulbs International will take to ensure that units of the noncompliant basic models will no longer be sold in commerce, DOE may elect to defer seeking such an order until a more appropriate time, if needed.

The distribution of any units of a noncompliant basic model may result in DOE seeking all appropriate legal remedies available under federal law, including injunctive relief and civil penalties with respect to each unit of the basic model distributed in violation of federal law.

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