



Department of Energy
Washington, DC 20585

January 31, 2018

Gary Walt
Compliance Manager
Speck Pumps
8125 Bayberry Road
Jacksonville, FL 32256
904-739-2626

Dear Mr. Walt,

The U.S. Department of Energy (“DOE”) grants the petition submitted by Speck Pumps-Pool Products, Inc. (Speck Pumps) on December 5, 2017, requesting an 180-day extension of the February 5, 2018 date on which any representations of dedicated-purpose pool pump energy use or efficiency are required by statute to reflect the energy use or efficiency as measured by DOE’s test procedure for that product (Docket No. EERE-2016-BT-TP-0002). 42 U.S.C. § 6314(d)(1).

Speck Pumps timely submitted its petition pursuant to 42 U.S.C. § 6314(d)(2). Specifically, the statute provides that a manufacturer, distributor, retailer, or private labeler may submit a petition requesting that the Secretary extend, for no more than an additional 180 days and with respect to such petitioner, the date by which representations must be made in accordance with any new or amended DOE test procedure. The Secretary may grant an extension upon a finding that the petition demonstrate that meeting the statutory requirement would impose an undue hardship on the petitioner.

Speck Pumps’ petition requests a 180-day extension beyond the statutory requirement, contending that the requirement would impose an undue hardship on Speck Pumps. DOE has reviewed the petition and finds that Speck Pumps has sufficiently demonstrated that requiring representations of energy use or efficiency to be based on the new DOE dedicated-pool pump test procedure beginning of February 5, 2018, would impose undue hardship on Speck Pumps. More specifically, Speck Pumps identified at least 142 basic models that must be tested between publication of the final rule and February 5, 2018. Speck Pumps noted this testing will exceed the initial 180-day time frame for testing prescribed in the statute. Speck Pumps also noted that the new test procedure requires creation of new testing infrastructure, data acquisition, and control programming, which should be completed in late 2018. Speck Pumps also identified an additional 12 weeks needed to update and communicate changes to product literature. Finally, Speck Pumps noted that meeting the initial deadline would delay activity on existing projects with customer expectations and timing commitments. As such, DOE extends, until August 4, 2018, the date by which, under 42 U.S.C. § 6314(d), dedicated-purpose pool pump energy use or efficiency representations by Speck Pumps must reflect testing in accordance with the DOE test procedure published on August 7, 2017.



Finally, DOE notes this 180-day extension only applies to the date by which representations for Speck Pumps' dedicated-purpose pool pump basic models must fairly disclose the results of testing in accordance with DOE's regulations. It does not absolve the manufacturer of other obligations, nor does it waive or compromise any other rights or positions of DOE with respect to the subject matter.

Should you have any additional questions, please feel free to contact me at Ashley.Armstrong@ee.doe.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Ashley Armstrong", written in a cursive style.

Ashley A. Armstrong
Program Manager
Appliance and Equipment Standards
Building Technologies Office
United States Department of Energy