

October 20, 2020

To: Smitha Vemuri, U.S. Department of Energy
Steven Goering, U.S. Department of Energy

From: Marie Carpizo, Deputy General Counsel, AHRI

RE: Ex Parte Communication on Department of Energy's Notice of Proposed Rulemaking, "Enforcement for Consumer Products and Commercial and Industrial Equipment" 85 *Federal Register* 53961.

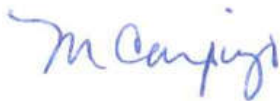
On October 16, 2020, Air-Conditioning, Heating and Refrigeration Institute (AHRI) staff and the Association of Home Appliance (AHAM) staff met with representatives from the Department of Energy (DOE) to discuss the notice of proposed rulemaking, "Enforcement for Consumer Products and Commercial and Industrial Equipment" 85 *Federal Register* 53961. The meeting was held via teleconference. A list of attendees is provided below.

At the meeting, the group discussed DOE's proposals in the NOPR regarding the petition for reexamination process and DOE determinations of noncompliance based on a sample size of one. The group also discussed DOE's proposal to obtain and consider third party test data as official enforcement test data.

Attendees:

Smith Vermuri, DOE
Steven Goering, DOE
Caroline Davidson-Hood, AHRI
Marie Carpizo, AHRI
Jennifer Cleary, AHAM
Chuck Samuels, AHAM

Respectfully submitted,



Marie Carpizo
Deputy General Counsel
Air-Conditioning, Heating and Refrigeration Institute (AHRI)