Message

From: WoodHeaterReports [WoodHeaterReports@epa.gov]
Sent: 12/8/2021 4:10:32 PM
To: Vincent Boudreau [vbo@stuvamerica.com]
CC: Scinta, Robert [scinta.robert@epa.gov]; Malave, Maria [Malave.Maria@epa.gov]; WoodHeaterReports [WoodHeaterReports@epa.gov]; Yellin, Patrick [Yellin.Patrick@epa.gov]
Subject: RE: Stûv 1658 series (STUV 1658IN, STUV 1658CUBE, STUV 1658H, STUV 1658-Z) Certificate renewal

Importance: High

Mr. Boudreau,

Thank you for your email. We found acceptable the steps taken per our December 2, 2021 email. We will consider your ask when we decide on late renewal submissions.

Rafael Sanchez, Ph.D.
Wood Heater Program Manager
Air Branch
Monitoring, Assistance, and Media Programs Division
Office of Compliance
U.S. Environmental Protection Agency (EPA)
Room 7149-D
1200 Pennsylvania Ave., NW
MS:2227A
Washington, DC 20460
Ph. 202-564-7028
Teleworking on Mondays, Wednesdays, and Fridays, ph. 703-389-6568

Questions about Wood Heaters or Certifications? Please send them to WoodHeaterReports@epa.gov

Are you looking for a wood heater or central heater? Please try our fully searchable EPA Certified Wood Heater Database (https://www.epa.gov/compliance/epa-certified-wood-heater-database).

From: Vincent Boudreau <vbo@stuvamerica.com>
Sent: Thursday, December 2, 2021 6:57 PM
To: Sanchez, Rafael <Sanchez.Rafael@epa.gov>
Cc: Scinta, Robert <scinta.robert@epa.gov>; Malave, Maria <Malave.Maria@epa.gov>; WoodHeaterReports <WoodHeaterReports@epa.gov>; Yellin, Patrick <Yellin.Patrick@epa.gov>
Subject: Re: Stûv 1658 series (STUV 1658IN, STUV 1658CUBE, STUV 1658H, STUV 1658-Z) Certificate renewal

Dear Mr. Sanchez,

Thank you for your email.

As requested, we have completely stop selling and advertising the Stûv 1658 series in USA.
However, this model has a CSA B415 certificate allowing us selling to the Canadian market.

Please note that all US dealers of our network have been informed by writing of this matter one week prior to the deadline of the Certificate validation.

Could you please confirm this is acceptable?

In regards to the submission of the renewal request after the deadline, I would like you to consider the substantial effort we've put in adapting the documents to the new requirements from the ADEC in order to help your work as much as possible.
As we are simultaneously in the certification process for our Stûv 6 series and know all the adaptations you were requesting, we thought it would help you getting our renewal request later but built the proper way than sending it incomplete on time.

I beg you to consider this attention while evaluating our case for the acceptance of the waiver to retest.

Kind Regards,

Vincent Boudreau
Stûv America

Le 2 déc. 2021 à 18:30, Sanchez, Rafael <Sanchez.Rafael@epa.gov> a écrit :

Mr. Boudreau,

As a follow-up to my November 5, 2021 email, our records show that the Certificate of Compliance for the above-referenced models expired on November 10, 2021, and is thus, no longer valid. Upon reviewing STÛV AMERICA INC.'s (STUV) website at https://stuvamerica.com/en/products/stuv-16/ and https://stuvamerica.com/en/products/stuv-16-in-z-combo/ we found that STUV advertises and offer sale the above-referenced models.

According to the 2015 New Source Performance Standards (NSPS) for New Residential Wood Heaters (Subpart AAA) at § 60.538, a manufacturer is not permitted to advertise for sale, offer, or sell a heater that doesn't comply with the 2020 PM emissions. See below:

(c)(1) No commercial owner is permitted to advertise for sale, offer for sale or sell an affected wood heater permanently labeled under § 60.536 (b) through (d), as applicable, unless:
(i) The affected wood heater has been certified to comply with the 2015 or 2020 particulate matter emission standards pursuant to § 60.532, as applicable.

Therefore, within ten calendar days of receiving this email, we ask that STUV, Inc. cease the advertisement and sale of the above-referenced models and confirm that you will notify any

distributors and retailers of the need to cease the advertising and sale of the above-referenced models.

Finally, we are in receipt of your November 24, 2021, request to renew your certification. However, before we act on your request, we are discussing the handling of renewals for which the manufacturer has submitted a request for an expired Certificate of Compliance. We have yet to come to a decision, but there may be a probability that the agency may not grant a re-certification waiver for any expired certificate. This means that you may need to retest. This is not the final agency action, and you will receive a letter from the EPA if the agency does not grant STUV a re-certification waiver. If you have any questions, please let me know.

Would you please acknowledge receipt of this email?

Rafael Sanchez, Ph.D.
Wood Heater Program Manager
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From: Vincent Boudreau <vbo@stuvamerica.com>
Sent: Wednesday, November 24, 2021 10:22 AM
To: Sanchez, Rafael <Sanchez.Rafael@epa.gov>
Cc: Scinta, Robert <scinta.robert@epa.gov>; Malave, Maria <Malave.Maria@epa.gov>; WoodHeaterReports <WoodHeaterReports@epa.gov>; Yellin, Patrick <Yellin.Patrick@epa.gov>
Subject: Re: Stûv 1658 series (STUV 1658IN, STUV 1658CUBE, STUV 1658H, STUV 1658-Z) Certificate renewal

Dear Mr. Sanchez,

Thank you for your reply and explanations for the Certification renewal.

As you are well aware, the recent requirements in the preparation of the reports in the new templates with greater accuracy in the documentation and in collaboration with third party Certifiers (CSA) have created additional delays
In order to follow these rules and simplify the process, we thoroughly analyzed those details to make sure they figure into this Certificate renewal request.

In our wish to be as precise as possible this meticulousness resulted in a late submission of the application, therefore, exceeding the deadline.
We respectfully request an administrative tolerance from you in regards to this unexpected delay.

Please find hereby the link to download the complete Certificate Renewal File Ex. 4 CBI
Ex. 4 CBI

Should you require any further information, please do not hesitate to contact me.

Kind Regards,

Vincent Boudreau
Président - CEO

STÛV AMERICA INC.
Téléphone - Phone : +1 (514) 396-9463 - 201
Télécopieur - Fax : +1 (514) 528-9538

54 Boul. de l'Aéroport
Bromont QC J2L 1S6 Canada

www.stuvamerica.com

Le ven. 5 nov. 2021, à 11 h 09, Sanchez, Rafael <Sanchez.Rafael@epa.gov> a écrit :

Mr. Boudreau,

Thank you for your email. Given that the Certificate of Compliance expires on November 10, 2021, it is likely that there will be a temporary lapse in certification before STUV obtains an updated Certificate of Compliance. With that in mind, after November 10, STUV would be required to cease the advertisement and sale of the above-referenced models. In addition, STUV would be required to notify any distributors and retailers of the need to cease the advertising and sale of the above-referenced models after such date. For your convenience, below is the renewal process. If you have additional questions, please let me know.

RENEWAL PROCESS

Please keep in mind that the EPA-approved certifier must review the renewal request before EPA submission.

1. A signed letter from the manufacturer requesting the renewal of the Certification of Compliance. The letter must list each affected model name(s), certification number, and a compliance statement. The request should state whether modifications have been made to the stove since the last EPA certification. If no modification has been made since the previous EPA certification, the manufacturer may request a potential waiver from certification testing. That is, affirm in your letter that no changes have been made to the stove, and therefore, you are seeking a recertification waiver from the Agency

2. Submit a copy of the EPA certification letter.

3. Submit a summary of the test report (first 15 pages of the test report). This is optional but expedites the process.

4. A certification of conformity from the EPA-approved certifier.

Regulatory Reference: 60.533.

(i) Renewal of certification.

(1) The manufacturer must request renewal of a model line's certificate of compliance or recertify the model line every 5 years, or the manufacturer may choose to no longer manufacture or sell that model line after the expiration date. If the the manufacturer chooses to no longer manufacture that model line, then the manufacturer must submit a statement to the Administrator to that effect.

(2) A manufacturer of an affected wood heater model line may apply to the Administrator for potential renewal of its certificate of compliance by submitting the material specified in paragraph (b) and following the procedures specified in paragraph (f) of this section, or by affirming in writing that the wood heaters in the model line continue to be similar in all material respects that would affect emissions to the representative wood heater submitted for testing on which the original certificate of compliance was based and requesting a potential waiver from certification testing. The application must include a copy of the review of the draft application and approval by the third-party certifier.

Rafael Sanchez, Ph.D.

Wood Heater Program Manager

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From: Vincent Boudreau <vbo@stuvamerica.com>
Sent: Wednesday, October 20, 2021 2:57 PM

To: Sanchez, Rafael <Sanchez.Rafael@epa.gov>
Subject: Stûv 1658 Certificat renewal

Hello Rafael,

Our EPA Certificate is about to expire on November 10th, 2021 for the Stûv 1658 series (STUV 1658IN, STUV 1658CUBE, STUV 1658H, STUV 1658-Z)

In order to simplify the process of renewal, we are adapting all the files to the recent request we had either from EPA or from the ADEC.

We are waiting for the latest CofC from CSA so you can get a complete file for the renewal.

As we are getting very close to the deadline date, I was wondering what is the consequence if there is ever an exceptional delay with processing for the renewal as we are aware of the workload EPA have at this time?

Thank you,

Vincent

Vincent Boudreau
Président - CEO

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