

THE DETAILS WERE HANDLED BY KAYSEE NISSAN, UNIDENTIFIED OWNER  
NISSAN FRANCHISE ABOUT 2001 2303 W. ELMHURST HWY, MADISON, WI 53713

|                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |  |                                                                                             |  |                                                                                                                                                                                                                                                                             |  |                                                                                                                        |  |
|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|---------------------------------------------------------------------------------------------|--|-----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|--|------------------------------------------------------------------------------------------------------------------------|--|
|  <b>DOT Auto Safety Hotline</b><br><b>Vehicle Owner's Questionnaire</b><br>To Report Vehicle Safety Defects<br>1-888-DASH-2-DOT<br>(1-888-327-4236)<br>INTERNET <a href="http://www.nhtsa.dot.gov/hotline">www.nhtsa.dot.gov/hotline</a>                                                                                                                                                                                                                                                             |  | FOR AGENCY USE ONLY 1367<br>Date Received<br><b>2003 MAY 27</b><br>17 APR 2003              |  | Repository <input type="checkbox"/><br>Report No.<br>10016105                                                                                                                                                                                                               |  |                                                                                                                        |  |
| <b>OWNER INFORMATION (Type or Print)</b><br>Name <b>[REDACTED]</b><br>Address <b>[REDACTED]</b><br>City <b>MCFARLAND</b> State <b>WI</b> Zip Code <b>[REDACTED]</b>                                                                                                                                                                                                                                                                                                                                                                                                                   |  |                                                                                             |  |                                                                                                                                                                                                                                                                             |  | Daytime Telephone Number <b>[REDACTED]</b> E-mail Address <b>[REDACTED]</b><br>Even Telephone Number <b>[REDACTED]</b> |  |
| Do you authorize NHTSA to provide a copy of this report to the manufacturer of your vehicle? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO<br>To the absence of an authorization, NHTSA will not provide your name or address to the vehicle manufacturer.<br>Signature of Owner <b>[REDACTED]</b> Date <b>5/12/03</b>                                                                                                                                                                                                                                          |  |                                                                                             |  |                                                                                                                                                                                                                                                                             |  |                                                                                                                        |  |
| <b>VEHICLE INFORMATION</b><br>17 digit Vehicle Identification Number Located at bottom of vehicle or driver's side<br><b>1N4DL31D4C257123</b>                                                                                                                                                                                                                                                                                                                                                                                                                                         |  |                                                                                             |  |                                                                                                                                                                                                                                                                             |  | Make <b>NISSAN</b> Model <b>ALTIMA</b> Model Year <b>1999</b>                                                          |  |
| Date Purchased <b>07-01-1999</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |  | Dealer's Name and Telephone Number <b>RUGG DARRON (408) 275-7533</b>                        |  | Engine: No. Cylinders <b>4</b> Fuel Type: <b>GAS</b>                                                                                                                                                                                                                        |  |                                                                                                                        |  |
| Original Owner <b>[REDACTED]</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |  | Dealer's City <b>MADISON, WI</b> State <b>WI</b> Zip Code <b>53714</b>                      |  | Vehicle Component Code<br><b>111000 ELECTRICAL SYSTEM: BATTERY</b>                                                                                                                                                                                                          |  |                                                                                                                        |  |
| Transmission Type <b>AUTO</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |  | <input type="checkbox"/> Antilock Brakes <input checked="" type="checkbox"/> Cruise Control |  | Powertrain<br>Multiple Failure: <b>EXPLODED CAP ONCE</b>                                                                                                                                                                                                                    |  |                                                                                                                        |  |
| <b>FAILED COMPONENT(S)/PART(S) INFORMATION</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |  |                                                                                             |  |                                                                                                                                                                                                                                                                             |  |                                                                                                                        |  |
| Incident Date(s) <b>7-31-02</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |  | Failure Mileage <b>89000</b>                                                                |  | Failure Speed <b>0</b>                                                                                                                                                                                                                                                      |  |                                                                                                                        |  |
| <b>NISSAN SEALED BATTERY - STANDARD COMPONENT WITH CAR WHEN PURCHASED</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |  |                                                                                             |  |                                                                                                                                                                                                                                                                             |  |                                                                                                                        |  |
| <b>ADDITIONAL ITEMS TO BE COMPLETED WHEN REPORTING A TIRE FAILURE</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |  |                                                                                             |  |                                                                                                                                                                                                                                                                             |  |                                                                                                                        |  |
| Tire Make                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |  | Tire Model (Name or Number)                                                                 |  | Tire Size (Example P215/65R15)                                                                                                                                                                                                                                              |  |                                                                                                                        |  |
| DOT No. (Example: DOTM15ABC036)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |  | <input type="checkbox"/> Original Equipment <input type="checkbox"/> Prior Repair           |  | Failure Location:                                                                                                                                                                                                                                                           |  |                                                                                                                        |  |
| Tire Component Code                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |  | Tire Failure Type                                                                           |  |                                                                                                                                                                                                                                                                             |  |                                                                                                                        |  |
| <b>ADDITIONAL ITEMS TO BE COMPLETED WHEN REPORTING A CHILD SEAT FAILURE</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |  |                                                                                             |  |                                                                                                                                                                                                                                                                             |  |                                                                                                                        |  |
| Make:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |  | Date Manufactured:                                                                          |  | Model No./Name:                                                                                                                                                                                                                                                             |  |                                                                                                                        |  |
| Seat Type:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |  | Installation System:                                                                        |  |                                                                                                                                                                                                                                                                             |  |                                                                                                                        |  |
| Child Seat Component Code:                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |  | Failed Part:                                                                                |  |                                                                                                                                                                                                                                                                             |  |                                                                                                                        |  |
| <b>APPLICABLE INCIDENT INFORMATION</b><br>(Please describe in detail the incident(s), failure(s), crash(es), and injury(ies).)                                                                                                                                                                                                                                                                                                                                                                                                                                                        |  |                                                                                             |  |                                                                                                                                                                                                                                                                             |  |                                                                                                                        |  |
| Crash <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |  | Fire <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No                    |  | Number of Persons Injured <b>0</b>                                                                                                                                                                                                                                          |  |                                                                                                                        |  |
| Number of Deaths <b>0</b>                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |  | Reported to Police <b>N</b>                                                                 |  | Narrative Description of Incident(s), Crash(es), and Injury(ies).<br>Please describe (1) events leading up to the failure, (2) failure and its consequences, and (3) what was done to correct the failure; i.e., parts repaired or replaced (and if old part is available). |  |                                                                                                                        |  |
| THE CONSUMER HEARD A BOOM NOISE AFTER THE VEHICLE WAS STARTED. THE BATTERY EXPLODED WHICH CAUSED THE HOOD TO OPEN WHICH WAS FOLLOWED BY BLACK SMOKE. THIS BATTERY WAS A NISSAN PERMANENT SEALED BATTERY WHICH WAS ORIGINAL EQUIPMENT.<br>*NLM<br><b>I HAD THE CAR TOWED TO KAYSEE NISSAN (TOOK OVER NISSAN FRANCHISE FROM RUGG DARRON) AND ASKED THAT THE BATTERY AND WHATEVER WAS REPLACED BE SAVED/KEPT FOR 105. UNFORTUNATELY, IT WAS DISCARDED AND PICKED UP BY RUBBISH COLLECTORS BY THE TIME I GOT THERE THE NEXT DAY.</b>                                                      |  |                                                                                             |  |                                                                                                                                                                                                                                                                             |  |                                                                                                                        |  |
| Include, if available, Police/Fire Department Report, Photos, and Repair Invoice.                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |  |                                                                                             |  |                                                                                                                                                                                                                                                                             |  |                                                                                                                        |  |
| ATTACH ADDITIONAL SHEETS IF NECESSARY                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |  |                                                                                             |  |                                                                                                                                                                                                                                                                             |  |                                                                                                                        |  |
| The Privacy Act of 1974 (Public Law 93-579) This information is requested pursuant to authority vested in the National Highway Traffic Safety Act and subsequent amendments. You are under no obligation to respond to this questionnaire. Your response may be used to assist the NHTSA in determining whether a Manufacturer should take appropriate action to correct a safety defect. If the NHTSA proceeds with administrative enforcement or litigation against a manufacturer, your response, or a statistical summary thereof, may be used in support of the agency's action. |  |                                                                                             |  |                                                                                                                                                                                                                                                                             |  |                                                                                                                        |  |

Narrative Description of Incident(s), Failure(s), Crash(es), and Injury(ies)

ATTACHED ARE COPIES OF MY NARRATIVE ABOUT THE  
INCIDENT TO MY LOCAL STATE CONSUMER PROTECTION  
AGENCY IN THE FORM OF COMPLAINT.

ALSO: COPY OF THE BILL OF REPAIR FROM KAYSER NISSAN,  
COPIES OF RESPONSES TO MY COMPLAINT  
AGAINST KAYSER NISSAN AND THE NISSAN NORTH  
AMERICAN MANUFACTURER.

Department  
of Transportation

National Highway  
Traffic Safety  
Administration

400 Seventh St., S.W.  
Washington, D.C. 20590

Official Business  
Penalty for Private Use \$300

**BUSINESS REPLY MAIL**

FIRST CLASS PERMIT NO 73173 WASHINGTON, D.C.

POSTAGE WILL BE PAID BY MAILING OFFICE

U.S. Department of Transportation  
National Highway Traffic Safety Administration  
Office of Defects Investigation, NVS-216  
400 7th Street, SW  
Washington, DC 20590



**VEHICLE  
OWNER'S  
QUESTIONNAIRE**

**DOT AUTO SAFETY HOTLINE**

TO REPORT VEHICLE SAFETY DEFECTS  
COMPLETE THIS FORM  
OR

**DASH2DOT**

and dial toll free at

**1-888-DASH-2-DOT**

1-888-327-4236

DOT Auto Safety Hotline  
(DASH) 2 DOT



U.S. Department of Transportation  
National Highway Traffic Safety  
Administration  
<http://www.nhtsa.dot.gov/defects>

March 17, 2003

National Highway Traffic Safety Administration

Enclosed is all the supportive information, I believe, is necessary to support my claim that Nissan, North America, provided me with an unsafe battery, and, perhaps, replaced that, which exploded, with another which may explode sometime in the future!

In spite of what Nissan, N.A. says in their response letter, the battery I received with the car was a sealed battery - I have asked other owners of the same model only year - and did not require maintenance. It does not state so in any of my owners manual.

Also, Kayser Motors, Inc, the dealer who sold two years of maintenance never mentioned the need to repair/maintain the battery. It should have, when worn out, just stopped producing electricity. Not blow up. Kayser states that there was a flaw in the manufacture. This is stated in their

2

reply letter, copy enclosed.

In addition, the application form sent me  
is taped to the front of this manila  
envelop. It is complete.

Sincerely,  
Sincerely,

William L. L. L.

5-12-05

McFarland, VT



15. Describe your complaint in detail. JULY  
ON ~~APRIL~~ 30, 2003, EARLY EVENING,  
WHEN STARTING MY CAR, THE BATTERY EXPLODED, LIFTING  
THE HOOD OF THE CAR SLIGHTLY, DENTING THE HOOD  
WITH THE SHAPE OF THE BATTERY CAP. ACID WAS  
ALL OVER THE ENGINE, BLACK THICK SMOKE EVERYWHERE.  
THE CAR FAILED TO START, OR SHOW POWER. THE BATTERY  
WAS NISSAN BRAND, ISSUED WITH THE CAR WHEN NEWLY  
PURCHASED JULY, 1999. THE CAR, NISSAN ALTIMA WAS  
PURCHASED AT RUSS DARRON CO. THEY DROPPED THE  
NISSAN FRANCHISE, WHICH WAS PICKED UP BY KAYSER  
FORD CO. EXCEPT FOR THE FIRST YEAR OR SO, 6/99-6/00,  
I HAD MY REPAIRS AND WORKOVERS AT KAYSER. AT THE  
TIME OF THIS EXPLOSION I HAD HAD THE CAR THREE YEARS,  
HAD DRIVEN 59,000+ MILES, AND HAD PASSED THE  
WARRANTY TIME LIMIT, THREE YEARS OR 36,000 MILES.  
HOWEVER, THE BATTERY WAS A PERMANENTLY SEALED BATTERY  
AND HAD NEVER GIVEN PROBLEMS BEFORE. (ALL OF OUR LIVES)

16. How do you feel your complaint should be resolved? (please be specific)

THAT KAYSER OR NISSAN INC. SHOULD PAY ME  
THE TOWING AND REPAIR CHARGES, AND THAT  
THEY SHOULD AT THEIR EXPENSE REPAIR THE DENT  
AND PAINT DAMAGE TO THE HOOD OF THE CAR.

This complaint and the information you provide will be used in efforts to resolve your problem and will typically be shared with the party complained against. It may also be used to enforce applicable state laws. Under Wisconsin's Open Records Law, this complaint will be available for public review upon request, after this department's action is completed.

The above information is true and accurate to the best of my knowledge.

Your signature: \_\_\_\_\_

Date: 1-27-03

Return this form and two copies of your papers to our office located nearest to the business:

|                                                                                                                            |                                                                                                                                |                                                                                                                                |                                                                                                                 |
|----------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------|
| <b>NORTHWEST REGIONAL OFFICE</b><br>360 Oakwood Hills Pkwy<br>Eau Claire WI 54701<br>(715) 837-3848<br>FAX: (715) 837-4645 | <b>SOUTHEAST REGIONAL OFFICE</b><br>8030 W Potter Rd Ste C<br>Milwaukee WI 53226-3450<br>(414) 266-1231<br>FAX: (414) 266-1235 | <b>NORTHEAST REGIONAL OFFICE</b><br>200 N Jefferson St Ste 146A<br>Green Bay WI 54301<br>(920) 448-5800<br>FAX: (920) 448-5808 | <b>SOUTHWEST REGIONAL OFFICE</b><br>PO Box 891<br>Madison WI 53708-891<br>(608) 224-4960<br>FAX: (608) 224-4963 |
|----------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------|

If the business is located outside of Wisconsin return this form to our Consumer Information Center:

**DATCP - CONSUMER INFORMATION CENTER**

PO Box 891

Madison WI 53708-891

(800) 422-7128

FAX: (608) 224-4739

TDD: (608) 224-5058

EMAIL: [datcp hotline@datcp.state.wi.us](mailto:datcp hotline@datcp.state.wi.us)

WEBSITE: <http://datcp.state.wi.us/>

AND LUBE JOBS WERE PERFORMED AT KAYSER, INCLUDING WIRE CONNECTIONS, LINKAGE INSPECTIONS.

THE CAR WAS TOWED AND REPAIRED THE NEXT DAY AT KAYSER.

I HAD NEVER HEARD OF A BATTERY EXPLODING BEFORE - ON ITS OWN, WITHOUT BEING THUNDERED WITH. PREVIOUS BATTERIES FAILED TO START, DIED, BUT <sup>AND</sup> NOT EXPLODE. I NEVER TOUCHED THE BATTERY, WHENEVER I LIKED THE HAD TO REPLACE WINDOW WASHER FLUID. I KNEW THE BATTERY WAS PERMANENTLY SEIZED AND THAT, IF THUNDERED WITH, MIGHT EXPLODE, I ASKED AROUND, FRIENDS ETC., AND NO ONE I SPoke TO HAD EVER HEARD OF A BATTERY SPONTANEOUSLY EXPLODING BEFORE, EXCEPT FOR SITUATIONS WHEN WROUN WIRE WERE CONNECTED, UNLIE JUMP-STARTING A CAR. THIS, OF COURSE, WAS NOT MY CASE.

THE REPAIR PEOPLE AT KAYSER TOLD ME IT WAS PROBABLY THE RESULT OF THE RECENT HOT WEATHER. I RESPONDED, THAT ALTHOUGH THE TEMPS WERE IN THE HIGH 90s TO 98, THEY WERE THE SAME LAST SUMMER AND THE BATTERIES DIDNT EXPLODE. I ALSO ADDED THAT SHOULDN'T BATTERIES BE MADE TO FUNCTION IN WEATHER EXTREMES... AND THAT I <sup>HAD</sup> LIVED IN SOUTHERN CALIFORNIA, NEAR OR CENTRA IN THE IMPERIAL VALLEY, WHERE TEMPERATURES WERE IN THE 100+ AREA FOR LONG PERIODS, YET NONE OF MY CAR BATTERIES EVER EXPLODED.

I WAS INFORMED MY WARRANTY HAD RUN, AND THAT THEY WERENT RESPONSIBLE.

THIS CONVERSATION TOOK PLACE ON AUGUST 5, 2002. I BELIEVE THESE BATTERIES WILL DIE, BUT SHOULD NOT EXPLODE. HENCE, THIS COMPLAINT.



State of Wisconsin  
Jim Doyle, Governor

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**Department of Agriculture, Trade and Consumer Protection**  
Rod Nilsestuen, Secretary

February 3, 2003

[REDACTED]  
[REDACTED]  
MCFARLAND WI [REDACTED]

[REDACTED] (Refer to this number when contacting our agency)  
KAYSER FORD INC  
2303 W BELTLINE HWY  
MADISON WI 53713

Dear [REDACTED]

Thank you for contacting the Department of Agriculture, Trade and Consumer Protection concerning Kayser Ford Inc. I have written to the business to try and assist you to find a solution to your complaint. I asked them to review your concerns and then contact me to discuss what may be done to resolve your complaint. The company may also contact you directly.

Your patience is appreciated during this process. It is not possible to tell exactly how long the mediation process will take. Some situations can be handled within a few weeks, but complicated matters may take many months. I will advise you, in writing, of the disposition of your complaint once I have received and thoroughly reviewed the written response from the company.

If you wish to pursue this matter outside of our mediation efforts, please contact a private attorney to discuss your legal remedies or file in small claims court.

Thank you again for bringing your complaint to our attention.

Sincerely,

*Elizabeth E. Fabick*

Elizabeth E. Fabick  
Consumer Specialist  
**BUREAU OF CONSUMER PROTECTION**  
FAX: (608) 224-4963  
E-mail: [Elizabeth.Fabick@datcp.state.wi.us](mailto:Elizabeth.Fabick@datcp.state.wi.us)



State of Wisconsin  
Jim Doyle, Governor

**Department of Agriculture, Trade and Consumer Protection**  
Rod Nilsestuen, Secretary

April 8, 2003

[REDACTED]  
MCFARLAND WI [REDACTED]

[REDACTED] (Refer to this number when contacting our agency)

KAYSER FORD INC  
2303 W BELTLINE HWY  
MADISON WI 53713

NISSAN MOTOR CORP IN USA  
PO BOX 191  
GARDENA CA 90248-191

Dear Mr. [REDACTED]:

I received the enclosed response from Kayser Ford Inc, and Nissan Motor Corp In USA concerning the complaint you filed with our office.

I have recorded your complaint in our computer database, and it will be included in information provided to consumers who inquire about the business for a three-year period. It will also assist us in monitoring practices of the business community.

Thank you for bringing your complaint to our attention.

Sincerely,

*Louanne M. Kelly*

Louanne M. Kelly  
Consumer Specialist

**BUREAU OF CONSUMER PROTECTION**

FAX: 608 224-4939

Email: [louanne.kelly@datcp.state.wi.us](mailto:louanne.kelly@datcp.state.wi.us)

Enclosure

FORD • MERCURY • CHRYSLER • PLYMOUTH • DODGE  
JEEP • SUZUKI • STERLING TRUCKS • ISUZU TRUCKS

FEB 11 2013

U.S. DEPARTMENT OF JUSTICE  
FEDERAL BUREAU OF INVESTIGATION

2303 WEST BELTLINE HWY.  
MADISON, WI 53713  
WWW.KAYSERONLINE.COM  
P.O. BOX 1626  
MADISON, WISCONSIN 53701  
(608) 271-6000

# NISSAN

**NISSAN NORTH AMERICA, INC.**

Corporate Office  
18501 South Figueras St.  
Gardena, California 90248-4500  
Mailing Address: P.O. Box 191  
Gardena, California 90248-0191  
Telephone: 310.532.3111

April 3, 2003

State of Wisconsin  
Department of Agriculture, Trade and  
Consumer Protection  
Attention Louanne M. Kelly  
Southwest Regional Office  
PO Box 8911  
Madison, WI. 53708-8911

Re:

[REDACTED]  
McFarland WI. [REDACTED]

[REDACTED]  
1999 Nissan Altima  
VIN 1N4DL01D4XC257123

Dear Ms. Kelly:

We received your request for written response regarding the customer request for reimbursement for the repairs to his vehicle.

In the normal course of business, Infiniti receives inquiries from customers requesting financial assistance for vehicle repairs after the new vehicle limited written warranty or extended protection plan has expired. In these cases, Nissan is not legally obligated to offer any assistance for such out-of-warranty vehicles. It becomes the vehicle's owners (or insurer's) responsibility to pay for the necessary repairs.

However, in certain situations, Nissan may choose to assist a customer solely as a goodwill gesture. These determinations are not guided by a general policy that can be applied to all situations, since every incident of an alleged malfunction involves a unique set of circumstances. Rather, these determinations are made on a case-by-case. Many factors need to be evaluated before a determination can be made regarding any possible goodwill assistance. These factors include a history of proper vehicle maintenance by the owner, evidence of misuse by the owner, age of the vehicle, mileage, purchase date, etc.

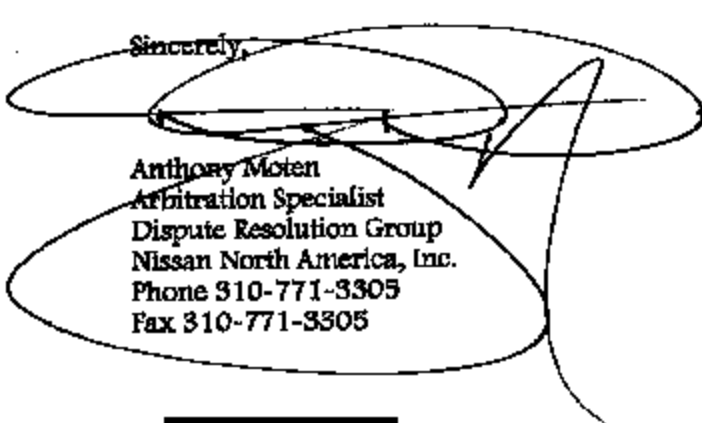
Nissan reviewed [REDACTED] circumstances and respectfully declines his request for financial assistance for the following factors:

- At the time of the repair the vehicle was 26,000 miles outside of the warranty
- There is no indication on file that there has ever been a concern with the battery brought to the dealer's attention prior to the expiration of the warranty
- The battery in [REDACTED] vehicle is a low maintenance battery and not a non-maintenance battery. The battery needs to be checked for electrolyte levels periodically by an authorized Nissan dealer or otherwise accredited service facility

If you or [REDACTED] have other information or documents that you believe were not considered, you may send them to my attention. I will be glad to review your request again.

Once again thank you for contacting our office. I trust that you understand our position on this matter.

Sincerely,



Anthony Moten  
Arbitration Specialist  
Dispute Resolution Group  
Nissan North America, Inc.  
Phone 310-771-3305  
Fax 310-771-3305

cc [REDACTED]

**THE ATTACHMENTS TO THIS  
DOCUMENT HAVE BEEN REMOVED  
TO PROTECT UNWARRANTED  
INVASION OF PERSONAL PRIVACY  
PURSUANT TO EXEMPTION 6 OF  
THE FREEDOM OF INFORMATION  
ACT (FOIA), 5 U.S.C. 552(b)(6).**