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HOUSTON, TEXAS

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December 11, 2004

U.S. Department of Transportation,
National Highway Traffic Safety Administration,
Office of Defects Investigation,
NSA-10.01, 400 7th Street, SW.
Washington, DC 20590

Subject: 2004 Lexus ES 330

Gentlemen:

I purchased Subject automobile in January 2004 and have experienced that when I need to quickly accelerate there is a hesitation. On three occasions this hesitation caused my nearly missed being rear-ended. I have 12,000 miles on the car and have complained twice to my local Lexus dealer. I am told that the car is performing as designed. As I understand it; to meet environmental requirements, the mechanical linkage between the accelerator and the transmission as been replaced by a computer. Supposedly it is this computer that is causing a delay between the depression of the accelerator and the response by the transmission. I know others with 2004 ES 330ies that have experienced the same hesitation. I consider this a safety issue with this car.

This is my fourth Lexus and the first that I have experienced such poor performance.

Your investigation would be appreciated.

Very truly yours, *A*

Attachments:

Ammani
11/11/06

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TO PROTECT UNWARRANTED
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THE FREEDOM OF INFORMATION
ACT (FOIA), 5 U.S.C. 552(b)(6).**