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OF COUNSEL  
GLASS & GOLDBERG

JAN 15 PM 11:35 TELEPHONE (818) 227-6690  
FACSIMILE (818) 227-6699

WOODLAND HILLS, CA.

LAW OFFICES OF RICHARD A.  
SHAFFER

January 6, 2005

**BY CERTIFIED MAIL, RETURN RECEIPT REQUESTED**

Land Rover North America  
Attn: Customer Relationship Center  
555 MacArthur Blvd.  
Mahwah, NJ 07430

Land Rover Encino (Fax: (818) 783-2621)  
15800 Ventura Blvd.  
Encino, CA. 91436  
Attn: Customer Service

Re: 2005 Land Rover LR3, Body Style SE7 ("the Vehicle");  
Vehicle Identification Number SALAA25445  
**Notice of Condition that is Likely to Cause Death or Serious Bodily  
Harm/ Demand for Rescission of the Lease Transaction;**  
Lessor: US Bank;  
Lessee:  
Lease Date: November 29, 2004

To Whom It May Concern:

Please be advised that the undersigned represents \_\_\_\_\_, the lessee of the above-referenced Vehicle. The Vehicle was leased at Land Rover Encino on November 29, 2004 through US Bank.

On two (2) occasions, the first on December 13, 2004, and the second on December 31, 2004, while in traffic, the Vehicle stalled. Once the Vehicle stalled, it could not be re-started. As of the present date, the Vehicle is again in the process of being repaired. Land Rover of Encino is unable to articulate the reason for the stalling of the Vehicle. My client, \_\_\_\_\_, is now terrified to drive the Vehicle." On the first two (2) occasions on which the Vehicle stalled, \_\_\_\_\_ was lucky; there was no accident that resulted from the stalled Vehicle. If the Vehicle stalls again in traffic, \_\_\_\_\_ may not be so lucky. Given Land Rover of Encino's inability to explain why the Vehicle has stalled, \_\_\_\_\_ is not willing to take any such chances.

NIAX  
aad  
1/24/05

LAW OFFICES OF  
JOE R. ABRAMSON

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As you should be aware, under California law, the stalling of a vehicle in traffic constitutes "a dangerous situation on the highway". Schreidel vs. American Honda Motor Co., Inc., (1995) 34 Cal.App.4<sup>th</sup> 1242, 1250. Accordingly, the stalling of the Vehicle constitutes a "condition that is likely to cause death or serious bodily injury if the vehicle is driven" as that phrase is utilized in California Civil Code § 1793.22(b)(1).

This letter is notification to you pursuant to California Civil Code §1793.22(b)(1) of the problem with the Vehicle and constitutes demand pursuant to the Tanner Consumer that the transaction be rescinded, that the Lease be canceled, and that be entitled to all monies advanced in exchange for the return of the Vehicle to Land Rover.

Please confirm that Land Rover will undertake the steps necessary to rescind the transaction in the next seven (7) days.

Should you have any questions concerning the foregoing, please do not hesitate to contact the undersigned.

Very Truly Yours,

LAW OFFICES OF JOE R. ABRAMSON



By: Joe R. Abramson

CC:

California Dept. of Consumer Affairs, 400 R. Street, Sacramento, CA. 94814  
New Motor Vehicle Board, 1507 21<sup>st</sup> Street, Suite 330, Sacramento, CA. 94814  
National Highway Traffic Safety Administration, 400 Seventh Street S.W., Washington  
D.C. 20590  
Center For Auto Safety, 1825 Connecticut Ave. S.W., Suite 330, Washington D.C. 20009