

Jamaica, NY

2006 JAN -1 AM 6:15

January 21, 2006

10159463

TO BE SENT BY REGULAR AND CERTIFIED MAIL

National Highway Traffic Safety Administration
400 7th Street S.W.
Washington, DC 20590

RE: VEHICLE IDENTIFICATION NO. 1P3BJ46X8XN [REDACTED] AND SAFETY
RECALL-TRANAXLE FLOOR SHIFTER IGNITION/PARK
INTERLOCK
2ND DEFECT-HIGH PRESSURE POWER STEERING HOSE

Dear Sir/Madam:

My Plymouth Breeze vehicle is a family car. My daughter, sister, and I had several accidents . In one of the accidents the car was in fire. I was wondering why. When I received notices of the defect, I quickly informed DaimChrysler about all the accidents.

I have send several letters requesting that DaimlerChrysler repair my after the first notice of safety recall. Then, I called an 800 number found on the notice form at which time I explained I had several accidents possibly connected to the safety defects.

Unfortunately, by the time, DaimChrysler sent a specialist to examine the car, it was sitting in my driveway after a big accident. Even after its report, DaimChrysler still did not repair my verhicle. Finally, I was told that the accidents were not caused by the safety defects.

I recently sent them a letter explaining that by law, after a third notice, Daimler Chrysler had to replace my car as stated in Kucher v. DaimlerChrysler. Instead, DaimChrysler sent me a new notice telling me that my Plymouth had a hose defect.

Maria
6/5/06

Enclosed please find a copy of the new defect. I would appreciate if you can assist me with this matter. I lived in New York and I used my car to go to doctors's offices, not easily accessible by public transportation. Not only DaaimChrysler has endangered my life and that of my family, but aalso inconvenient me for over a year now.



Daimler Chrysler
P.O. Box 4639
Oak Ridge, TN 37831

DAIMLER CHRYSLER
CIMS 482-00-85
P.O. BOX 218008
AUBURN HILLS MI USA 48321-8008

[REDACTED]
Jamaica, NY [REDACTED]

January 21, 2006

TO BE SENT BY REGULAR AND CERTIFIED MAIL

**DAIMLER CHRYSLER
CIMS 482-00-85
P.O. BOX 218008
AUBURN HILLS MI USA 48321-8008**

**RE: VEHICLE IDENTIFICATION NO. 1P3EJ46X8XN [REDACTED] AND SAFETY
RECALL-TRANAXLE FLOOR SHIFTER IGNITION/PARK
INTERLOCK**

Dear Sir/Madam:

This is the second letter I sent to the company informing the company of its neglect to repair the defect in my Plymouth car.

You sent an inspector to investigate the matter and he concluded the accidents the car had were unrelated to the defect. Yet, no one came to fix the problem. By law, as stated in Kucher v. DaimlerChrysler dated July 6, 2005, if the repair was not done after several reasonable request, the company shall replace my car with a comparable motor vehicle.

This is the final notice before proceeding to Court.

Sincerely,

[REDACTED]

U.S. Postal Service
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For details on postage and fees, visit www.usps.com

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Delivered to
DAHLER CHRYSLER
Street, Apt. No. or PO Box No. **P.O. Box 218008**
City, State, ZIP+4[®] **Barbours Hills USA 48371**

III. N.Y. COURT OF APPEALS

No decisions.

I was also asked by an attorney in the office to include the following summary of an Appellate Term decision in a case where this office appeared as amicus:

Kucher v. DaimlerChrysler, No. [REDACTED] (July 6, 2005)

The Lemon Law provides that if during the first 18,000 miles or two years of operation, "the manufacturer or its agents or authorized dealers are unable to repair or correct any defect or condition which substantially impairs the value of the motor vehicle to the consumer after a reasonable number of attempts, the manufacturer, at the option of the consumer, shall replace the motor vehicle with a comparable motor vehicle, accept return of the vehicle from the consumer and refund to the consumer the full purchase price or, if applicable, the lease price and any trade-in allowance plus fees and charges." GBL § 198-a (c)(1). The statute provides two presumptions of what constitutes a reasonable number of attempts, one of which is that "the same nonconformity, defect or condition has been subject to repair four or more times by the manufacturer or its agents or authorized dealers ... but such nonconformity, defect or condition continues to exist." GBL § 198-a (d)(1). In this case, there was no dispute that the vehicle had been repaired after the sixth repair attempt. In reversing the trial court which had granted judgment for the automobile manufacturer, the Appellate Term held that the statute does not require a consumer to demonstrate that the defect continues to exist at the time of the hearing or trial, but simply that the condition continued to exist after the fourth repair attempt.

Medicaid

No. [REDACTED] (July 14, 2005)

The Court held that the plaintiff could not be found ineligible for Medicaid on account of his spouse's assets because he had effected a valid assignment of spousal support rights to the State of Connecticut.

*Back to
for Safety*



107939

JAMAICA, NY

SAFETY RECALL E23 - HIGH PRESSURE POWER STEERING HOSE

Dear [REDACTED]

This notice is sent to you in accordance with the requirements of the National Traffic and Motor Vehicle Safety Act. DaimlerChrysler Corporation has decided that a defect, which relates to motor vehicle safety, exists in some 1999 and 2000 model year Chrysler Cirrus, Dodge Stratus and Plymouth Breeze vehicles equipped with a 2.4L engine.

The problem is... The high pressure power steering hose on your vehicle (VIN: 1P3EJ46X8XN647175) may crack and develop a power steering fluid leak. Power steering fluid leakage in the presence of an ignition source can result in an underhood fire.

What your dealer will do... DaimlerChrysler will repair your vehicle free of charge (parts and labor). To do this, your dealer will replace the high pressure power steering hose. The work will take about 1 1/2 hours to complete. However, additional time may be necessary depending on how dealer appointments are scheduled and processed.

What you must do to ensure your safety... Simply contact your dealer right away to schedule a service appointment. Ask the dealer to hold the part for your vehicle or to order it before your appointment. Remember to bring this letter with you to your dealer.

If you need help... If you have questions or concerns which your dealer is unable to resolve, please contact DaimlerChrysler at 1-800-853-1403.

Please help us update our records, by filling out the enclosed prepaid postcard, if any of the conditions listed on the card apply to you or your vehicle. Be sure to print the last eight (8) characters of the VIN (XN647175) and notification code E23 on the postcard.

If you have already experienced this condition and have paid to have it repaired, you may send your original receipts and/or other adequate proof of payment to the following address for reimbursement: DaimlerChrysler P.O. Box 4639 Oak Ridge, TN 37831, Attention: Reimbursement.

If your dealer fails or is unable to remedy this defect without charge and within a reasonable time, you may submit a written complaint to the Administrator, National Highway Traffic Safety Administration, 400 Seventh Street, S.W., Washington, DC 20590, or call the toll-free Vehicle Safety Hotline at 1-888-327-4236 (TTY 1-800-424-9153), or go to <http://www.safercar.gov>.

We're sorry for any inconvenience, but we are sincerely concerned about your safety. Thank you for your attention to this important matter.

Customer Services Field Operations
DaimlerChrysler Corporation
Notification Code E23

Note to lessees receiving this recall: Federal regulation requires that you forward this recall notice to the lessee within 10 days.

Ask your dealer about the following notification(s). Our records indicate that your vehicle also requires repair for notification(s): C45