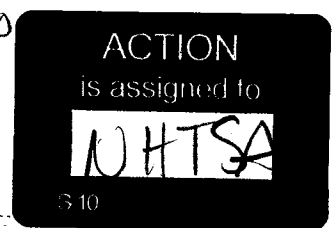


NVS-200

JAMES D. 'DON' PORTER
Attorney at Law
4808 Classen Blvd.
Oklahoma City, OK 73118
Phone: (405) 843-6655
Fax: (405) 840-4808



EXECUTIVE SECRETARIAT

2006 JUL 26 A 9:40

TRAFFIC SAFETY DIV.

July 12, 2006

U. S. Department of Transportation
400 Seventh Street, S.W.
Washington, D.C. 20590

Re: Your Number [REDACTED]

Enclosed is a copy of the original complaint form. I have obtained the services of Bill Munsell, BSME, P. E. for an examination of this vehicle. A copy of his Vita is attached. Upon receipt of this report you will be furnished a copy.

I note that on the original form failure speed is stated to be 20 MPH. This is not correct. The car that hit Ms. Porter was admittedly traveling at a speed between 35 and 40 MPH. I attach copies of pictures of the Prius and the Chevrolet that broadsided it.

As you can see this was not a minor impact and the airbags of the Prius should have operated as they did on the Chevrolet. There has been a previous recall on the Prius for airbag failure. Maybe it should be expanded as I was informed by Toyota that the Vin Number of this Prius was not included in the recall.

Vin #JTDKB20 [REDACTED]

Sincerely, [Signature]

Encl: Vita
Pictures

Wm Munsell
7/28/06

VITA

NAME: [REDACTED]

PRESENT POSITION: Consulting Mechanical Engineer, Munsell Consulting Services
Vice President of Engineering, Kidnetik Corp.

[REDACTED]
Norman, Oklahoma
[REDACTED]

EDUCATION: B. S. Mechanical Engineering, University of Oklahoma
M. S. Mechanical Engineering, University of Oklahoma (pending)

CONTINUING EDUCATION:

Accident Reconstruction Seminar, Redlands Community College
Computational Fire Propagation Seminar
Seminar on the evaluation of MIMS devices
Training in Coordinate Measuring Machine operation
SBIR/STTR Phase I Workshop- Strategies for Funding R&D

PROFESSIONAL EXPERIENCE:

Vice President of Engineering, Kidnetik Corp., Oklahoma City, Oklahoma. Child Restraint System research, design, prototyping, testing and manufacture. Standards review. '04-present.

Consulting Mechanical Engineer / President, Munsell Consulting Services, Norman, Oklahoma. Failure analysis. Standards testing. Design evaluation. Industrial accident investigation. Original product design and manufacture. Developed governing differential equations to model root dynamic causes of observed failure patterns. Research ASTM, ANSI, NFPA, and OSHA standards. '98-present.

Director of Engineering, EMTEC, Oklahoma City, Oklahoma. Failure analysis. Product design. Standards testing. Design evaluation. Full scale car-car as well as sled crash testing with full instrumentation of car and dummies. Child restraint system analysis. Research CFR, ANSI, FMVSS, and OSHA standards. '02- '04.

Consulting Mechanical Engineer, Associated Metallurgists, Inc., Norman, Oklahoma. Failure analysis. Standards testing. Design evaluation. Industrial accident investigation. Researched ASTM, ANSI, NFPA, and OSHA standards. '93-'98.

Quality Engineer, Acting Safety Manager, Lowrance Electronics, Inc., Tulsa, Oklahoma. Directed failure analysis program for all

intermediate and final product assemblies. Directed environmental testing for all intermediate and final product assemblies. Created component inspection programs. Designed and fabricated test equipment. Supervised compliance with OSHA safety standards. Taught hazard communication classes for all Lowrance employees. '92-'93.

Engineer, Associated Metallurgists, Inc., Norman, Oklahoma. Developed governing differential equations to model observed fluid flow and heat transfer phenomena, and subsequently solved with numerical techniques. Researched ASTM, ANSI, NFPA, and OSHA standards. '91-'92.

REGISTERED PROFESSIONAL ENGINEER: OK # 18494

PATENTS: [REDACTED]

PAST PROFESSIONAL AFFILIATIONS:

American Society of Mechanical Engineers
Society of Automotive Engineers
American Society of Quality Control
Pi Tau Sigma (vice president, mech. engr. honorary)

CONSULTING TO THE LEGAL PROFESSION (partial list):

Abel, Musser, Sokolosky & Associates - OKC
Holloway, Dobson, Hudson & Bachman - OKC
Merritt, & Rooney - OKC
Kyle Georke - Watonga, OK
Huckaby, Fleming, Frailey, & Chaffin - OKC
Manners and Goolsby - OKC
Fishl, Culp, McMillin, Chaffin & Bahner- Ardmore, OK
Clausen Miller, P. C. - Chicago, Ill
Burch & George - OKC, OK
The Stipe Firm - McAlester, OK & Tulsa, OK
Robert Stormont - OKC, OK
Tawwater & Slama- OKC
The West Law Firm - Shawnee, OK
Durbin, Larimore, & Bialick - OKC
Boettcher and Ryan - Ponca City, Tulsa, and OKC, OK
Oklahoma Legal Services - OKC
Mark Matthews - OKC
Gary B. Homsey & Associates - OKC
Speck, Easter & Hayden - OKC
Dan Markoff - OKC, OK
James Ikard - OKC, OK
Jay Bice - Lake Charles, LA
Miller, Dollarhide, Dawson & Shaw - OKC
Foshee, Yaffe, Prochaska, Manger, Suttle, & Powell - OKC, OK

Boswell, Tucker & Brewster - Bryant, AR
Nolan, Caddell & Reynolds, P.A. - Fort Smith, AR
Corley & Ganem - Tulsa, OK
Huckabay, Munson, Rowlett & Tilley, P.A. - Little Rock, AR
Bill Nunn - Stigler, OK
Mike Parks - McAlester, OK
Chris Harper - Edmond, OK
Mark Shores - OKC
Jim Loftis - Norman, OK
Ryan Bisher Ryan, - OKC

CONSULTING TO THE INSURANCE INDUSTRY:

Graham Miller International - New York, NY
Continental Insurance Co. - OKC
Johnson Claim Services - Moore, OK
State Farm Insurance - Norman, OK
CNA Insurance - Nashville, TN
Fireman's Fund - OKC
Bituminous Insurance Companies - OKC
EBI Companies - Tulsa, OK
Wausau Nationwide Insurance Group - Irving, TX
Farm Bureau Insurance - McAlester and OKC, OK
Traveler's Insurance - Detroit, MI
AASI - OKC
Royal & SunAlliance - Dallas, TX

CONSULTING TO GENERAL INDUSTRY:

Oil Tool Rentals, Inc. - Enid, OK
Coors Technical Ceramics - Norman, OK
York International - Norman, OK
Cherokee Trailers - OKC, OK
Moseley Engineering and Consulting - OKC, OK
Inalfa roof systems - OKC, OK
Nomaco, - OKC, OK
Bar-S foods - Altus, OK
Zahl Ford Inc. - OKC, OK



U.S. Department
of Transportation

National Highway
Traffic Safety
Administration

DOT Auto Safety Hotline
Vehicle Owner's Questionnaire
To Report Vehicle Safety Defects
1-888-DASH-2-DOT
(1-888-327-4236)
INTERNET: www.nhtsa.dot.gov/hotline

FOR AGENCY USE ONLY 100148

Date Received

08-JUN-2006

Repository ☐

Reference No.
10159302

OWNER INFORMATION (Type or Print)

Name

Address

City

OKLAHOMA CITY

State OK

Zip Code

Daytime Telephone Number

E-mail Address

Evening Telephone Number

Do you authorize NHTSA to provide a copy of this report to the manufacturer of your vehicle? ☐ YES ☒ NO
In the absence of an authorization, NHTSA WILL NOT provide your name or address to the vehicle manufacturer.
Signature of Owner _____ Date 6/13/06

VEHICLE INFORMATION

17 digit Vehicle Identification Number Located at bottom of windshield on driver's side
JTDKB20U4 _____

Make
TOYOTA

Model
PRIUS

Model Year
2004

Date Purchased

Dealer's Name and Telephone Number

405-721-1911

Engine:

No: Cylinders 4

Fuel Type:
Other

Original Owner

☒

Dealer's City

OKlahoma City

State

Zip Code

OK

Transmission Type

☒

Antilock Brakes

Powertrain

Vehicle Component Code

AUTOMATIC

☒

Cruise Control

FRONT WHEEL DRIVE

140000 AIR BAGS

Multiple Failure: 1

FAILED COMPONENT(S)/PART(S) INFORMATION

Incident Date(s)
07-JUN-2006

Failure Mileage
30000

Failure Speed
20

ERROR

35 to 40 M.P.H. Chw
20 to 25 Prius

ADDITIONAL ITEMS TO BE COMPLETED WHEN REPORTING A TIRE FAILURE

Tire Make

Tire Model (Name or Number)

Tire Size (Example P215/65R15)

DOT No. (Example: DOTM19ABC036)

☐ Original Equipment
☐ Prior Repair

Failure Location:

Tire Component Code

Tire Failure Type

ADDITIONAL ITEMS TO BE COMPLETED WHEN REPORTING A CHILD SEAT FAILURE

Make:

Date Manufactured:

Model No./Name:

Seat Type:

Installation System:

Child Seat Component Code:

Failed Part:

APPLICABLE INCIDENT INFORMATION

(Please describe in detail the incident(s), failure(s), crash(es), and injury(ies).)

Crash

☒ Yes ☐ No

Fire

☐ Yes ☒ No

Number of Persons Injured

1

Number of Deaths

Reported to Police

Y

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

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).

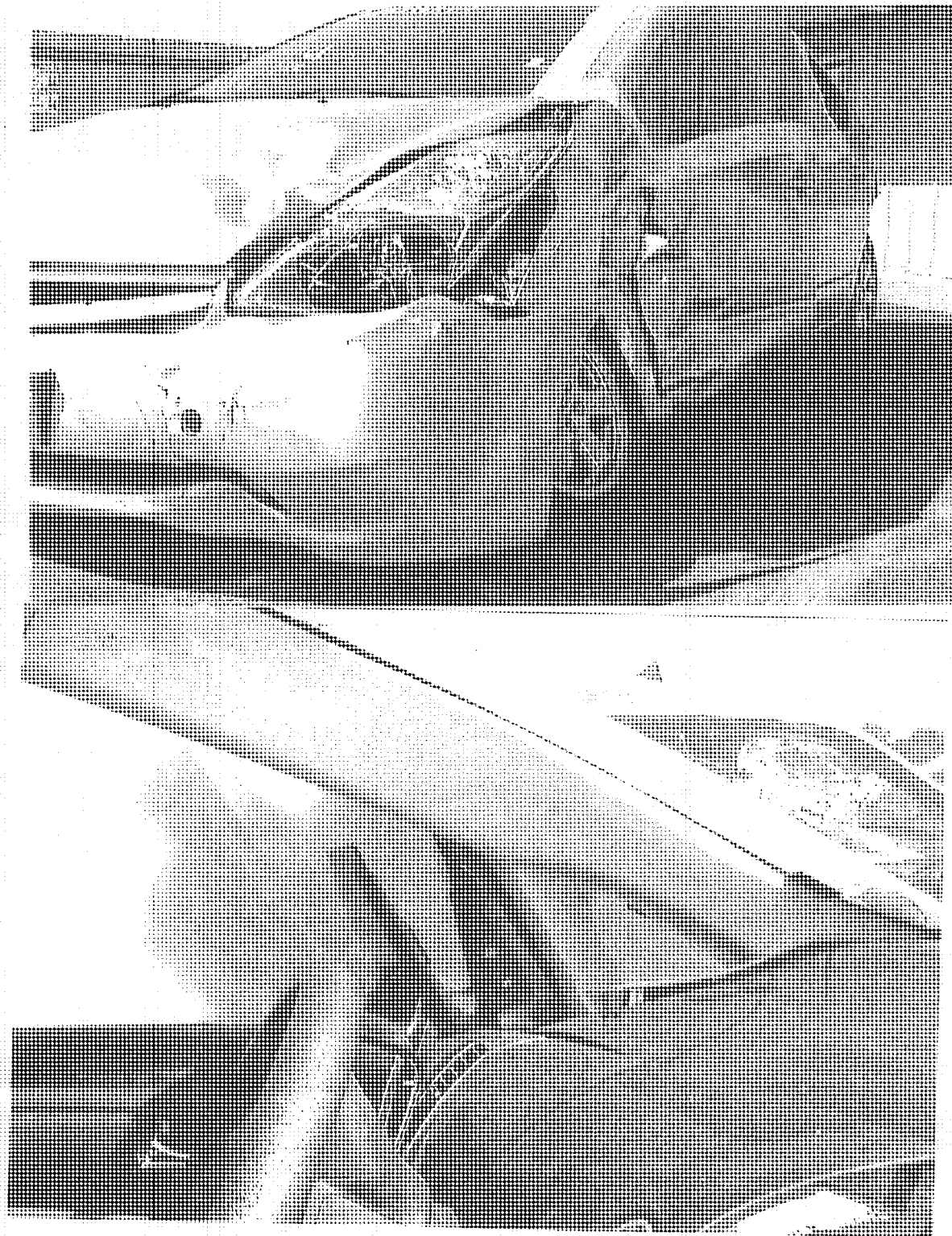
DT*: THE CONTACT STATED WHILE DRIVING 20MPH CROSSING AN INTERSECTION THE CONTACT WAS T-BONED AND HIT ANOTHER VEHICLE.
REASON: NONE OF THE AIR BAGS DEPLOYED. THE DRIVER SUSTAINED VARIOUS INJURIES. THE VEHICLE WAS TOTALED. THERE WAS A
POLICE REPORT FILED AT THE SCENE.

Include, if available: Police/Fire Department Report, Photos, and Repair Invoice.

ATTACH ADDITIONAL SHEETS IF NECESSARY

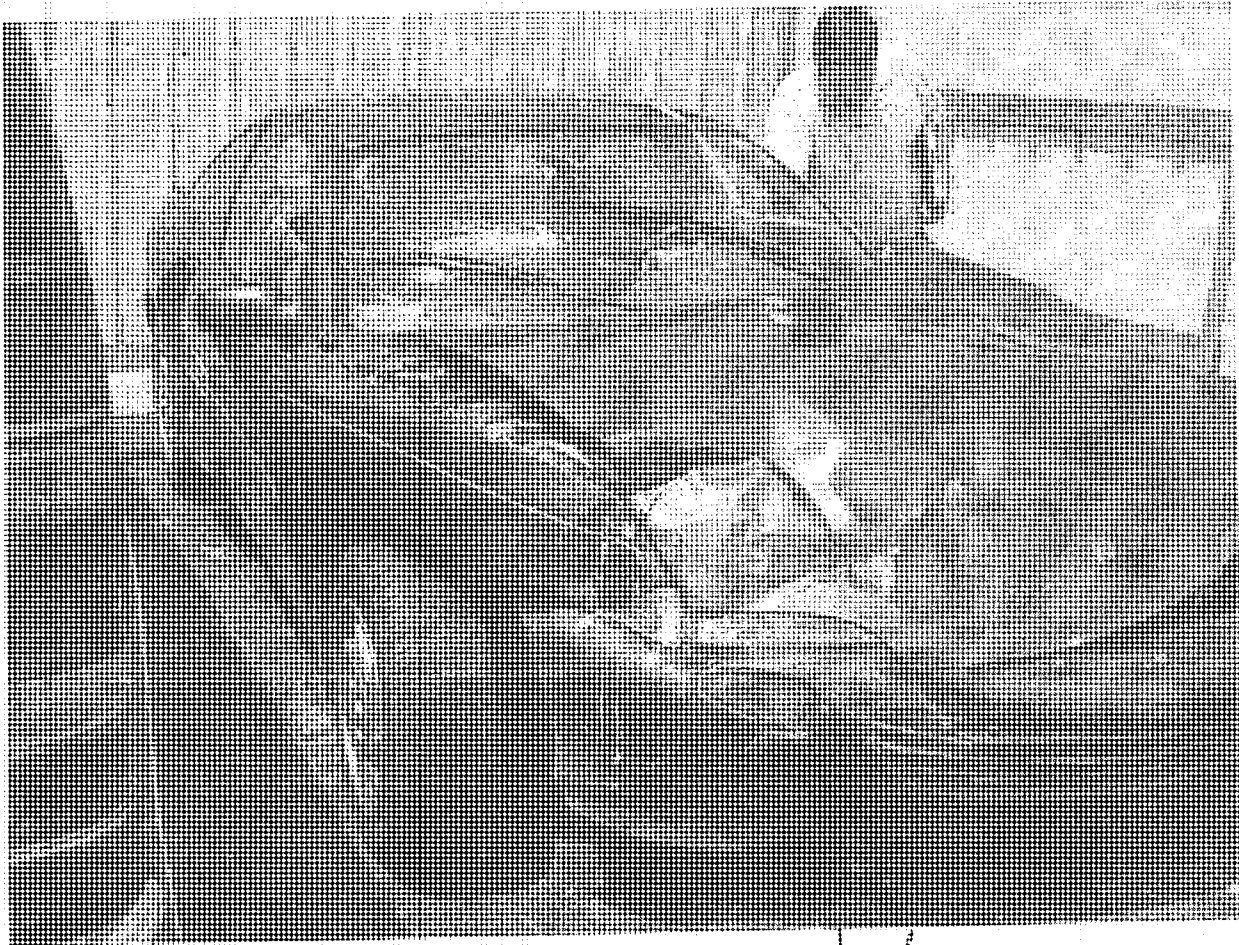
The Privacy Act of 1974-Public Law 93-579 This information is requested pursuant to authority vested in the National Highway Traffic Safety Act and subsequent amendments. You are under no obligation to respond to this questionnaire. Your response may be used to assist the NHTSA in determining whether 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.







CL 100-161



Chevrolet