

[REDACTED]

DIPLOMATE, AMERICAN BOARD:
NEUROLOGICAL SURGERY
PAIN MEDICINE

CL-10319813-7116

2010 MAR 10 PM 3:04

February 26, 2010

National Highway Traffic Safety Administration
1200 New Jersey Avenue, SE
West Building
Washington, DC 20590

Dear Sirs:

In view of the recent national attention provided to Toyota brake problems, I would like to also report to you a similar situation on my BMW 750Li.

On 12/21/09, while driving the vehicle (with only 76,000 miles on it), and while bringing my son from the Orlando Airport home for the holidays, I experienced complete loss of the braking system.

I was fortunately able to use manual transmission and downshift to first gear, to avoid a catastrophic outcome and possible death on the highway.

Interestingly the car had been service by a local dealer only three weeks earlier with no reported malfunction in the brake system or otherwise.

Even at the time of the incident of complete brake failure, there was no warning on the electronic dashboard to suggest any malfunction of the engine, brake fluid, front brakes, etc. All actually had reported "O.K."

Attached please find a description of the repairs by the dealer.

I had contacted the BMW of North America in New Jersey shortly after the incident.

I was provided an explanation by a Mr. Lul (phone #201-263-8237) that obviously indicated ignorance as to what the problem was or an intentional attempt at misleading. He suggested that at 76,000 miles, "such things are not unexpected"!

If indeed a BMW with only 76,000 miles is expected to experience complete sudden brake failure, perhaps such information should be shared with any prospective buyer of the vehicle and declared in advance of any sales.


[REDACTED] FLORIDA [REDACTED]
TELEPHONE: [REDACTED] • FAX: [REDACTED]
[REDACTED]

ET
031210
TRW

RE: BMW 750Li
Page Two
DATE: 2/26/10

Thank you for looking into the matter.

Sincerely,



FM/cmt

cc: Consumer Reports
Consumers Union of U.S., Inc.
P.O. Box 2101/Harlan, IA 51593-0290
Edmunds



The Imported Car Store

1432 S. Harbor City Blvd. (321) 727-3788

MELBOURNE, FLORIDA 32901

BMW

VOLVO

STATE OF FLORIDA REGISTRATION # MV09739

SERVICE INVOICE



0301IBMCS167050

CELL: [REDACTED]

CUSTOMER NO. 42275	ADVISOR JAMISON	46712	TAG NO. 95	INVOICE DATE 12/23/09	INVOICE NO. BMCS167050
[REDACTED]	LABOR RATE	LICENSE NO. [REDACTED]	MILEAGE 76,526	COLOR TITAN GRAY/	STOCK NO.
MERRITT ISLAND, FL	YEAR / MAKE / MODEL 06/BMW/750LI/4DR			DELIVERY DATE 12/14/05	DELIVERY MILES 5
[REDACTED]	VEHICLE I.D. NO. W B A H N 8 3 5 0 6 D			SELLING DEALER NO. 48600	PRODUCTION DATE 11/01/05
[REDACTED]	F.T.E. NO.	P.O. NO.		R.O. DATE 12/22/09	
RESIDENCE PHONE [REDACTED]	BUSINESS PHONE [REDACTED]	COMMENTS			

MO: 76528

LABOR & PARTS
 # 1 34BMZ BRAKES UNITS: 8.00 TECH(S): 44132 920.00

CUSTOMER STATES BRAKES WILL NOT ENGAGE WHEN APPLIED. NEEDED TO DRIVE CAR IN A LOW GEAR TO BE ABLE TO STOP. NO WARNING LIGHTS ILLUMINATED.
 (ADVISE)
 VACUUM PUMP LEAKED OIL INTO VACUUM SUPPLY HOSE TO BRAKE BOOSTER CAUSING BOOSTER TO FAIL.
 VERIFIED, INSPECT VACUUM SUPPLY TO BOOSTER, FOUND OIL CONTAMINATION, VACUUM SUPPLY OK, BOOSTER HAS FAILED. SUPPLIED ESTIMATE TO REPLACE LEAKING VACUUM PUMP, SUPPLY HOSE, BRAKE BOOSTER AND PERFORM BLEEDING PROCEDURE. N/S REPLACED THE BRAKE BOOSTER, VACUUM PUMP AND HOSE, PERFORMED BLEEDING PROCEDURE, TEST DROVE, ALL OK.

SHOP SUPPLIES AND HAZARDOUS WASTE DISPOSAL CHARGES

This charge represents costs and profits to the motor vehicle repair facility for items such as miscellaneous shop supplies and/or waste disposal. [s.559.904(4)]

The State of Florida requires a \$1.00 fee to be collected for each new tire sold in the state [s.403.718], and a \$1.50 fee to be collected for each new or remanufactured battery sold in the state [s.403.7185].

NOTE: You will be notified upon completion of any diagnostic work necessary to estimate the cost of repair, or if the actual charges will exceed the written estimate, including any additional authorized charges, by \$10 or 10%; whichever is greater, not to exceed \$50. If you are so notified, you may orally or in writing authorize, modify or cancel the order for repair.

STORAGE CHARGES: No storage charges shall accrue or be due and payable for a period of 3 working days from the date you are notified that the work on your vehicle has been completed. After that date, the daily charge for storage of your vehicle will be \$ 10.00

LIMITED WARRANTY: The only warranties applying to the part(s) installed in accordance with this estimate are those that may be offered by the manufacturer. The seller hereby expressly disclaims all warranties, either express or implied, including any implied warranty of merchantability or fitness for a particular purpose, and neither assumes nor authorizes any other person to assume for it any liability in connection with the sale of products or service sold under the terms of this estimate. Parts and labor are guaranteed for 90 days or 4,000 miles, whichever comes first. Seller does not guarantee that the work performed in accordance with this estimate will correct any problem specified on the description of the complaint.

CANCELLATION OF REPAIR: In the event the customer cancels the repair work, the vehicle shall be reassembled to a condition reasonably similar as when received unless the customer waives reassembly or the reassembled vehicle would be unsafe. The repair shop may charge for the cost of teardown, the cost of parts and labor to replace items destroyed by teardown and the cost to reassemble the vehicle.

PARTS	QTY	FP-NUMBER	DESCRIPTION	UNIT PRICE	
JOB # 1	1	34-32-6-779-736	BRAKE SERVO UNIT	664.13	664.13
JOB # 1	1	34-33-6-753-979	SEAL, BRAKE BOOSTER	4.55	4.55
JOB # 1	2	07-11-9-904-295	SELF-LOCKING COLLAR	0.54	1.08
JOB # 1	1	34-33-6-756-201	VACUUM PIPE	63.22	63.22
JOB # 1	1	11-66-7-545-384	VACUUM PUMP	464.49	464.49
JOB # 1	1	82220	BRAKE KLEEN	3.94	3.94
JOB # 1	2	H-CLAMP		2.50	5.00
JOB # 1	2	81-22-0-142-156	BRAKE FLUID	5.72	11.44
				JOB # 1 TOTAL PARTS	1217.85
				JOB # 1 TOTAL LABOR & PARTS	2137.85

G.O.G. & SUPPLIES			
JOB # 1	FREIGHT (PARTS)		73.19
TOTAL - GOG			73.19

MISC	CODE	DESCRIPTION	CONTROL NO	
JOB # 1	09	CAR CLUB PARTS DISCOUNT		-121.79
JOB # 1	10	CAR CLUB LABOR DISCOUNT		-92.00
TOTAL - MISC				-213.79

ESTIMATE
 CUSTOMER HEREBY ACKNOWLEDGES RECEIVING ORIGINAL ESTIMATE OF \$2113.00 (+TAX)
 COMMENTS
 SHUTTLE

ALL PARTS NEW UNLESS OTHERWISE INDICATED.



MELBOURNE, FLORIDA

ORLANDO FL 328

04 MAR 10PM '71



National Highway Traffic Safety
Administration
1200 New Jersey Avenue, SE
West Building
Washington, DC 20590

