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INFORMATION Redacted PURSUANT TO THE FREEDOM OF INFORMATION ACT (FOIA), 5 U.S.C. 552(B)(6)

* ALSO ADMITTED IN FLORIDA
* ALSO ADMITTED IN NEW JERSEY

February 11, 2010

U.S. Department of Transportation
1200 New Jersey Ave., SE
Washington, DC 20590

Re: Estate of [REDACTED] Module Interrogation by Bosch

Gentlemen:

This is to advise we are the attorneys representing the Estate of [REDACTED] who died in a fatal automobile accident driving a 2007 Ford Focus which was equipped with a black box. We have been attempting to get Bosch, the manufacturer of the black box, to download the RCM and have been unable to do so.

On July 8, 2009 we were informed by one of the attorneys for Ford Motor Company, that they were in contact with Bosch regarding the download of the RCM information and were advised that there is no way to download this particular model in the United States and Bosch would have to forward the unit to Germany to download the information. We were also informed on or about October 5, 2009 that Bosch had developed a plan to complete the data download from the RCM on site at a Bosch facility in the Detroit metro area some time during the week of October 19th. It wasn't until December 11, 2009 when our expert, James Fash, Ph.D., met with the Bosch Senior Legal Specialist, Bosch Senior Quality Engineer, Bosch Software Manager and Ford Representative to download the information. The outcome of the meeting was that the data as downloaded is in unreadable computer form. The next step is for Bosch to convert this data into a report. The estimated time to complete this was two weeks.

As of today's date we do not have any information. We believe the "black box" manufactured by Bosch is a fraud on the American people. We believe that the "black box" does not maintain the information and that Bosch has sold the American public and auto industry a bill of goods. Why should it take almost a year for them to provide that information? To date, they have not provided the information and continue not to provide that information.

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This office hired James Fash, Ph.D., an expert to be present when the information was downloaded and review same and he has been stonewalled. Should you so desire, you may contact Mr. Fash at Fash Research & Engineering LLC, jfash@att.net, or (734) 276-3536. This information is being made available to you just in case others have been placed in this position and hopefully cause an investigation of this matter.

Very truly yours,

SOMER & HELLER LLP



Stanley J. Somer

SJS:sn


cc: Ralph Nader
P.O. Box 19312
Washington, D.C. 20036

Consumer Reports
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