

MERRITT, FLEBOTTE, WILSON, WEBB & CARUSO, PLLC

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

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MAY 02 2011

Charles A. Kinney

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April 25, 2011

U.S. Department of Transportation
National Highway Traffic Safety Administration
Office of Defects Investigation (VNS-210)
1200 New Jersey Avenue, SE
West Building
Washington, D.C. 20590

Re: [REDACTED]
2001 BMW 325i Recall
VIN# WBAAV33471F [REDACTED]
Our File No.: 272144

Dear Sir or Madam:

I am again writing on behalf on [REDACTED] I contacted your company by letter dated February 18, 2011. That letter requested a response from your company. As of today's date, we have not received a response from your company. [REDACTED] purchased a 2001 BMW 325i, VIN# WBAAV33471F [REDACTED] in April 2009. According to your company's website, a recall of this vehicle was issued on June 15, 2001, and May 10, 2002; recall campaign numbers 01V206000 and 02V13800, respectively. [REDACTED] filled out the vehicle owner's questionnaire and it was submitted with my previous letter.

According to [REDACTED] when the car reached 140,000 miles, it began running unusually loud while driving at 45 m.p.h. In addition, the vehicle began making an intermittent beeping sound.

[REDACTED] received an invoice from BMW of Columbia (South Carolina) that states the previous owner, [REDACTED] got the car checked for the A/C blowing hot air. The inspection discovered that the A/C evaporator needed to be replaced, but the invoice shows that the customer refused to have the evaporator replaced.

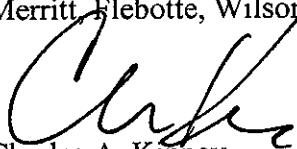
[REDACTED] would like to exercise the rights regarding the vehicle recall for this model and have the necessary repairs done. According to your company's website, the engine auxiliary cooling fan might fail, resulting in overheating, and could possibly catch on fire. Obviously, this could be an extremely dangerous condition if not remedied.

Please contact me, in writing, at my firm's address above within twenty (20) days regarding the status of the recall and if any further information is needed from [REDACTED] to process their claim.

Thank you in advance for your prompt attention to this matter.

Very truly yours,

Merritt, Flebotte, Wilson, Webb & Caruso, PLLC



Charles A. Kinney

cc: [REDACTED]

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