



U.S. Department
of Transportation
**National Highway
Traffic Safety
Administration**

1200 New Jersey Avenue SE.
Washington, DC 20590

May 4, 2011

Mr. Charles A. Kinney
Merritt, Flebotte, Wilson, Webb & Caruso, PLLC
Attorneys and Counselors at Law
P.O. Box 11879
Columbia, SC 29211

NVS-216 nam
Ref. No. 10387688

Dear Mr. Kinney:

Thank you for your correspondence on behalf of your clients, [REDACTED] concerning a model year (MY) 2001 BMW 325i vehicle. Your letter was received by the National Highway Traffic Safety Administration's (NHTSA) Office of Defects Investigation.

NHTSA is the Federal agency responsible for improving safety on our Nation's highways. We are authorized to order manufacturers to recall and repair vehicles or motor vehicle equipment when our investigations indicate that they contain safety defects in their design, construction, or performance. We also monitor the adequacy of manufacturers' recall campaigns. In order for the agency to initiate an investigation, we look carefully at the body of consumer complaints and other available data to determine whether a defect may exist. We cannot act on isolated problems or resolve disputes between individual owners, dealers, or manufacturers.

We appreciate the report you provided on behalf of your clients. Reports from motorists are a very important source of information for us. In your letter you state that while driving at approximately 45 miles per hour your client's MY 2001 BMW 325i vehicle would run unusually loud and intermittently make a beeping sound. You checked the NHTSA web site and found two recalls that may apply to their vehicle involving a defective engine auxiliary cooling fan (NHTSA Safety Recall Campaign Nos. 01V-206 and 02V-138). In addition, the vehicle's previous owner reported that the A/C evaporator failed but they declined to have it repaired. You are requesting the status of the recalls and if any further action are needed from [REDACTED] to process their claim.

We contacted BMW of Columbia on your behalf to determine the status of the recalls. They advised that there are no open recalls on [REDACTED] MY 2001 BMW 325i. All recalls, including NHTSA Safety Recall Campaign Nos. 01V-206 and 02V-138, have been completed at this time. We recommend your clients schedule an appointment with a local BMW dealership to receive the complete recall and warranty history of their vehicle.

Page 2

Mr. Charles A. Kinney

A brochure explaining the investigation process is enclosed for their information or they may visit our web site at www-odi.nhtsa.dot.gov/recalls/recallprocess.cfm. The information you provided on their behalf has been entered into our database. It will be considered with future reports to identify any safety defect trends that may require our attention.

Should they encounter a safety-related problem with a motor vehicle or motor vehicle equipment in the future, we would appreciate it if they would complete an electronic Vehicle Owner's Questionnaire online at www.nhtsa.dot.gov/ivoq or call the Auto Safety Hotline at 1-888-327-4236. Also, a summary listing of vehicle owners' complaints, safety recalls, manufacturers' service bulletins, etc., can be obtained at www.nhtsa.dot.gov/cars/problems.

Sincerely,

A handwritten signature in cursive script that reads "Randy Reid".

Randy Reid, Chief
Correspondence Research Division
Office of Defects Investigation
Enforcement

Enclosure