


# INFORMATION Redacted PURSUANT TO THE FREEDOM OF

## INFORMATION ACT (FOIA), 5 U.S.C. 552(B)(6)

Form Approved: O.M.B. No. 2127-0068

 <p>U.S. Department of Transportation National Highway Traffic Safety Administration</p>		<p>DOT Auto Safety Hotline <b>Vehicle Owner's Questionnaire</b> To Report Vehicle Safety Defects 1-888-DASH-2-DOT (1-888-327-4236) INTERNET:www.nhtsa.dot.gov/hotline</p>		<p>FOR AGENCY USE ONLY 100148</p>	
<p>Date Received 19-OCT-2011 <i>OCT 31 2011</i></p>		<p>Repository <input type="checkbox"/></p>			
<p>Reference No. 10430777</p>		<p>Daytime Telephone Number [Redacted]</p>			
<p>Evening Telephone Number [Redacted]</p>		<p>E-mail Address [Redacted]</p>			
<p><b>OWNER INFORMATION (Type or Print)</b></p>					
<p>Name [Redacted]</p>					
<p>Address [Redacted]</p>					
<p>City VESTAL</p>		<p>State NY</p>		<p>Zip Code [Redacted]</p>	
<p>The information you provide will be used to identify potential safety-related defects. We may share your information with the applicable vehicle manufacturer during an investigation or recall in accordance with the routine uses described in the agency's Privacy Act notice. See 49 FR 53971 (Sep. 3, 2004).</p>					
<p align="center"><b>VEHICLE INFORMATION</b></p>					
<p>17 digit Vehicle Identification Number Located at bottom of windshield on driver's side WBAPL5C5XBA [Redacted]</p>		<p>Make BMW</p>		<p>Model 335XI</p>	<p>Model Year 2011</p>
<p>Date Purchased 8/26/11</p>	<p>Dealer's Name and Telephone Number New Motors 1(814) 868-4805</p>			<p>Engine: No: Cylinders 6</p>	<p>Fuel Type: gas</p>
<p>Original Owner <input type="checkbox"/></p>	<p>Dealer's City Erie</p>		<p>State PA</p>	<p>Zip Code 16509</p>	
<p>Transmission Type Auto</p>	<p><input checked="" type="checkbox"/> Antilock Brakes <input checked="" type="checkbox"/> Cruise Control</p>	<p>Powertrain 3.0L I6 Turbocharged AWD</p>	<p>Multiple Failure: three episodes, unintended acceleration</p>		<p>Incident Date(s) 06-SEP-2011</p>
<p align="center"><b>FAILED COMPONENT(S)/PART(S) INFORMATION</b></p>					
<p>Vehicle Component Codes: 100000 POWER TRAIN, 180000 VEHICLE SPEED CONTROL</p>				<p>Failure Mileage 9300</p>	<p>Failure Speed Zero</p>
<p align="center"><b>ADDITIONAL ITEMS TO BE COMPLETED WHEN REPORTING A TIRE FAILURE</b></p>					
<p>Tire Make</p>		<p>Tire Model (Name or Number)</p>		<p>Tire Size (Example P215/65R15)</p>	
<p>DOT No. (Example: DOTM19ABC036)</p>		<p><input type="checkbox"/> Original Equipment <input type="checkbox"/> Prior Repair</p>	<p>Failure Location:</p>		
<p>Tire Component Code</p>				<p>Tire Failure Type:</p>	
<p align="center"><b>ADDITIONAL ITEMS TO BE COMPLETED WHEN REPORTING A CHILD SEAT FAILURE</b></p>					
<p>Make:</p>		<p>Date Manufactured:</p>		<p>Model No./Name:</p>	
<p>Seat Type:</p>		<p>Installation System:</p>			
<p>Child Seat Component Code:</p>		<p>Failed Part:</p>			
<p align="center"><b>APPLICABLE INCIDENT INFORMATION</b></p>					
<p align="center"><i>(Please describe in detail the incident(s), failure(s), crash(es), and injury(ies).)</i></p>					
<p>Crash <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>Fire <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No</p>	<p>Number of Persons Injured</p>	<p>Number of Deaths</p>	<p>Reported to Police N</p>	
<p><b>Narrative Description of Incident(s), Crash(es), and Injury(ies).</b> 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).</p>					
<p>TL* THE CONTACT OWNS A 2011 BMW 335XI. THE CONTACT STATED WHILE THE BRAKES WERE DEPRESSED THE RPM'S INCREASED, AS IF IT WAS GOING TO SURGE FORWARD. THE FAILURE OCCURRED THREE TIMES. THE VEHICLE WAS TOWED TO THE DEALER. THE MANUFACTURER WAS NOTIFIED, BUT THE VEHICLE WAS NOT REPAIRED. THE FAILURE MILEAGE WAS 9,300 AND THE CURRENT MILEAGE WAS 9,780.</p> <p>On three occasions, while the car was in drive gear and at a FULL stop, the engine speed increased toward full throttle without touching or depressing the accelerator peddle. the mat was NOT the cause! It was NOT a driver error. <i>Record made</i></p>					
<p>Include, if available: Police/Fire Department Report, Photos, and Repair Invoice.</p>			<p align="right">ATTACH ADDITIONAL SHEETS IF NECESSARY</p>		
<p>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.</p>					