

CL-10461607-6125

NYS-200

JUN 12 2012

LAW OFFICES  
DAVID E. MARMELSTEIN

146 HIGH STREET  
ENFIELD, CONNECTICUT 06082

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June 5, 2012

**VIA CERTIFIED MAIL**  
**RRR # 7010 1060 0000 9571 8281**

National Owner Relations Department  
Attn: RECALL MANAGER  
Isuzu Motors America, LLC  
1400 So. Douglas Road-Suite 100  
Anaheim, CA 92806

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

RE: **NOTICE WITH LEGAL SIGNIFICANCE**  
In the matter of **Isuzu Rodeo Recall 10V-436** and  
[REDACTED] of Enfield, CT

Authority: National Traffic and Motor Vehicle Safety Act.  
Case No.: 11342007  
Our Client: Vehicle Owner-[REDACTED]  
MY: 2000  
Make & Model: Isuzu, Rodeo  
Our File No.: 12-6011.000

Dear Recall Manager:

Please be advised we have been retained by the above reference vehicle owner regarding CASE NO 11342007 and remedies regarding the recall of her vehicle.

On or about December 2011, our Client delivered her vehicle to Hoffman Isuzu located at 600 Connecticut Blvd, East Hartford, CT. 16108, pursuant to recall instruction for repair of the vehicle received from the manufacturer.

In January 2012, after inspection and testing by Hoffman, our client was advised the vehicle would not be repaired and was unsafe. As a result of this determination, Hoffman would no repair the vehicle and retained possession of the vehicle. When our Client requested return of the vehicle, the dealer refused to relinquish possession.

The dealer's representative did offer \$2,100. The resale value for this vehicle is \$5,261. The dealer has presented a "take it or leave it" offer while retaining possession of the vehicle. Despite repeated attempts and protests, this logjam continues.

Our client promptly report this claim through the Isuzu "recall hotline" telephone number provided but nothing further transpired.

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061212  
DW

Our Client is now confronted with considering formal legal action to resolve this claim. In the spirit of compromise, our client is requesting reimbursement of \$6,011, in settlement of this claim. This figure is calculated as follows:

1.	FMV	\$5,261
2.	Legal Fees	<u>\$ 750</u>
	TOTAL	<u>\$6,011</u>

Please make your check payable to David E. Marmelstein, as Attorney for [REDACTED] and forward any additional documentation for execution by our client. In the event this claim is not resolved by 5:00 PM on Thursday, June 14, 2012, our client will be compelled to file a formal lawsuit. There will be no further notice.

In the event a lawsuit must be filed by our client the ultimate recoverable damages will be more than this offer to compromise. Further, Connecticut's Unfair Trade Practices Act ("CUTPA") (Connecticut General Statute 42-110g) provides for additional damages to the consumer.

Our client has authorized the undersigned to pursue any and all causes of action and damages available either in law or equity to remedy the above.

Your immediate attention is necessary to avoid further legal action.

Very truly yours,  
**LAW OFFICE OF  
DAVID E. MARMELSTEIN**

*David E. Marmelstein*  
David E. Marmelstein

cc.

**REGISTERED AGENT FOR ISUZU**  
C T CORPORATION SYSTEM  
ONE CORPORATE CENTER  
HARTFORD, CT, 06103-3220

**VIA CERTIFIED MAIL**

**RRR # 7010 1060 0000 9571 8274**

General Manager  
Hoffman Ford/Isuzu  
600 Connecticut Blvd  
East Hartford, CT. 16108

**REGISTERED AGENT FOR HOFFMAN**

I. BRADLEY HOFFMAN  
630 CONNECTICUT BLVD  
EAST HARTFORD, CT, 06108

**The Hon. David L. Strickland, Administrator**

National Highway Traffic Safety Administration  
ATTN: Automobile Recall Division  
Isuzu Rodeo Recall 10V-436  
1200 New Jersey Avenue, S.E.  
West Building  
Washington, DC 20590

LAW OFFICES  
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