

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



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

**Vehicle Owner's Questionnaire**  
To Report Vehicle Safety Defects  
1-888-DASH-2-DOT  
(1-888-327-4236)  
INTERNET: www.nhtsa.dot.gov/hotline

DOT Auto Safety Hotline

FOR AGENCY USE ONLY 100148

Date Received <i>AUG 23 2012</i> <small>23-JUL-2012</small>	Repository <input type="checkbox"/>
Reference No. 10467025	

**OWNER INFORMATION (Type or Print)**

Name	Daytime Telephone Number	E-mail Address
Address		
City MENAMONIE	State WI	Zip Code
Evening Telephone Number		

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).

**VEHICLE INFORMATION**

17 digit Vehicle Identification Number Located at bottom of windshield on driver's side <i>1GCDC14Z6KE</i>	Make FORD	Model BRONCO II	Model Year 1986
Date Purchased <i>3-1-1997</i>	Dealer's Name and Telephone Number <i>Private Owner</i>	Engine: <i>3.9L</i> No: Cylinders <i>6</i>	Fuel Type: <i>Gas</i>
Original Owner <input type="checkbox"/>	Dealer's City <i>NA</i>	State <i>WI</i>	Zip Code <i>54751</i>
Transmission Type	<input checked="" type="checkbox"/> Antilock Brakes <input type="checkbox"/> Cruise Control	Powertrain <i>4 speed over Drive 4x4</i>	Multiple Failure: Incident Date(s) 19-OCT-2010

**FAILED COMPONENT(S)/PART(S) INFORMATION**

Vehicle Component Codes: 190000 TIRES, 190000 TIRES, 191000 TIRES: TREAD/BELT	Failure Mileage 228000	Failure Speed 60
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**ADDITIONAL ITEMS TO BE COMPLETED WHEN REPORTING A TIRE FAILURE**

Tire Make HERCULES	Tire Model (Name or Number) <i>Terra Track Touring</i>	Tire Size (Example P215/65R15) P235/75R15
DOT No. (Example: DOTM19ABC036) 3DHLHNG406D13L	<input type="checkbox"/> Original Equipment <input type="checkbox"/> Prior Repair	Failure Location: DRIVER SIDE REAR
Tire Component Code 190000 TIRES	Tire Failure Type: BLOWOUT <i>Tread Separation</i>	

**ADDITIONAL ITEMS TO BE COMPLETED WHEN REPORTING A CHILD SEAT FAILURE**

Make:	Date Manufactured:	Model No./Name:
Seat Type:	Installation System:	
Child Seat Component Code:	Failed Part:	

**APPLICABLE INCIDENT INFORMATION**

(Please describe in detail the incident(s), failure(s), crash(es), and injury(ies).)

Crash <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No	Fire <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Number of Persons Injured 1	Number of Deaths 0	Reported to Police Y
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**Narrative Description of Incident(S), Crash(es), and Injury(ies).**  
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).

TL\* THE CONTACT OWNS A 1986 FORD BRONCO II EQUIPPED WITH TERRA TRACK HERCULES TOURING TIRES, SIZE: P235 75/R15 MS. THE CONTACT STATED THAT WHILE TRAVELING 60 MPH THE VEHICLE STARTED TO SHAKE AND THE REAR DRIVER SIDE TIRE BLEW, CAUSING A ROLL OVER CRASH. THE CONTACT SUSTAINED A CONCUSSION FROM THE CRASH. THE VEHICLE WAS DESTROYED. A POLICE REPORT WAS FILED OF THE INCIDENT. THE CONTACT HAD NOT SPOKEN TO THE MANUFACTURER OF THE TIRES. THE FAILURE MILEAGE WAS 238,000. THE VIN WAS NOT AVAILABLE.

*The tire did not Blow Out. The Tread separated, and the tire was inflated! I contact the Cooper Tire Company and they told me the tire was made in 1996. I can not file a claim for Damages or Injury! Claim date ends Oct 1, 2012!*

Include, if available: Police/Fire Department Report, Photos, and Repair Invoice. ATTACH ADDITIONAL SHEETS IF NECESSARY

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 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.

PK2009

POLICE # 10-059467

ACCIDENT # 10-59467

GENERAL INFORMATION

<input checked="" type="checkbox"/> Reportable Accident	<input type="checkbox"/> On Emergency	<input type="checkbox"/> Amended	DOT Document Number <b>C6L3QRQ</b>		Document Override Number
Agency Accident Number <b>10-59467</b>			Police Number <b>10-059467</b>		
4 - Accident Date <b>10/19/2010</b>	5 - Time of Accident (Military Time) <b>1005</b>	6 - Total Units <b>01</b>	7 - Total Injured <b>01</b>	8 - Total Killed	
2 - County <b>DUNN - 17</b>		3 - Municipality <b>ELK MOUND - 04, TOWN</b>		11 - Accident Location <b>NON-INTERSECTION</b>	
14 - On Hwy No. <b>094</b>	14 - On Street Name	14 - Bus/Frnt/Rmp	15 - Est. Dist <b>500</b>	Ft/Mi <b>F</b>	15 - Hwy. Dir <b>EAST</b>
16 - Fr/At Hwy No. <b>H</b>	16 - From/At Street Name		16 - Business/Frontage/Ramp		
17 - Structure Type	17 - Structure Number	12 - Latitude		13 - Longitude	
80 - First Harmful Event <b>OVERTURN</b>			93 - Manner of Collision <b>NO COLLISION WITH MOTOR VEHICLE IN TRANSPORT</b>		
112 - Access Control <b>FULL CONTROL</b>	113 - Road Curvature <b>CURVE</b>	113 - Road Terrain <b>LEVEL/FLAT</b>	Surface Type <b>BLACKTOP (BITUMINOUS) - 2</b>		
115 - Traffic Way <b>DIVIDED-HIGHWAY-MEDIAN-STRIP-WITHOUT-TRAFFIC-BARRIER</b>					
117 - Relation To Roadway <b>ON-ROADWAY</b>					
114 - Light Condition <b>DAYLIGHT</b>		116 - Road Surface Condition <b>DRY</b>		118 - Weather <b>CLEAR</b>	
<input type="checkbox"/> Hit and Run	<input checked="" type="checkbox"/> Government Property	<input type="checkbox"/> Fire	<input checked="" type="checkbox"/> Photos Taken	<input type="checkbox"/> Trailer or Towed	
<input type="checkbox"/> Truck, Bus, or Hazardous Materials	<input type="checkbox"/> Load Spillage	<input type="checkbox"/> Construction Zone	<input type="checkbox"/> Names Exchanged		
101 <input checked="" type="checkbox"/> Supplemental Reports	102 <input type="checkbox"/> Witness Statements	103 <input type="checkbox"/> Measurements Taken		79 - E M S Number	

**Operator/Pedestrian**

Unit Status		81 - Most Harmful Event: Collision With <b>OVERTURN</b>		23 - Dir Of Travel <b>WEST</b>	24 - Speed Limit <b>65</b>
36 - Operating as Classified <b>D CLASS</b>		37 - Endorsements		35 <input type="checkbox"/> Operating Commercial Motor Vehicle	
29 - Driver's License Number [REDACTED]		30 - State <b>WI</b>	31 - Expiration Year <b>2017</b>	34 - On Duty Accident	
25 - Operator/Pedestrian Last Name [REDACTED]		25 - First Name [REDACTED]		25 - Middle Initial <b>J</b>	25 - Suffix
32 - Date Of Birth [REDACTED]		33 - Sex <b>MALE</b>			
26 - Address Street & Number [REDACTED]				26 - PO Box	
27 - City <b>MENOMONIE</b>		27 - State <b>WI</b>	27 - Zip Code [REDACTED]	28 - Telephone Number [REDACTED]	
39 - Seat Position <b>FRONT-SEAT-LEFT-SIDE-(MC/BIKE DRIVER, TRAIN CONDUCTOR)</b>			40 - Safety Equipment <b>SHOULDER-BELT-AND-LAP-BELT-USED</b>		
38 - Injury Severity <b>C - POSSIBLE INJURY</b>		41 - Airbag <b>NOT APPLICABLE</b>		42 - Ejected <b>NOT-EJECTED</b>	
		44 <input checked="" type="checkbox"/> Medical Transport			
43 - Trapped/Extricated <b>NOT-TRAPPED</b>		92 - Pedestrian Location		92 - Pedestrian Action	
119 - What Driver Was Doing <b>GOING-STRAIGHT</b>		120 - Traffic Control <b>NO-CONTROL</b>		62 - No. of Citations Issued	
64 - 1st Statute No.	64 - 2nd Statute No.	64 - 3rd Statute No.	64 - 4th Statute No.	64 - 5th Statute No.	
122 - Driver Factors <b>FAILURE-TO-HAVE-CONTROL</b>					
88 - Driver or Pedestrian Cond <b>APPEARED NORMAL</b>		89 - Substance Presence <b>UNKNOWN</b>			
90 - Alcohol Test <b>TEST NOT GIVEN</b>		90 - Alcohol Content		91 - Drug Test <b>TEST-NOT-GIVEN</b>	

OPERATOR/PEDESTRIAN 01

91 - Drugs Reported
124 - Highway Factors NOT-APPLICABLE

**Vehicle**

<b>VEHICLE 01</b>	21 - Unit Type <b>AUTOMOBILE</b>		Vehicle Type <b>PASSENGER-CAR</b>			22 - Total Occupants <b>1</b>
	56 - License Plate Number [REDACTED]		57 - Date Type [REDACTED]	58 - State <b>WI</b>	59 - Exp Year <b>2011</b>	55 - Vehicle Identification Number <b>1FMBU14T9GL</b>
	50 - Year <b>1986</b>	51 - Make <b>FORD</b>	52 - Model <b>BRONC</b>	53 - Body Style <b>UT</b>	54 - Color <b>BRO</b>	100 - Skidmarks to Impact (Ft)
	94 - Vehicle Damage <b>TOTAL (DAMAGE TO ALL AREAS)</b>					
	95 - Extent Of Damage <b>VERY-SEVERE</b>	96 <input checked="" type="checkbox"/> <b>Vehicle Towed Due To Damage</b>		97 - Vehicle Removed By <b>IRVINGTON GARAGE</b>		
	123 - Vehicle Factors <b>TIRES</b>					

**Vehicle Owner**

<b>VEH OWNER 01</b>	45 <input checked="" type="checkbox"/> <b>Vehicle Owner Same As Operator</b>					
	46 - Vehicle Owner Last Name [REDACTED]		46 - First Name [REDACTED]		46 - Middle Initial [REDACTED]	46 - Suffix [REDACTED]
	46 - Company Name					
	47 - Address Street & Number [REDACTED]				47 - PO Box	
	48 - City <b>MENOMONIE</b>			48 - State <b>WI</b>	48 - Zip Code [REDACTED]	49 - Telephone Number [REDACTED]

**Insurance**

<b>INS 01</b>	63 - Liability Insurance Company <b>PROGRESSIVE-CASUALTY-INS-CO</b>		60 <input type="checkbox"/> <b>Policy Holder Same As Owner</b>			
	61 - Policy Holder Last Name [REDACTED]		61 - Policy Holder First Name [REDACTED]			
	61 - Policy Holder Company					

**School Bus**

<b>BUS 01</b>	Bus Travelling to/from <input type="radio"/> <b>To</b> <input type="radio"/> <b>From</b>	School Name	Body Make	Seating Capacity
	School District Contracted With			

**Property**

Organization Type <b>GOVERNMENT</b>	84 - Property Owner Last Name	84 - First Name	84 - Middle Initial	84 - Suffix
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<b>PROPERTY OWNER 01</b>	84 - Company Name <b>DIVISION OF HIGHWAYS</b>		Government Property Type <b>FEDERAL/STATE</b>	
	85 - Address Street & Number <b>718 W CLAIREMONT AVE</b>		85 - PO Box	
	86 - City <b>EAU CLAIRE</b>	86 - State <b>WI</b>	86 - Zip Code <b>54701</b>	87 - Telephone Number <b>(715) 836-2891 EXT.</b>
	83 - Government Damage Tag Number			
	<b>Fixed Objects Struck</b>			
82 - Striking Unit <b>1</b>	82 - Object Struck <b>MEDIAN-BARRIER</b>	82 - Striking Unit <b>1</b>	82 - Object Struck <b>CULVERT</b>	
82 - Striking Unit	82 - Object Struck	82 - Striking Unit	82 - Object Struck	
82 - Striking Unit	82 - Object Struck	82 - Striking Unit	82 - Object Struck	

**Diagram and Narrative**

<b>DIAGRAM AND NARRATIVE</b>	105 - PHOTOS BY <b>SGT NEWTON</b>
	<p style="text-align: center;">MEDIAN</p> <p style="text-align: center;">194 WESTBOUND</p> <p style="text-align: center;">*** NOT TO SCALE ***</p>
UNIT ONE WESTBOUND IN RIGHT LANE. LEFT REAR RE-CAP TIRE CAME APART AND DRIVER LOST CONTROL. UNIT ONE SKIDDED OUT OF CONTROL AND ROLLED INTO MEDIAN COMING TO FINAL REST FACING EAST ON IT'S RIGHT SIDE. THE DRIVER CLIMBED OUT ON HIS OWN. NO OTHER VEHICLES INVOLVED.	

**Officer Information**

<b>OFFICER INFORMATION</b>	125 - Officer Last Name <b>ARRAS</b>	125 - First Name <b>D</b>	125 - Middle Initial	131 - Officer ID <b>2165</b>
	129 - Law Enforcement Agency No. <b>7406</b>	130 - Law Enforcement Agency Name <b>WISCONSIN STATE PATROL</b>		
	126 - Law Enforcement Agency Address Street & Number <b>5005 HWY 53 SOUTH</b>			
	127 - City <b>EAU CLAIRE</b>	127 - State <b>WI</b>	127 - Zip Code <b>547018846</b>	128 - Telephone Number <b>(715) 839-3800 EXT.</b>
	132 - Date Notified <b>10/19/2010</b>	133 - Time Notified (Military Time) <b>1008</b>	134 - Time Arrived (Military Time) <b>1013</b>	135 - Date Of Report <b>10/19/2010</b>
	Agency Accident Number <b>10-59467</b>	Police Number <b>10-059467</b>	19 - Special Study	
	18 - Agency Space			

July 12, 2012

CMRRR 91 7108 2133 3936 3985 9105 &  
Regular Mail

[REDACTED]  
Menomonie, WI [REDACTED]  
[REDACTED]

Re: Product Liability  
WGC File No. 428103

Dear [REDACTED]

Thank you for allowing our firm the opportunity to review the information relating to the incident that occurred on October 19, 2010. After review of the information provided and gathered throughout our investigation, Watts Guerra Craft LLP has regrettably determined that this is not a case on which we can provide assistance.

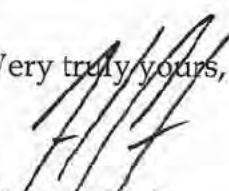
Our decision to decline representation does not mean that a viable case does not exist. Often, cases rejected by one firm will be accepted by another and the case is successfully prosecuted.

**Please be aware that if a lawsuit is not filed on or before October 10, 2013 any claims you may have will forever be barred by the applicable statute of limitations in Wisconsin.** Therefore, we encourage you to seek advice from another attorney immediately so that no deadlines are inadvertently missed.

Also, in a potential automotive product liability case such as this, it is crucial to preserve the subject tire and vehicle. You should take all steps necessary to do so.

Thank you again for considering our firm. I'm sorry that we were unable to be of further assistance in this matter.

Very truly yours,

  
Hunter Craft

10467025  
Confirmation Number  
Highway Traffic Safety

HC/mg



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Tacoma World Forums > Tacoma Garage > Wheels & Tires

**RECALL on Hercules / Terra Trac Suv Tires**

User Name   Remember Me?

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Notices:

## Welcome to Tacoma World!

You are currently viewing our site as a guest! To get full-access, you need to [register for a FREE account](#). As a registered member, you'll be able to:

- Participate in all Tacoma discussion topics
- Communicate privately with other Tacoma owners from around the world
- Post your own photos in our Members Gallery
- Access all special features of the site

Quick Links: [Improve Mileage](#) [Washing/Detailing](#) [Prevent Tailgate Theft](#) [Tire Calculator](#) [Largest Tire Sizes](#)

## RECALL on Hercules / Terra Trac Suv Tires

[Tire Finding Tools](#) v [Thread Tools](#) v [Search this Thread](#) v [Display Modes](#) v

07:45 AM 05/13/10

**rob1 [OP]**

Senior Member

0000000000



Name: Robert  
 Joined: Jun 2009, #18799  
 Location: South Texas  
 Gender: Dude  
 Posts: 1,746



Indigo Blue DblCab 4X4 Long Bed  
 TRD Sport SR5

### RECALL on Hercules / Terra Trac Suv Tires

Report Date : March 5, 2010 at 09:09 AM NHTSA Campaign ID number : 10T004000  
 Tire Brand Name / Tire Line / Tire Size: Production Dates: HERCULES / TERRA TRAC SUV / 245/70R17 NOV 15, 2009 - DEC 12, 2009  
 Manufacturer: HERCULES TIRE & RUBBER COMPANY  
 Mfr's Report Date: FEB 26, 2010  
 NHTSA CAMPAIGN ID Number: 10T004000 N/A

NHTSA Action Number: N/A Component: TIRES:TREAD/BELT  
 Potential Number of Units Affected: 1119  
 Summary:

HERCULES HAS NOTIFIED NHTSA ABOUT A DEFECT IN CERTAIN HERCULES TERRA TRAC SUV TIRES, SIZE 245/70R17, PRODUCED BETWEEN NOVEMBER 15 AND DECEMBER 12, 2009. THESE TIRES FAIL TO CONFORM TO THE REQUIREMENTS OF FEDERAL MOTOR VEHICLE SAFETY STANDARD NO. 139, "NEW PNEUMATIC RADIAL TIRES FOR LIGHT VEHICLES." AT VARIOUS MILEAGES, THE SUBJECT TIRES MAY DEVELOP AND EXHIBIT TREAD CHUNKING OR CRACKING IN THE TREAD SHOULDER AREA.  
 Consequence:

TREAD CHUNKS MAY SEPARATE FROM THE TIRE CASING RESULTING IN BODY DAMAGE TO THE VEHICLE OR THE DRIVER MAY LOSE CONTROL RESULTING IN A CRASH.  
 Remedy:

HERCULES TIRE WILL NOTIFY OWNERS AND REPLACE THE TIRES FREE OF CHARGE. THE SAFETY RECALL IS EXPECTED TO BEGIN DURING MARCH 2010. OWNERS MAY CONTACT COOPER TIRE CUSTOMER RELATIONS TOLL-FREE AT 1-800-854-6288 OR HERCULES AT 1-419-425-6400.  
 Notes:

OWNERS MAY ALSO CONTACT THE NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION'S VEHICLE SAFETY HOTLINE AT 1-888-327-4236 (TTY 1-800-424-9153), OR GO TO [HTTP://WWW.SAFERCAR.GOV](http://www.safercar.gov).

MEMBERS Financial Services Program  
Located at: WESTconsin Credit Union  
444 South Broadway • Menomonie, WI 54751  
800.924.0022, Ext. 7218 • Fax 715.235.4831  
Your local WUC Branch phone, Ext. 7218



Call Julie,  
at Cooper Tire  
1-800-854-6222  
Dot Numbers:

1053 P235/75R15 M/S  
Hercules Terra Trac Touring LTD  
Dot 3DHL HNG 406 D13L  
Contacted Julie 7-26-12 at  
9am Tire was made in 1996.

Representatives are registered, securities are sold, and investment advisory services offered through CUNA Brokerage Services, Inc., (CBSI), Member FINRA/SIPC, a registered broker/dealer and investment advisor, 2000 Heritage Way, Waverly, Iowa 50677, toll-free (866) 512-6109. Nondeposit investment and insurance products are not federally insured, involve investment risk, may lose value and are not obligations of or guaranteed by the financial institution. CBSI is under contract with the financial institution, through the financial services program, to make securities available to members.

I was told they were not  
liable.

DOT 3DHL -

HNG -

406 -

D13 L

(200  
R)

Terra Trac Hercules  
Touring LTD

P235/75R15 M/S

Datterberry@wgei  
Firm.com

1-713-225-0500

Houston Texas

gent for 10yrs

Recall Dwight Attaberry  
Cooper 1-800-854-6

oct 30, 2002 ID: 02T003002

Colfax Rescue Squad  
614C Railroad Ave, PO Box 417  
Colfax, WI 54730-0417  
(715) 962-3049

**Statement**  
11/30/2010  
Account No: 10348

**Balance Due \$995.35**

**Amount Paid:**

[REDACTED]  
MENOMONIE, WI [REDACTED]

Colfax Rescue Squad  
614C Railroad Ave, PO Box 417  
Colfax, WI 54730-0417

**Colfax Rescue Squad (715) 962-3049**

Date	Description	Diag	Proc	Transaction Amount	Insurance Balance	Patient Balance
10/19/10	ALS NON RESIDENTBASE RATE	30789	A0427	\$700.00	\$0.00	\$700.00
10/19/10	RURAL MILEAGE NON RESIDENT	30789	A0425	\$182.00	\$0.00	\$182.00
10/19/10	DISPOSABLE SUPPY	30789	A0382	\$24.19	\$0.00	\$24.19
10/19/10	IV SUPPLIES	30789	A0394	\$12.17	\$0.00	\$12.17
10/19/10	NORMAL SALINE 1000ML	30789	J7030	\$6.99	\$0.00	\$6.99
10/19/10	AIRWAY ADJUNCT W/ OXYGEN	30789	A0422	\$70.00	\$0.00	\$70.00

*Towing Charge \$300.<sup>00</sup>*  
*Hospital Charges \$4,000 Plus.*

For Services Rendered To:

[REDACTED]  
MENOMONIE, WI [REDACTED]

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0-30	31-60	61-90	91-120	Over 120	Ins. Due	Please Pay
\$700.00	\$295.35	\$0.00	\$0.00	\$0.00	\$0.00	\$995.35



