

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

Wantagh, NY [REDACTED]

April 1, 2015

APR 13 2015

**Kristen Aplin, Consumer Protection Specialist II
TENNESSEE DIVISION OF CONSUMER AFFAIRS
500 James Robertson Parkway, Twelfth Floor
Nashville, TN 37243-0600**

Re: NISSAN NORTH AMERICA

Your File Number: [REDACTED]

Dear Kristen Aplin:

Your letter to me dated March 25, 2015 stated in part, in my opinion probably unintentionally untruthfully: "We are sorry we cannot be of further assistance because attempts to mediate your complaint were unsuccessful."

When I first contacted the State of Tennessee, on referral by Adam Levin, Senior Fraud Investigator at the NY State Attorney General's Office, your office advised me that you act on behalf of the Tennessee Attorney General. In other words, you implied that for the Tennessee Attorney General to become involved, the case must be criminal in nature.

THAT IS EXACTLY WHAT IS INVOLVED HERE, MS. APLIN. Nissan North America has knowingly, willfully, maliciously and yes, criminally, chosen to permit a 2006 Nissan Altima to continue in operation, knowing that the defect in that vehicle can definitely kill innocent people. What Nissan is doing is: DEPRAVED INDIFFERENCE TO HUMAN LIFE – ATTEMPTED MURDER!

I met with the Service Department at the Nissan distributor in Hicksville, Long Island, where, on November 1, 2013, I was told verbally: "There is nothing wrong with your car." This statement was made in reference to my demand that Nissan repair the defect that had caused me to have two major accidents within

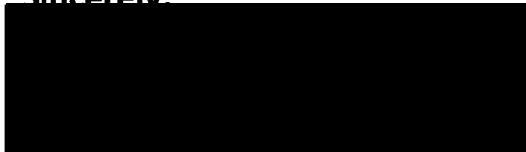
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thirty days, on September 14, 2013 and again on October 14, 2013. Later, another mechanic, not from Nissan, identified the problem as a DEFECTIVE THROTTLE POSITIONING SENSOR. When I went back to Nissan in Hicksville, a mechanic who had been working there for fifteen years, he stated, indicated that two Sensors would have had to malfunction or, it may have been a computer malfunction.

In any case, that vehicle was repossessed by Capital One Bank on November 5, 2014. Over my written and verbal objections, the car was moved to a location in New Jersey titled: ADESA. Capital One later advised they had sold the car at auction, "using proper procedures", meaning NEVER INFORMING THE PARTY BUYING THE CAR OF THE POTENTIALLY LIFE-TAKING DEFECT. Since Nissan is headquartered in Tennessee, it is your responsibility, Ms. Aplin, to inform your Attorney General of this matter and see that criminal action is taken against Nissan.

Please let me know when you and the Tennessee Attorney General have initiated such criminal action against Nissan. Thank you.

Sincerely,



Cc: NYS Attorney General

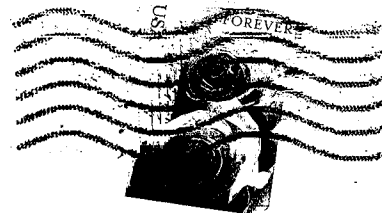
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