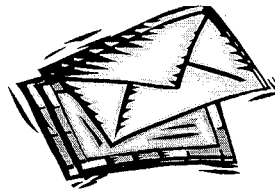


NHTSA ccmMercury Routing Slip

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



01-10658505-9376

Printed: 7/17/2015

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Delivery: REG	Address To: DOT/I	Due Date: 8/20/2015
S10 #:	DOT/I #: S- 2015 125	RMP #:
Subject: LETTER FROM SENATOR RUBIO ON BEHALF OF CONSTITUENT [REDACTED] RE 2005 NISSAN TITAN ISSUES (ATTN: DAVID HUFF)		
Ack Date:	Ack By:	Signed For:
Sign Office: DIR. GOVT. AFFAIRS	Signature: ALISON PASCALE	
Cleared Date:	Cleared By:	Cleared For:
File Loc:	XREF File:	Closed Date:
Added By: CBUTLER x60180	Modified By: Chris.Butler	
Most Recent Comment:		

Author:

THE HONORABLE MARCO RUBIO
UNITED STATES SENATOR
201 S. ORANGE AVENUE, SUITE 350
ORLANDO, FL 32801
Tel: 407-254-2573 Fax: 407-423-0941 E-mail:

JUL 21 2015

Assigned To	Task	Asgn Date	Deadline	Returned Date
NGA-110	SIGN	7/17/2015		
NVS-200	REPLY	7/17/2015	8/20/2015	

2015 JUL 17 P 3:09

EXECUTIVE SECRETARIAT
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SMD

**Office of U.S. Senator Marco Rubio**

201 S. Orange Ave., Suite 350

Orlando, FL 32801

Phone 407-254-2573

Fax 407-423-0941

To: DOT**From: David Huff****Pages: 19 (Including cover)****Date: 7/15/2015****Fax: Fax (202) 366-3675****Re:** [REDACTED]**Comments:**

This is a new inquiry provided to the Office of Senator Marco Rubio . Our office would greatly appreciate your review this matter. Please address your response to Senator Marco Rubio c/o David Huff at 201 S. Orange Ave., Suite 350, Orlando, FL 32801.

Best Regards,**David Huff****Constituent Services Representative****David.Huff@rubio.senate.gov****(407) 318-2728**

ES15-003616



Office of U.S. Senator Marco Rubio

Privacy Act Consent Form

Title: (select one) Mr. Ms. Mrs. Mr. & Mrs. Rev. Doctor Other: _____

Name: _____
(First Name) (Middle Name) (Last Name)

Address: _____ City: Orlando State: FL
(If you are providing an out-of-state address, please attach proof of Florida residency)

Zip code: _____ Home: _____

E-mail Address: _____ Date of Birth (MM/DD/YY): _____

If you have contacted another congressional office to assist you, please list the office: _____

Federal Agency involved with issue: NHSA

REQUIRED: BRIEFLY STATE YOUR PROBLEM AND THE TYPE OF ASSISTANCE YOU ARE REQUESTING
Your concerns are very important to me. A member of my staff will contact the appropriate federal agency to help you with your issue. Please remember that a congressional inquiry does not guarantee your desired outcome.

See attached
NEED HELP with NHSA & NISSAN CORP.

*Signature: _____ Date: 06/05/2015

*This signature must be from the individual who is 18 years of age and is requesting assistance or has a pending case with a federal agency. Third party signatures, including those of immediate family members, are not acceptable. Federal agencies will not release information without the signed consent of the proper individual. Electronic signatures are not valid.

Please return by mail, fax or email.
Mailing address: U.S. Senator Marco Rubio
201 South Orange Avenue, Suite 350
Orlando, Florida 32801
Fax: (407) 423-0941
Email: casework@rubio.senate.gov
Tel: (407) 254-2573
Toll-free: (866) 630-7106

COMPLETE THE SECTION BELOW THAT APPLIES TO YOUR CASE.
(ONE CONSENT FORM IS NEEDED PER ISSUE)

Alien Number (A#): _____ Date of Birth (MM/DD/YY): _____ Country of Birth: _____

Type of Application Filed/Petition: _____ Receipt Number: _____
(Ex: N-400, I-130, I-765)

Beneficiary Name: _____ Date of Birth (MM/DD/YY): _____

Visitor Student Work Immigrant Other

Name of Applicant: _____ Passport Number: _____

Date of Birth (MM/DD/YY): _____ Place of Birth: _____ Consulate: _____

Date of visa appointment: _____ Case Number: _____

(Complete this section only if you are seeking assistance with a military/VA issue. For Tricare issues, an additional form is needed for us to contact the Defense Department. Please contact my office to obtain this form.)

VA Claim Number/SSN: _____ Military Rank: _____ Unit and Duty Station: _____

Home of Record Address: _____

Type of Claim: _____ VA Office Where Claim is Located: _____

* SSN: _____ Type of Claim Filed: _____ Date Filed: _____

Current Level of Appeals: _____ Medicare Provider Number: _____

Medicare Supplier Number: _____ Name of Business: _____

Loan Servicer: _____ Loan Number: _____

(Note: By law, if both parents reside in Florida, your inquiry will be referred to your state legislator.)

Child Support Case Number: _____

Name of Custodial Parent: _____ Date of Birth (MM/DD/YY): _____ SSN: _____

Name of Non-custodial Parent: _____ Date of Birth (MM/DD/YY): _____ SSN: _____

Name of Child(ren): _____ Date of Birth (MM/DD/YY): _____ SSN: _____

Name of Federal Agency: NHSA OR ANY AGENCY THAT CAN HELP!

Social Security Number:  Claim/case number: _____

US Senator Marco Rubio
201 South Orange Ave. Ste. 350
Orlando, Fl 32801

June 4, 2015

Dear Senator Rubio,

First, I would like to take a minute to thank you for taking the time to acknowledge my concerns. I have tried every Local, State and Federal agency following the chain of command trying to get some type of an answer regarding my vehicle.

I purchased a new, 2005 Nissan Titan, which had no visible signs of damage, as one would think when buying a brand new vehicle. When the paint started peeling off of the roof two years ago, I brought it to the dealership where I had purchased it and to my amaze they informed me "that it had already been repaired." I have been working diligently over the last year to resolve my concerns.

After getting no answers from Reed Nissan, I contacted the Nissan Corporation Home Office directly. After faxing them both copies of my Monroneey Sticker their reply was "they had no record of that vehicle ever being built or delivered to Wenston Nissan in Davie, Fl. the only Sticker they can locate is from Reed Motors. I have enclosed both Monroneey Stickers for your inspection. The #1-A Label is what was adhered to my truck window when I purchased it from Reed Motors Inc in Orlando Fl. Label #2-B is what was placed in my vehicle's glove box.

Maroni Labels and their authenticity is a problem amongst car lots in our State which can carry fines along with the possibilities of imprisonment. When I brought this to the attention of my Local Agency she told me they have no control over the matter and had no solution on who would. Enclosed are 5 pages to help with the understanding of the importance of a Manroneey Sticker.

As we have learned from the Takata airbag recall, problems can take time to evolve. When I first found out that my car was damaged all I wanted was to get my roof painted. But when no one wants to give me answers to what happened or what the different codes on the Manroneey Stickers mean. I have to have some concern about the safety of my family and myself when I am operating this vehicle. I understand Mr. Rubio, that I am not a lawyer. But after all of my encounters with the different agencies, my own research and as Stated by the Highway Safety Administration "I have the right to know if my vehicle was ever damaged and not mislead as a new vehicle."

I have also enclosed the letter, which I sent to the Inspector Generals Office, which goes into more detail for your review.

Thank you for your time and attention towards my concern,
[REDACTED]

Dear Inspector General,

I would like to start by saying thank you very much for taking the time to speak with me and to look over my situation. I have attached two copies of Nissan Motor Corporation's Maroni Labels. I have labeled the one which was on my car as "A" and the other label, which is the one recorded with Nissan and should have been adhered on the window of my vehicle by the manufacturing plant as "B". Nissan has no record of the Maroni Label "A" which was on my vehicle when it was sold to me. After locating Maroni Label "B" in my glove box placed inside one of the booklets, I noticed that Maroni Label "B" had different information on it for the dealer and the paint codes.

I started this complaint with my local DMV, along with requesting them to send your office a copy of the information also. During this process, they informed me that they have no jurisdiction or control to do anything regarding the two different window stickers and admitted clearly it was against the Federal Law to Issue the two Maroni Labels. Our problem is, Nissan Motor Corporation refuses to give me or the State of Florida the meaning of the codes which are listed at the bottom of the page underneath the fuel economy information on form "B". These codes, are totally different than the codes which are on Maroni Label "A" which was affixed to my truck. If you look at the codes across the bottom of the pages you will see that they are different, even the paint codes. K-12 is the paint code when the vehicle rolls off the assembly line, if you notice on form "A" it says K-12, if you look on form "B" it says K-12 followed by Z354 which represents the blend code so you can match the paint.

As you can see on label "B" the window sticker says "peel here" around the edge showing it was never affixed to my vehicle, while the label which was on my truck does not have the instruction on it. I've sent you shrunk down versions, so you can see the complete Maroni Label. If you prefer a full size copy of the labels it would be no problem for me to mail them to you. It is hard for me to believe that Nissan Corporation refuses to deal with the State of Florida. Nissan, told the State of Florida that they were protected under a privacy act disclosure. The same Corporation that generated an MSO so the State of Florida could turn it into a title and is now not trusting them. This is outrageous when a Corporation refuses to deal with their customer or the State in which their vehicle presides. That in itself is a clue that we have a big problem.

Over the past 23 years my wife has been battling breast cancer, her third time was in 2012, and the past six years I have been fighting a tumor in my frontal head. Both my wife and I are Veterans from the U.S. Navy and would have never stated we were overloaded and could not protect the civilians of America. But when I talk to local agencies they seem to be either too overloaded or they just don't have the time, the first thing they tell me is to get a lawyer. I do not have the money to hire an attorney. As a consumer you can see how I would be concerned. I just want to know the truth, did I purchase a new vehicle or a used one. And since Nissan or my Local State Depts. are unable to tell me, my next step in the chain of command was to contact you for help.

Thank you again for taking the time to review my concerns. If I can be of any service my phone # is [REDACTED] and my home address is [REDACTED] Orlando, FL [REDACTED]

[REDACTED]

You are here: [Home](#) > [What is The Automobile Monroney Sticker](#)

What is The Automobile Monroney Sticker

by  on June 16 in [Buying New Cars, Everything Cars, News and the Car Business](#)

Vinyl Decals



Image: Vinyl Decals - Super Fun, when you're in the car!

In the United States New Cars are the only item purchased by consumers that are required by law to have a manufacturer suggested retail price window sticker. Some people call it the window sticker, but the proper and legal name for this is a **Monroney Sticker** or label. Every new vehicle that is for sale to the consumer is required to have the Monroney Sticker attached to a window of the vehicle.

The Purpose of The Monroney Sticker or Window Sticker

The Monroney Sticker shows the base price of the vehicle (model, all standard equipment, any manufacturer options and their retail prices. The sticker or label also displays the transportation or freight charges (sometimes called destination or ~~charge~~), and the manufacturer's suggested retail price (M.S.R.P.). There will also be information on the fuel economy for the vehicle, because this is required on all new cars and light trucks. This information is included on the Monroney Sticker or label, but some years back that information would be displayed on a separate sticker, also known as the EPA (Environmental Protection Agency) Fuel Economy Label. A new car that has the window sticker or Monroney Label missing is a tip-off of a possible ~~fraudulent sale~~.

Who Makes the Monroney Sticker

What many car and truck buyers don't know is that the Monroney Sticker or Label is printed by the manufacturer, the new car dealer has nothing to say about what price or charges are included on the sticker. When the new car dealer installs any options or accessories they are required to put a car window sticker right next to the Monroney Sticker from the manufacturer. Just as the factory car window sticker, the car dealers supplemental sticker must also list and price these options or accessories. The Monroney Sticker or Car Window Sticker label is not be removed by anyone other than the purchaser and provided to the new car or truck buyer if they have the dealer remove it for them. The new owner is to receive the car window sticker.

History of The Monroney Sticker or Car Window Sticker

The Monroney Sticker came from the federal legislation that required the sticker and is known as the

Don't Get Stuck With Window Stickers

By [REDACTED]

gvo3& Associates

March 01, 2007

Did you ever stop and look at all the different types of window stickers applied to new and used cars? SALE, DEMO, LOW MILEAGE, ONE OWNER, RED TAG SALE, CERTIFIED PRE-OWNED, REBATE, 0% FINANCING. The list goes on and on. Aside from the marketing stickers, there are also three very important window stickers that every new and used car are required to have. For new cars this includes the Monroney sticker and Addendum sticker. Used cars take a different set of stickers, including the FTC Used Car Buyer's Guide. There are specific requirements for each of these stickers, and dealers should be aware of the risks and exposures associated with each. This is why reviewing window stickers is an integral part of a gvo3 & Associates sales and F&I compliance audit.

Monroney Sticker

The Automobile Information Disclosure Act of 1958, commonly known as the Monroney Act or Price Sticker Act, requires the affixing of a retail price sticker to the windshield or side window of new vehicles with a gross vehicular weight rating of less than 8,500 pounds. The sticker must include the manufacturer's suggested retail price (MSRP), engine and transmission specifications, standard equipment and warranty details, and optional equipment and pricing. It must also state city and highway fuel economy ratings, which is determined by the Environmental Protection Agency (EPA).

The Monroney Act also prohibits the sticker from being removed or altered prior to the sale of a vehicle. Criminal prosecution is possible for the willful removal of a label and is punishable as a Class A misdemeanor, carrying a fine of \$100,000 per violation for an individual, and \$200,000 per violation for an organization. Violators also face imprisonment of up to one year.

Generally, there aren't many issues when it comes to new vehicles, as new cars come from the factory with the Monroney sticker already affixed. All a dealer has to do is leave it on the window until the vehicle is sold. In recent years, however, dealers have started installing window tint as a dealer add-on prior to the vehicle sale. Some dealers outsource the process while others have invested in the equipment and materials to install it themselves. In either case, the Monroney sticker will have to be removed to apply the window tint, then returned once the work is completed. Well, that's how it's supposed to work.

What we've noticed in our sales and F&I compliance reviews is that there can be a breakdown in the process. By spot checking the new-car inventory, we have found Monroney stickers placed in the glove box, or lying on the front dashboard, back seat or floor. There are several reasons why this might have happened. The dealer may have hired a new porter, a new detail or set-up person that didn't realize the stickers had to be re-affixed. Sometimes, the stickers are removed on demo rides, and other times the sun may cause the adhesive to fail. Bottom line: If you're installing window tint to your new vehicles, make sure someone is checking the new-car inventory on a regular basis to ensure the Monroney stickers are properly displayed.

9/2/2015

eCFR — Code of Federal Regulations

Electronic Code of Federal Regulations

e-CFR Data is current as of August 28, 2014

→ → → → §567.4

Title 49: Transportation

§567.4 Requirements for manufacturers of motor vehicles.

(a) Each manufacturer of motor vehicles (except vehicles manufactured in two or more stages) shall affix to each vehicle a label, of the type and in the manner described below, containing the statements specified in paragraph (g) of this section.

(b) The label shall be riveted or permanently affixed in such a manner that it cannot be removed without destroying or defacing it.

(c) Except for trailers and motorcycles, the label shall be affixed to either the hinge pillar, door-latch post, or the door edge that meets the door-latch post, next to the driver's seating position, or if none of these locations is practicable, to the left side of the instrument panel. If that location is also not practicable, the label shall be affixed to the inward-facing surface of the door next to the driver's seating position. If none of the preceding locations is practicable, notification of that fact, together with drawings or photographs showing a suggested alternate location in the same general area, shall be submitted for approval to the Administrator, National Highway Traffic Safety Administration, Washington, D.C. 20590. The location of the label shall be such that it is easily readable without moving any part of the vehicle except an outer door.

(d) The label for trailers shall be affixed to a location on the forward half of the

[Handwritten scribbles]

[Handwritten scribbles]




9/2/2014

eCFR — Code of Federal Regulations

left side, such that it is easily readable from outside the vehicle without moving any part of the vehicle.

(e) The label for motorcycles shall be affixed to a permanent member of the vehicle as close as is practicable to the intersection of the steering post with the handle bars, in a location such that it is easily readable without moving any part of the vehicle except the steering system.

(f) The lettering on the label shall be of a color that contrasts with the background of the label.

(g) The label shall contain the following statements, in the English language, lettered in block capitals and numerals not less than three thirty-seconds of an inch high, in the order shown:

(1) Name of manufacturer: Except as provided in paragraphs (g)(1)(i), (ii) and (iii) of this section, the full corporate or individual name of the actual assembler of the vehicle shall be spelled out, except that such abbreviations as "Co." or "Inc." and their foreign equivalents, and the first and middle initials of individuals, may be used. The name of the manufacturer shall be preceded by the words "Manufactured By" or "Mfd By." In the case of imported vehicles to which the label required by this section is affixed by the Registered Importer, the name of the Registered Importer shall also be placed on the label in the manner described in this paragraph, directly below the name of the actual assembler.

(i) If a vehicle is assembled by a corporation that is controlled by another corporation that assumes responsibility for conformity with the standards, the name of the controlling corporation may be used.

(ii) If a vehicle is fabricated and delivered in complete but unassembled form, such that it is designed to be assembled without special machinery or tools the fabricator of the vehicle may affix the label and name itself as the manufacturer for the purposes of this section.

(iii) If a trailer is sold by a person who is not its manufacturer, but who is engaged in the manufacture of trailers and assumes legal responsibility for all duties and liabilities imposed by the Act with respect to that trailer, the name of that person may appear on the label as the manufacturer. In such a case the name shall be preceded by the words "Responsible Manufacturer" or "Resp Mfr."

(2) Month and year of manufacture: This shall be the time during which work was completed at the place of main assembly of the vehicle. It may be spelled out, as "June 2000", or expressed in numerals, as "6/00".

(3) "Gross Vehicle Weight Rating" or "GVWR" followed by the appropriate value in pounds, which shall not be less than the sum of the unloaded vehicle

9/2/2014

eCFR — Code of Federal Regulations

weight, rated cargo load, and 150 pounds times the number of the vehicle's designated seating positions. However, for school buses the minimum occupant weight allowance shall be 120 pounds per passenger and 150 pounds for the driver.

Advanced Search

(4) "Gross Axle Weight Rating" or "GAWR," followed by the appropriate value in pounds, for each axle, identified in order from front to rear (e.g., front, first intermediate, second intermediate, rear). The ratings for any consecutive axles having identical gross axle weight ratings when equipped with tires having the same tire size designation may, at the option of the manufacturer, be stated as a single value, with the label indicating to which axles the ratings apply.

Examples of combined ratings: GAWR:

(a) All axles—2,400 kg (5,290 lb) with LT245/75R16(E) tires.

(b) Front—5,215 kg (11,500 lb) with 295/75R22.5(G) tires.

First intermediate to rear—9,070 kg (20,000 lb) with 295/75R22.5(G) tires.

(5) One of the following statements, as appropriate:

Related Resources
Download the

(i) For passenger cars, the statement: "This vehicle conforms to all applicable Federal motor vehicle safety, bumper, and theft prevention standards in effect on the date of manufacture shown above." The expression "U.S." or "U.S.A." may be inserted before the word "Federal".

The

(ii) In the case of multipurpose passenger vehicles (MPVs) and trucks with a GVWR of 6,000 pounds or less, the statement: "This vehicle conforms to all applicable Federal motor vehicle safety and theft prevention standards in effect on the date of manufacture shown above." The expression "U.S." or "U.S.A." may be inserted before the (word "Federal").

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(iii) In the case of multipurpose passenger vehicles (MPVs) and trucks with a GVWR of over 6,000 pounds, the statement: "This vehicle conforms to all applicable Federal motor vehicle safety standards in effect on the date of manufacture shown above." The expression "U.S." or "U.S.A." may be inserted before the word "Federal".

Parallel Table of Authorities and Rules for the Code of Federal Regulations and the United States Code

(iv) For all other vehicles, the statement: "This vehicle conforms to all applicable Federal motor vehicle safety standards in effect on the date of manufacture shown above." The expression "U.S." or "U.S.A." may be inserted before the word "Federal".

Find, review, and submit

(6) Vehicle identification number.

(7) The type classification of the vehicle as defined in §571.3 of this chapter (e.g., truck, MPV, bus, trailer).



2014 Senate Input Form for Governmental Affairs Correspondence Control Sheet (I-10), W85-328



Control Number S - 2015 125

General

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Member's Date 7/15/2015
Member Last Name Rubio
Member First Name Marco
Member Organization United States Senator
Address1 201 South Orange Avenue, Suite 350
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City Orlando
State FL
Zip 32801

Constituents

File Name [REDACTED]
Date 7/15/2015
Subject 2005 Nissan Titan
Action Office NHTSA
Action Code
Due Date 8 /20/2015

Contacts

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DOT Contact Nikki Purnell at (202) 366-4573

Notes: