

SEP 05 2018

Administrators, NHTSA:
Unable to obtain resolution.
Need help from your office.
Thank you.

Reference No. [REDACTED]

August 24, 2018

Ms. Sharon Lemieux, Chief

California Air Resources Board

In-Use Vehicle Programs Branch

AL-11128909-5521

Emissions Compliance, Automotive Regulations and Science Division

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

Dear Ms. Lemieux,

I am in receipt of your letter of July 26 addressing my June 21 email concerning recall S85 on my 2016 model year Jeep Grand Cherokee. Thank you for your detailed response. However, you did not address my primary concern. With that in mind, my comments on your enumerated responses are as follows:

"1. This recall did not involve any of the emissions control systems"

You state that "A damaged fuel rail crossover tube could leak fuel and cause fire without warning. A fuel leak can cause significant evaporative emissions, higher hydrocarbon levels and possibly cause a fire. This is an emissions and safety related recall." True, a reasonable person would agree that this was safety related, but would not reach the conclusion that this was an "Emission Recall", as stated in the DMV document that I received. Leaking fuel would most likely result in a catastrophic event, not a long-term increased-emissions situation. Your extrapolation that "Therefore, this is an emissions and safety related recall" is not entirely supported by the documents that I received and to which I was required to respond. It's not acceptable for me to interpret or extrapolate State documents and don't feel that it's reasonable for you to do so in communicating with me concerning those documents.

"2. Your vehicle only received an inspection of the fuel delivery system, with no corrective action taken as a result of the inspection"

You state that "...FCA needs to inspect each of these vehicles since this could cause (a) safety concern." Also true, except the vehicle did not require "corrective action" as purported in FCA '81-016-1053 (Rev. 6/13), "Vehicle Emission Recall-Proof of Correction", which was given to me as proof of work performed. It states "The above described vehicle has been repaired, modified and/or equipped with new emission control devices to meet applicable California Emission Control Laws". This is untrue and I cannot, in good faith, pass this on to the DMV as an accurate report of work performed.

3. "Why a "proof of correction" is required to renew your vehicle registration with DMV while no correction was made to your vehicle"

You state that "Your dealer which perform(ed) the recall procedure on your vehicle has followed the regulations and issued a proof of correction certificate to you." If CARB

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regulations require that a dealer issue a proof of correction certificate when no corrective action was taken, then you need to revisit your dealer requirements which require them to falsify the nature of work performed and the vehicle owner to report the same to DMV.

Finally, you state that you "hope the explanation provided can alleviate your concerns on the matter." As detailed in my responses, above, you have done nothing of the kind and my concerns have remained unaddressed. Furthermore, you did not respond to my original email, dated June 21, until July 26 and postmarked August 7, which I did not receive by mail until August 9. Also, in the body of your response, you referred to two attachments, which were not included. I don't believe that the state has yet been responsive to my concerns.

Is it the manufacturer's intent(with the State's acquiescence) to reduce assembly line costs by transferring those costs to the vehicle owner through recalls? Apparently so, as I have recently received yet another FCA recall to add to those previously received. This is unacceptable.

You've not adequately addressed my sending the DMV a dealer-supplied document stating that the "vehicle has been repaired, modified and/or equipped with new emission control devices" when it has not, and I will continue this pursuit until a satisfactory resolution concerning the state's/dealer's misleading requirements/documents in this process can be found.

I have done everything required to receive my DMV registration renewal more than a month ago yet, as of this date, have received nothing from them in response. My vehicle registration has not been renewed and my wife (who operates the vehicle) is now subject to stop due to non-current tags as a result of your unwillingness to adequately respond to the situation.

[REDACTED]

Cerritos, CA [REDACTED]

cc: Iqbal Kaur, Manager, III CARB

Mary D. Nichols, Chair, CARB

Matthew Rodriguez, CalEPA Secretary

Office of Director, CADMV

Edmund G. Grown Jr., Governor

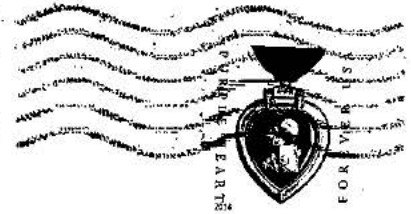
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