



OCT 01 2018

JAMES D. PALIWODA
MORRIS PALIWODA (1937 - 2012)

PALIWODA | PALIWODA
LAW FIRM

September 14, 2018

National Highway Traffic Safety Administration
1200 New Jersey Avenue SE
Washington, DC ~~20590~~

Sent Via U.S. Mail

Our Client : [REDACTED]
Date of Loss : 08/04/2018

To Whom It May Concern,

Please consider this a formal report of a safety issue concerning airbag failure in my client's 2014 BMW 640I convertible. Here are the pertinent details of the crash and failure:

Vehicle Identification Number: WBALW7C5ED [REDACTED]

2014 BMW 640I

Date of Accident: August 4, 2018

Accident Description: On August 4, 2018 [REDACTED] was driving his 2014 BMW 640I identified herein westbound on Union Street in Pasadena when he was side-swiped and forced into a parked car. The BMW's front end impacted the rear of the parked car.

Photos of Property Damage: Attached

Estimate for Property Damage/Total Loss: Attached

NM
10/1/18
AS

Multiple injuries in this accident required medical treatment, including to the vehicle owner and driver [REDACTED]. No airbag deployment in the BMW 640I identified herein.

We believe that this substantial front end collision should have required airbag deployment and that this failure is a design and/or manufacturing defect. Please respond to my office within thirty days.

Thank you for your prompt attention to this matter.

Very Truly Yours,


James D. Paliwoda, Esq.

JDP/jr

Cc: [REDACTED]

From: Magee.Aaron
Sent: Thursday, August 09, 2018 2:52 PM
To: [REDACTED]
Subject: [REDACTED] settlement

Hello [REDACTED]

Thank you for allowing us to assist you with your recent total loss claim, my name is Aaron Magee and I will be handling the Total Loss portion of your claim involving your vehicle.

PLEASE BE ADVISED THAT YOUR FINAL DATE OF RENTAL IS: 8/16/18.

PLEASE BE ADVISED THAT YOUR FINAL DATE OF STORAGE IS 8/13/18. Please call the tow facility to have the vehicle released to AAA in order to avoid daily storage fees.

I have attached a copy of the total loss evaluation that was completed for your vehicle.

Once the value was determined, the following adjustments were made to determine the settlement amount:

Not Retaining (release the vehicle to AAA)

\$34,842.00	Actual cash value	
\$3,309.99	Sales tax	9.500% PASADENA
\$570.00	Registration/title fees	
\$(2,000.00)	Deductible	
\$36,721.99	Total Settlement	

If you choose to release the vehicle to AAA, then in a separate email, I will send the electronic DMV documents that you will receive from AssureSign. If everything looks good, then please click on the link and enter the passcode of 1234 to begin the signing process by typing your name just as it reads in all CAPITAL letters. Once the electronic DMV documents are signed, then I will be notified via email of your signature(s).

Please provide me with the lien holder name, phone # and account # so that I can obtain a loan payoff amount.

Once I have the signed electronic DMV documents and the lien holder account information:

AAA will pay towards the loan balance. If we have enough funds to satisfy the loan balance, remaining funds will be issued to you. If there is a deficiency amount owed, you will need to resolve it directly with the legal owner/lien holder.

Please note that if you are unable to replace your vehicle with a comparable vehicle for the gross settlement amount within thirty-five (35) calendar days after receiving the final settlement check, you may contact the undersigned to request the file be reopened.

Regards,

Aaron Magee

Claims Service Representative

Office (310) 217-5227 | Fax (657) 720-6023

Manager: Cesar Lima | Phone Number (310) 217-5288

Manager email address- Cesar.Lima@aaa-calif.com

"We're always with you"

Interinsurance Exchange of the Automobile Club

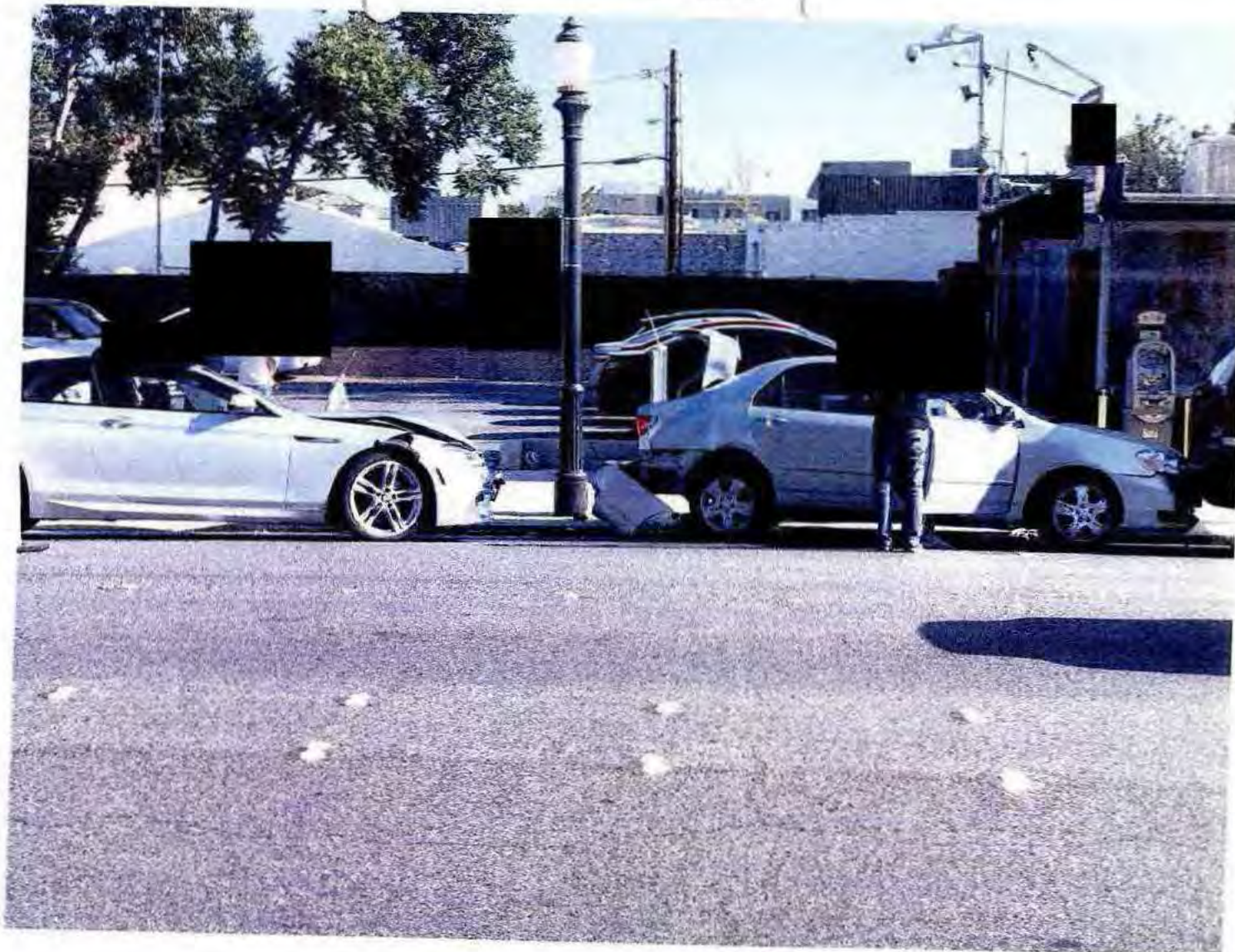


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II R/E V#3 Corolla



V#3 R/E V#4
Corolla Escalade



Sideswiped on right side.
on Union Street.

Forced to R/E parked cars
Toyota & Escalade.

Δ.



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LAW FIRM

1000 Lakes Drive, Suite 230
West Covina, California 91790

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