

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

From: [REDACTED]
To: [EVOQ \(NHTSA\)](#); [REDACTED]
Cc: [NHTSA ODI CRD](#); [REDACTED]
Subject: ODI# 11372597
Date: Wednesday, February 10, 2021 6:19:28 PM
Attachments: [REDACTED]

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Tracking Number 11372597

To Whom It May Concern,

Attached please find a cover letter for the attached Subpoena Duces Tecum and its attachments regarding tracking number 11372597.

Please feel free to contact us if you have any questions.

Thank you,
Denise Ramirez
Paralegal
CHALAT HATTEN & BANKER PC
1600 Broadway Suite 1920, Denver, CO 80202
O. 303.861.1042 | F. 303.861.0506 | chalatlaw.com



[REDACTED]
[REDACTED]

[REDACTED]
Quality Control Analyst



8300 Greensboro Drive, Suite 600, McLean, VA 22102

240-247-8812 (Desk) | 240-241-5625 (Fax) | www.telesishq.com

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February 9, 2021

Rob Baldwin
Baldwin Law
66 West Springer Drive, Suite 306
Highlands Ranch, CO 80129
Via email to Rob@RobBaldwin.Law

American Honda Motor Co., Inc.
1919 Torrance Blvd.
Torrance, CA 90501-2746
Via email to: csc@ahm.honda.com

American Honda Motors
Honda/Acura Case #11875549
Via email to AHMcustomersupport@ahm.honda.com

Autoliv Inflators
Autoliv Safety Technology, Inc.
250 American Way
Brigham City, UT 84302

Joel S. Babcock
Sutton | Booker | P.C.
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Attorney for James T. Albi
Served via email to jbabcock@suttonbooker.com

Rob Baldwin
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Highlands Ranch, CO 80129
Attorney for E.A., a minor
Via email to: Rob@RobBaldwin.Law

1600 Broadway Suite 1920, Denver, CO 80202
Phone: 303.861.1042 | Fax: 303.861.0506 | Toll Free 800.221.5526
rhatten@chalatlalaw.com | WWW.CHALATLAW.COM

COLORADO | MICHIGAN | TEXAS | NEW YORK

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Stuart Morse
Stuart D. Morse & Associates, L.L.C.
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Greenwood Village, CO 80111
Attorney for E.A., a minor
Via email to: smorse@smorselaw.com

U.S. DOT National Highway Traffic Safety Administration (NHTSA)
NHTSA tracking number 11372597
Via email to: <https://www.nhtsa.gov/about-nhtsa/contact-us>

To Whom It May Concern:

Our firm represents [REDACTED] and [REDACTED], co-conservators and co-guardians of their daughter [REDACTED] (DOB [REDACTED]). [REDACTED] was the front seat passenger in a 2004 Acura TL Vin 19UUA66264A [REDACTED] that was involved in a very serious head on collision on October 13, 2020. A copy of the traffic accident report, bates stamped **KD 000007 – KD 000034**, is attached.

[REDACTED] sustained very serious injuries including:

- a. Laceration of her duodenum with an open wound into the abdominal cavity – a complete disruption of the junction of her duodenum and her stomach.
- b. A closed unstable burst fracture of first lumbar vertebra.
- c. A closed displaced fracture of the seventh cervical vertebra.
- d. A right kidney laceration.
- e. Traumatic hemothorax with pneumothorax.

- f. An acute subarachnoid intracranial hemorrhage and a severe concussion, leading to:
 - i. Intracranial hypertension,
 - ii. Diffuse axonal brain injury,
 - iii. Severe diffuse encephalopathy, and
 - iv. Severe traumatic brain injury.
- g. A closed fracture to her left forearm consisting of a fracture to her left radius and ulna.
- h. An internal left carotid artery dissection.
- i. A large laceration in the posterior lateral left hemidiaphragm.
- j. Closed fractures of multiple ribs on her left.
- k. Pancreatic contusion.
- l. Potentially iatrogenic Pericardiac tamponade.
- m. Potentially iatrogenic Splenic laceration requiring her to undergo a splenectomy.
- n. A liver laceration, grade I, with open wound into cavity.
- o. A severe laceration of her left knee.
- p. Deep vein thrombosis (DVT) of axillary vein of right upper extremity.

I also attach a copy of the twenty-seven page February 4, 2021 Memorandum of Preliminary Findings and NHTSA Research from Stephen D. Knapp, P.E.. On December 21, 2020, Mr. Knapp tested the Acura TL's front passenger's seatbelt retractor emergency locking mechanism three times by rapidly pulling out the seatbelt webbing. In all three tests, the retractor locked. However, the seatbelt freely drew in and out of the retractor, an indication that the automatic tensioner failed to deploy in the collision.

The subpoena is to gain access to the Acura TL on February 26, 2021 at 12:00 p.m. MT for purposes of inspecting, disassembling, and testing of the driver's side and passenger's side front seat belts, seat belt retractors, seat belt automatic tensioners, seat cushions, and safety restraint systems for purposes of determining whether any of such products malfunctioned at the time of the collision on October 13, 2020.

You are invited to attend on February 26, 2021.

Sincerely,
Chalat Hatten & Banker, PC

/s/ Russell R. Hatten

Russell R. Hatten
rhatten@chalatl原因.com



For Customer Support refer to the appropriate platform below:

OrderPoint

800-934-9698

Orderpoint.support@lexisnexis.com

Accurint for Insurance

866-277-8407

Accurint.support@lexisnexis.com

Lexis.com

Law Firm accounts

800-543-6862

PAGE COUNT: 28

CLIENT : [REDACTED]
DIVISION : [REDACTED]
ADJUSTER : 0001075627
CLAIM : [REDACTED]

TRANSACTION # : [REDACTED]
DATE : 10/28/2020

DATE OF LOSS : 10/13/2020 TIME OF LOSS : 23:25:0
STREET : [REDACTED]
CITY : [REDACTED]
COUNTY : DOUGLAS
STATE : CO

INVESTIGATING AGENCY : DOUGLAS CO SO
REPORT NUMBER : [REDACTED]
REPORT TYPE : Auto Accident
PARTY 1 : [REDACTED]
PARTY 2 : UNKNOWN PARTY
PARTY 3 :

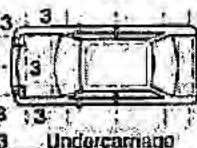
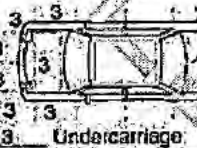
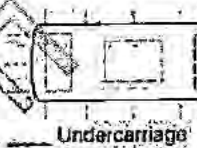
CAR : 3.2 TL 4D MAKE : ACURA YEAR : 2004
TAG :

DRIVER LICENSE : [REDACTED]
ADDITIONAL INFO :

NOTE :

STATE OF COLORADO TRAFFIC ACCIDENT REPORT

☐ AMENDED/SUPPL. ☐ UNDER \$1,000 ☐ COUNTER REPORT ☐ PRIVATE-PROPERTY PAGE 1 OF 4 PAGES

A	01		☐ INTERSTATE HWY ☐ STATE HWY ☒ CITY/ST/CNTY RD	HWY NUMBER 0 0 0 0	DOR Code 0 0 0 0		05 05	
		Date of Accident 10/13/2020		City		Agency DOUGLAS COUNTY SHERIFF		County DOUGLAS
B	06	Time (24 Hr.) 23:20		Officer Number 1843	Officer Name BRENT JAY BUTLER		Signature	Detail 621A
		Number Killed 0		Number Injured 3		Location: Hq, St, Rd, _____ Miles _____ Feet		N ☐ S ☐ E ☐ W ☐ OF: ☒ At: S _____
B	06	Date of Report 10/13/2020		Latitude 39 32 38.35		Longitude -104 55 26.30		
		Agency Code 000100000	Investigated @ Scene ☒	Total Vehicles 2	District Number 03	Public Property Employee ☐	Photos Taken ☒	Railroad Crossing Related ☐
B	06	Traffic Unit # 1 or 2		☒ Veh. ☐ Parked ☐ Bicycle ☐ Pedestrian ☐ Non-Vehicle ☐ Non-Contact Veh		Traffic Unit # 2 or 2		☒ Veh. ☐ Parked ☐ Bicycle ☐ Pedestrian ☐ Non-Vehicle ☐ Non-Contact Veh
		Last Name, First, MI		Last Name, First, MI		Street Address		Personal Phone
B	06	City, State, ZIP		City, State, ZIP		City, State, ZIP		Bus. Phone
		HIGHLANDS RANCH CO CO		LITTLETON CO CO		LITTLETON CO CO		
C	01	Primary Violation ☐ DUI		Primary Violation ☐ DUI		Violation Code		Common Code
		Violation Code		Violation Code		Violation Code		Common Code
D	01	Year, Make, Model		Year, Make, Model		Year, Make, Model		Body Type
		2004 ACURA TL		2020 SUBARU CROSSTREK		2020 SUBARU CROSSTREK		
E	02	Vehicle Identification Number		Vehicle Identification Number		Vehicle Identification Number		Color
		19UUA66264A		JF2GTAEC5L8		JF2GTAEC5L8		GRY
F	01	Address ☐ Same		Address ☐ Same		Address ☐ Same		City, State, ZIP
		Towed Due to Damage ☒ By: WESTSIDE TOWING		Towed Due to Damage ☒ By: WESTSIDE TOWING		Towed Due to Damage ☒ By: WESTSIDE TOWING		
G	01	Trailer VIN		Trailer VIN		Trailer VIN		
								
H	03	Insurance Company ☐ None ☐ No Pool		Insurance Company ☐ None ☐ No Pool		Insurance Company ☐ None ☐ No Pool		Exp. Date
		AMERICAN FAMILY INSURANCE		STATE FARM		STATE FARM		12/29/2020
I	00	Owner Damaged Prop. Last Name		Owner Damaged Prop. Last Name		Owner Damaged Prop. Last Name		City, State, ZIP
		Owner Damaged Prop. Last Name		Owner Damaged Prop. Last Name		Owner Damaged Prop. Last Name		City, State, ZIP
J	00	TU #		POS		RESTENOC		SAFETY EQUIP.
		01		01		00		01
K	00	AIR BAG		EJECT		SUSPECTED ALCO/DRUG		ALL SEV
		03		00		00		03
L	00	AGE		SEX		NAME/ADDRESS		
		18		F		DEBANK KATHLYN ASHLEIGH / 7100 GALAXY CT CASTLE ROCK CO 80108		
M	00	State of Colorado, County of Douglas		Certified to be a full, true, and correct copy of the original in my custody.		Tony G. Spurluck		
		State of Douglas County						
N	00	Approved By JEFFERY W. BURKE		By: <i>[Signature]</i>		I.D. # 0210		Date 10/18/2020

27 pages
#14-25
marked

KD 000008

AA	Case #	ORICODES	Accident Date	Agency	RH	
			10/13/2020	DOUGLAS COUNTY SHERIFF		
AA	Describe Accident				NH	
	Unit 2 (Subaru Crosstrek) was traveling eastbound on [REDACTED] in the #1 lane. Unit 1 was traveling westbound on [REDACTED] in the left turn lane for southbound [REDACTED]					
BB	Unit 1 failed to yield the right of way to unit 2, which had the green light, and began to turn left. Unit 1 collided with front end of unit 2 with its front end.				JJ	
CC	Unit 2 came to final rest 5.0 feet east of the point of impact, on its wheels, facing southeast. Unit 1 was pushed backwards for 30.0 as it rotated 1/2 time counter-clockwise, before coming to final rest on its wheels, facing south.				JJ	
DD	SEE DIAGRAM ATTACHED AND SUBMITTED TO RECORDS.				KK	
DD					KK	
EE					LL	
EE					LL	
FF					MM	
FF	MM					
GG					NH	
GG	Carrier Name	US DOT ☐		ICC ☐	State DOT ☐	NH
GG	Address	Carrier Identification #				NH
GG	Carrier Name	US DOT ☐		ICC ☐	State DOT ☐	NH
GG	Address	Carrier Identification #				NH

AA	Case #	CORICODE	Accident Date	Agency	HH
			10/13/2020	DOUGLAS COUNTY SHERIFF	
AA	Describe Accident				HH
BB	Attachments - officer notes (four pages), witness statements (Billinger - one page, Haynes - one page), Serious Bodily Injury forms (Derani, Anlihan, Albi - one each), photos (116), body camera video (Butler #1843) and in-car video (Unit #1915).				JJ
BB					JJ
CC	Body Cam (Butler #1843)				JJ
CC	Body Camera Disclaimer				KK
DD					KK
DD					KK
EE					LL
EE					LL
FF					MM
FF					MM
GG					NN
GG					NN
GG					NN
GG					NN

GG	T.U. #	Carrier Name	US DOT ☐	ICC ☐	State DOT ☐	NN
GG	T.U. #	Address	Carrier Identification #			NN
GG	T.U. #	Carrier Name	US DOT ☐	ICC ☐	State DOT ☐	NN
GG	T.U. #	Address	Carrier Identification #			NN

AA	Case #	ICR CODE 	Accident Date 10/13/2020	Agency DOUGLAS COUNTY SHERIFF	HH
AA	Describe Accident:				HH
BB	My body camera was recording at the time of this incident and may contain details and/or statements that were not reflected in my report.				JJ
BB					JJ
CC					KK
CC					KK
DD	JUVENILE				LL
DD					LL
EE					LL
EE					LL
FF					MM
FF					MM
GG					NN
GG					NN
GG					NN
GG					NN

GG	TU #	Carrier Name	US DOT ☐	ICC ☐	State DOT ☐	NN
GG	TU #	Address	Carrier Identification #			NN
GG	TU #	Carrier Name	US DOT ☐	ICC ☐	State DOT ☐	NN
GG	TU #	Address	Carrier Identification #			NN

☐ AMENDED/SUPPL. ☐ UNDER \$1,000 ☐ COUNTER REPORT ☐ PRIVATE PROPERTY PAGE 1 OF 3 PAGES

CO Accident Supplement Report 20

AA	Case #	DOR/CDR	Accident Date	Agency	HH
AA	Describe Accident				HH
BB	On 10/14/20 at 2322 hours, I, Deputy Belsey was asked to respond to Littleton Adventist Hospital to meet with a patient of a motor vehicle accident.				HH
BB	I met with [REDACTED] in the Emergency Room. [REDACTED] stated that she was the mother of [REDACTED]. [REDACTED] informed me that [REDACTED] was in serious condition and that [REDACTED] was going to be going into surgery soon. [REDACTED] wanted more information on the crash, which I was unable to provide at the time. [REDACTED] informed me that [REDACTED] had a brain bleed, as well as internal Abdominal bleeding, and a broken arm.				JJ
CC					JJ
CC					KK
DD					KK
DD					KK
EE					LL
EE					LL
FF					MM
FF					MM
GG					NN
GG					NN
GG	T.U. #	Carrier Name	US DOT ☐	ICC ☐	State DOT ☐
GG	T.U. #	Address	Carrier Identification #		
GG	T.U. #	Carrier Name	US DOT ☐	ICC ☐	State DOT ☐
GG	T.U. #	Address	Carrier Identification #		

[REDACTED] informed me that [REDACTED] had just left their house in Castle Rock and was heading to her boyfriend [REDACTED] house in Highlands Ranch. [REDACTED] stated that [REDACTED] would have been the passenger in the White Acura.

I then met with the Emergency Room Doctor who signed and filled out a Serious Bodily Injury form. Doctor Sheer informed me that [REDACTED] was in critical life-threatening condition.

MY BODY CAMERA WAS RECORDING AT THE TIME OF THE INCIDENT, AND/ OR MAY CONTAIN STATEMENTS NOT REFLECTED IN MY REPORT.

ATTACHMENTS,

1. Body camera (2030)

Nothing further.

☐ AMENDED/SUPPL. ☐ UNDER \$1,000 ☐ COUNTER REPORT ☐ PRIVATE PROPERTY PAGE 1 OF 3 PAGES

CO Accident Supplement Report Page 1 Of 3
00015

- As they approached [REDACTED], the white Acura got into the left turn lane and attempted to make a left turn.
- The blue Subaru SUV (CO L/P: CEU-Q26) was traveling eastbound on [REDACTED]
- As the white Acura was making the left turn, the blue Subaru and white Acura collided head on.

Both [REDACTED] agreed to provide a written statement.

I then assisted with traffic control.

While conducting traffic control, the Father, [REDACTED] of the driver of the white Acura arrived on scene.

- I had to stay with [REDACTED] so he would not interfere with the South Metro Fire Rescue as they were providing his son with medical attention.
- SMFR transported [REDACTED] son to Sky Ridge Medical Center and he left the scene to follow the ambulance.

Once the traffic investigation was complete, Westside towing was called to the scene to tow both vehicles to the Douglas County Sheriff's Office Evidence Facility (EVTECH).

After both vehicles were on the tow trucks, I followed both vehicles to EVTECH and secured each vehicle in a separated temporary vehicle holding cage.

I took photos of the vehicles inside the cages and uploaded them as evidence through Evidence.com.

My body camera was recording at the time of this incident and may contain details and/or statements that were not reflected in my report.

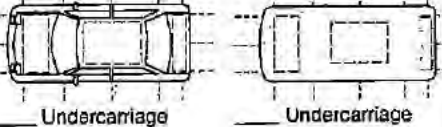
My body camera ran out of battery prior to transporting both vehicles to EVTECH due to staying a few hours past my normal shift.

Attachments:

Body Worn Camera (BWC)

STATE OF COLORADO TRAFFIC ACCIDENT REPORT

☐ AMENDED/SUPPL. ☐ UNDER \$1,000 ☐ COUNTER REPORT ☐ PRIVATE PROPERTY PAGE 1 OF 2 PAGES

A 01	CDOT Code		☐ INTERSTATE HWY ☐ STATE HWY ☒ CITY ST/CNTY RD		HWY NUMBER [] [] [] MILEPOINT [] [] [] [] []		DOR Code 					
	Case #		Date of Accident 10/14/2020		City		Agency DSO		County DOUGLAS		County # 47	
B 06	Time (24 Hr) 23:22		Officer Number		Officer Name BUTLER, BRENT, JAY		Signature		Detail 621A			
	Number Killed 0		Number Injured 2		Location Route, Street, Road		Miles		Feet		N ☐ S ☐ E ☐ W ☐ OF: ☒ At: [] [] [] [] []	
B 06	Date of Report 10/13/2020		Latitude		Longitude		Agency Code CO0180000		Investigated @ Scene ☒		Total Vehicles 2	
	Traffic Unit # 1 or []		☐ Veh. ☐ Parked ☐ Bicycle ☐ Pedestrian ☐ Non-Vehicle ☐ Non-Contact Veh.		Traffic Unit # 2 or []		☐ Veh. ☐ Parked ☐ Bicycle ☐ Pedestrian ☐ Non-Vehicle ☐ Non-Contact Veh.		Public Property/ Employee ☐		Photos Taken ☒	
B 06	Last Name		First		MI		Last Name		First		MI	
	Street Address		Personal Phone () () () () () ()		Street Address		Personal Phone () () () () () ()		City		State ZIP	
C 01	Primary Violation ☐ DUI		Violation Code		Citation Number		Common Code		Primary Violation ☐ DUI		Violation Code	
	Year		Make		Model		Body Type		Year		Make	
D 01	License Plate Number		State or Country		Color		License Plate Number		State or Country		Color	
	Vehicle Identification Number		Vehicle Owner Last Name ☐ Same		First		MI		Vehicle Identification Number		Vehicle Owner Last Name ☐ Same	
E 02	Address ☐ Same		City		State ZIP		Address ☐ Same		City		State ZIP	
	Towed Due to Damage ☐ By:		To:		Towed Due to Damage ☐ By:		To:					
F 01	Trailer VIN#				1- Slight 2- Moderate 3- Severe		Trailer VIN#				1- Slight 2- Moderate 3- Severe	
	Undercarriage		Undercarriage				Undercarriage		Undercarriage			
G 01	Insurance Company ☐ None ☐ No Proof		Exp. Date		Insurance Company ☐ None ☐ No Proof		Exp. Date		Policy Number		Policy Number	
	Owner Damaged Prop. Last Name		First		MI		Address		City		State ZIP	
H 03	Owner Damaged Prop. Last Name		First		MI		Address		City		State ZIP	
	T.U. #		POS.		REST. ENDO.		SAFETY EQUIP.		AIR BAG		EJECT	
J 00	SUSPECTED ALCO/DRUG		INJ. SEV.		AGE		SEX		NAME / ADDRESS			
L	Approved By		I.D. #		Date							

STATE OF COLORADO TRAFFIC ACCIDENT REPORT

☐ AMENDED/SUPPL. ☐ UNDER \$1,000 ☐ COUNTER REPORT ☐ PRIVATE PROPERTY PAGE 1 OF 3 PAGES

DOT Code		☐ INTERSTATE HWY ☐ STATE HWY ☐ CITY ST/CNTY RD		HWY NUMBER MILEPOINT		DOR Code	
Case #		Date of Accident		City		Agency	
Time (24 Hr.)		Officer Number		Officer Name TORRES, VAN, ERIC		Signature	
Number Killed		Number Injured		Location Route, Street, Road		Miles Feet	
Date of Report		Latitude		Longitude		At: S	
Agency Code		Investigated @ Scene		Total Vehicles		District Number	
Traffic Unit # 1 or		☐ Veh. ☐ Parked ☐ Bicycle ☐ Pedestrian ☐ Non-Vehicle ☐ Non-Contact Veh.		Traffic Unit # 2 or		☐ Veh. ☐ Parked ☐ Bicycle ☐ Pedestrian ☐ Non-Vehicle ☐ Non-Contact Veh.	
Last Name		First		MI		Last Name	
Street Address		Personal Phone		City		State ZIP	
City		State ZIP		Bus. Phone		City	
Driver License Number		CDL State		Sex DOB		Driver License Number	
Primary Violation		Citation Number		Common Code		Primary Violation	
Violation Code		Citation Number		Common Code		Violation Code	
Year Make		Model		Body Type		Year Make	
License Plate Number		State or Country		Color		License Plate Number	
Vehicle Identification Number		Vehicle Identification Number		Vehicle Owner Last Name		First	
Vehicle Owner Last Name		First		MI		Vehicle Owner Last Name	
Address		City		State ZIP		Address	
Towed Due to Damage		By:		Towed Due to Damage		By:	
Trailer VIN#		Trailer VIN#		Trailer VIN#		Trailer VIN#	
Undercarriage		Undercarriage		Undercarriage		Undercarriage	
Insurance Company		Exp. Date		Insurance Company		Exp. Date	
Policy Number		Policy Number		Policy Number		Policy Number	
Owner Damaged Prop. Last Name		First		MI		Owner Damaged Prop. Last Name	
Owner Damaged Prop. Last Name		First		MI		Owner Damaged Prop. Last Name	
T.U. #		POS.		REST.		ENDO.	
SAFETY EQUIP.		AIR BAG		EJECT		SUSPECTED	
ALCO/DRUG		INJ. SEV.		AGE		SEX	
NAME / ADDRESS		NAME / ADDRESS		NAME / ADDRESS		NAME / ADDRESS	
Approved By		I.D. #		Date		Date	

CO Accident Supplement Report [REDACTED]

(Narrative Continued)

Driver license and stated [REDACTED] is a student at [REDACTED]

I also spoke with the driver of the Subaru, [REDACTED] provided her contact information, that of her parents and stated she is a teacher at [REDACTED]. I contacted [REDACTED] mother on my department issued phone to inform her [REDACTED] had been involved in an accident. I then placed my phone on speaker so the two could speak to each other.

Nothing further.

My body camera was recording at the time of this incident and may contain details and/or statements that were not reflected in my report.

Attachments:

BWC (Torres)

☒ AMENDED/SUPPL. ☐ UNDER \$1,000 ☐ COUNTER REPORT ☐ PRIVATE PROPERTY PAGE 1 OF 3 PAGES

CO Accident Supplement Report Page 1 OF 3
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CO Accident Supplement Report [REDACTED]

(Narrative Continued)

not recording during this conversation.

I responded to Sky Ridge Medical Center ICU Room #3 where I met with the mother [REDACTED] of the driver [REDACTED] of Traffic Unit 1. [REDACTED] was asleep, so I did not go into his room, instead [REDACTED] met me outside. I asked how [REDACTED] was doing and she said that it sounded like he would be ok. She was concerned about the passenger, [REDACTED] and had been texting her. I advised [REDACTED] that the investigation was ongoing, and I gave her my business card with the case number. My body camera was recording during this conversation.

I went to ICU Room [REDACTED] at Sky Ridge Medical Center where I spoke with [REDACTED]. [REDACTED] was medicated so I did not speak with her much. I did advise her that I was there to check on her and that the investigation was ongoing. I left my business card with the case number on it. My Body camera was recording during this conversation. I briefly spoke with Dr. Havens who had advised that [REDACTED] had sustained serious bodily injury.

I contacted Cara O'Donnell with Douglas County Department of Public Works to determine if the camera reported by [REDACTED] recorded the incident. Cara confirmed that this camera does not record and is live feed only. Furthermore, Cara disclosed that this camera is a pan, tilt, zoom, PTZ camera and it may not have even captured the accident.

During my conversation with [REDACTED] and [REDACTED], my Axon Body worn camera was recording and it may contain details and or statements that were not reflected in this report.

Attachments:

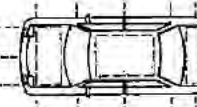
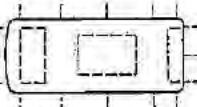
-Officer Notes.

-1115 Axon BWG Footage. - - - - -

NOTHING FURTHER//1115

STATE OF COLORADO TRAFFIC ACCIDENT REPORT

☐ AMENDED/SUPPL. ☐ UNDER \$1,000 ☐ COUNTER REPORT ☐ PRIVATE PROPERTY PAGE 1 OF 3 PAGES

CDDT Code: XXXXXXXXXX		☐ INTERSTATE HWY ☐ STATE HWY ☐ CITY ST/ CNTY RD		HWY NUMBER ☐ ☐ ☐ MILEPOINT ☐ ☐ ☐ ☐ ☐		DOR Code 	
Case #: XXXXXXXXXX							
Date of Accident: <u> / / </u>		City: <u> </u>		Agency: <u> </u>		County: <u> </u>	
Time (24 Hr.): <u> / / </u>		Officer Number: <u> </u>		Officer Name: CUMMINGS, ADAM, ROBERT		Signature: <u> </u>	
Number Killed: <u> 0 </u>		Number Injured: <u> 0 </u>		Location Route, Street, Road: <u> </u>		Miles: <u> </u> Feet: <u> </u>	
Date of Report: <u> / / </u>		Latitude: <u> </u>		Longitude: <u> </u>		Direction: ☐ N ☐ S ☐ E ☐ W ☐ OF: <u> </u>	
Agency Code: <u> </u>		Investigated @ Scene: ☐		Total Vehicles: <u> </u>		District Number: <u> </u>	
Traffic Unit # 1 or <u> </u>		Traffic Unit # 2 or <u> </u>		Public Property/ Employee: ☐		Photos Taken: ☐	
☐ Veh. ☐ Parked ☐ Bicycle ☐ Pedestrian ☐ Non-Vehicle ☐ Non-Contact Veh		☐ Veh. ☐ Parked ☐ Bicycle ☐ Pedestrian ☐ Non-Vehicle ☐ Non-Contact Veh		Railroad Crossing Related: ☐		Const. Zone Related: ☐	
Last Name: <u> </u>		First: <u> </u>		MI: <u> </u>		Last Name: <u> </u>	
Street Address: <u> </u>		Personal Phone: <u> </u>		Street Address: <u> </u>		Personal Phone: <u> </u>	
City: <u> </u>		State: <u> </u>		ZIP: <u> </u>		City: <u> </u>	
Driver License Number: <u> </u>		CDL: <u> </u>		State: <u> </u>		Sex: <u> </u>	
Primary Violation: ☐ DUI		Primary Violation: ☐ DUI		Violation Code: <u> </u>		Citation Number: <u> </u>	
Year: <u> </u>		Make: <u> </u>		Model: <u> </u>		Body Type: <u> </u>	
License Plate Number: <u> </u>		State or Country: <u> </u>		Color: <u> </u>		License Plate Number: <u> </u>	
Vehicle Identification Number: <u> </u>		Vehicle Identification Number: <u> </u>		Vehicle Owner Last Name: ☐ Same		First: <u> </u>	
Address: ☐ Same		City: <u> </u>		State: <u> </u>		ZIP: <u> </u>	
Towed Due to Damage: ☐ By: <u> </u>		Towed Due to Damage: ☐ By: <u> </u>		To: <u> </u>		To: <u> </u>	
Trailer VIN#: <u> </u>		Trailer VIN#: <u> </u>					
Undercarriage: <u> </u>		Undercarriage: <u> </u>		1- Slight 2- Moderate 3- Severe		1- Slight 2- Moderate 3- Severe	
Insurance Company: ☐ None ☐ No Proof		Exp. Date: <u> </u>		Insurance Company: ☐ None ☐ No Proof		Exp. Date: <u> </u>	
Policy Number: <u> </u>		Policy Number: <u> </u>		Owner Damaged Prop. Last Name: <u> </u>		First: <u> </u>	
Address: <u> </u>		City: <u> </u>		State: <u> </u>		ZIP: <u> </u>	
Owner Damaged Prop. Last Name: <u> </u>		First: <u> </u>		Address: <u> </u>		City: <u> </u>	
State: <u> </u>		ZIP: <u> </u>		State: <u> </u>		ZIP: <u> </u>	
T.U. # <u> </u>		POS. <u> </u>		REST. <u> </u>		ENDO. <u> </u>	
SAFETY EQUIP. <u> </u>		AIR BAG <u> </u>		EJECT <u> </u>		SUSPECTED ALCO/DRUG <u> </u>	
INJ. SEV. <u> </u>		AGE <u> </u>		SEX <u> </u>		NAME / ADDRESS <u> </u>	
Approved By: <u> </u>		I.D. #: <u> </u>		Date: <u> </u>			

AA	Case #	DOOR CODE	Accident Date	Agency	HH	
AA	Describe Accident					HH
BB	On October 13, 2020, at approximately 23:22 hours, I responded to an unknown injury accident at [REDACTED] and [REDACTED] in Highlands Ranch Colorado. This intersection is located in unincorporated Douglas County.					JJ
BB	Upon my arrival, I observed a white Acura, bearing Colorado License Plate [REDACTED] on its wheels in the southbound number one lane of [REDACTED] facing southwest. I also saw a blue					JJ
CC	Subaru Crosstrek, bearing Colorado License Plate [REDACTED], on its wheels in the number one lane of [REDACTED] facing southeast. Both vehicles were in the intersection of [REDACTED] and [REDACTED] and both vehicles had significant front-end damage.					KK
CC						KK
DD						KK
DD						LL
EE						LL
EE						MM
FF						MM
FF						NN
GG						NN
GG	Carrier Name	US DOT ☐ ICC ☐ State DOT ☐			NN	
GG	TU.# Address	Carrier Identification #			NN	
GG	Carrier Name	US DOT ☐ ICC ☐ State DOT ☐			NN	
GG	TU.# Address	Carrier Identification #			NN	

(Narrative Continued)

When I exited my patrol vehicle and approached the scene, I saw a male party, later identified to me as [REDACTED] seated on the ground leaning against the rear driver's side door of the white Acura. I also saw paramedics treating a female party, later identified to me as [REDACTED] on the passenger side of the white Acura. I then noticed an additional female party, identified as [REDACTED] lying on her left side, in the grass, on the south-east corner of the intersection. I approached [REDACTED] to check on her injuries. [REDACTED] told me she thought her foot was broken and she was experiencing pain inside her abdomen. When I asked [REDACTED] what happened, she explained she was driving the blue Subaru, traveling southbound on [REDACTED] when the white Acura attempted to make a left turn, turning in front of her, at which point both vehicles collided. [REDACTED] also told me she was going home after leaving Los Dos restaurant, in Highlands Ranch. [REDACTED] also told me she was wearing her seatbelt, the airbags in her vehicle deployed, and she drank one beer approximately one hour previously.

After all parties involved were transported to the hospital, Sgt. Kiesow informed me the Douglas County Sheriff's Office traffic team was being called out to investigate the accident.

At that point, I took pictures of the scene and the vehicles involved. I then remained on scene and conducted traffic control until Deputy Brent Butler arrived.

NO FURTHER ACTION TAKEN BY THIS DEPUTY

****My body-worn camera was on and recording at the time of this incident and may contain statements and or information not contained within this report****

Attachments:

- 1) Body Camera (Cummings 2038)
- 2) In-car Camera (1835)
- 3) Axon Photos

WITNESS

 DOUGLAS COUNTY SHERIFF <i>Service Excellence</i>		4000 Justice Way Castle Rock, CO 80109 (303) 980-7805		STATEMENT FORM CR# [REDACTED]	
Name (Last, First-Middle)		Home Address (Street, City, State, ZIP)			
Home Phone #		Mobile Phone #		Other Contact#	
[REDACTED]		[REDACTED]		[REDACTED]	
Age	Race	Sex	Height	Weight	Eyes
[REDACTED]	W	M	5'7	180	B
Occupation		Business/School Name & Address (Include City and ZIP)		Business/School Phone #	
[REDACTED]		[REDACTED]		[REDACTED]	
Narrative We were driving westbound down university when we saw the white car attempting to make a left, and the blue car was going eastbound and hit ^{hit} one another in the intersection. After the two cars crashed, we pulled over and put on our emergency lights. I then ran over to check the wreckage, and called 911.					
Signature: [REDACTED] Date/Time: 10/13 11:49 p.m. Obtained by: Overman 1931 Page 1 of 1					

2070

8/26/09

KD 000029

WITNESS


 4000 Justice Way
 Castle Rock, CO 80109
 (303) 860-7505

STATEMENT FORM

CR# [REDACTED]

Name [REDACTED]		Home Address (Include City and ZIP) [REDACTED]	
Home Phone # [REDACTED]	Mobile Phone # [REDACTED]	Other Contact# [REDACTED]	Email Address [REDACTED]
Race [REDACTED]	Sex [REDACTED]	Height [REDACTED]	Weight [REDACTED]
W	M	5'06	130
Eyes [REDACTED]	Hair [REDACTED]	Social Security# [REDACTED]	Driver's License# [REDACTED]
Brown	Brown	[REDACTED]	[REDACTED]
Occupation [REDACTED]	Business/School Name & Address (Include City and ZIP) [REDACTED]		Business/School Phone # [REDACTED]

Narrative

I was driving westbound down university and a white sedan was coming the same way. The sedan attempted to make a left turn and crashed head on into the blue SUV going eastbound.

RECEIVED

OCT 22 2020

RECORDS

Signature [REDACTED]	Date/Time 10/13/11:48	Obtained by: [REDACTED]	Page 1 of 1
----------------------	-----------------------	-------------------------	-------------

8/26/09

KD 000030

Case Number: [REDACTED]	Location: [REDACTED]	Investigating Agency: Douglas County Sheriff's Office	Date of Crash: October 13th, 2020	Time of Crash: Approx 2322 Hours	County: Douglas
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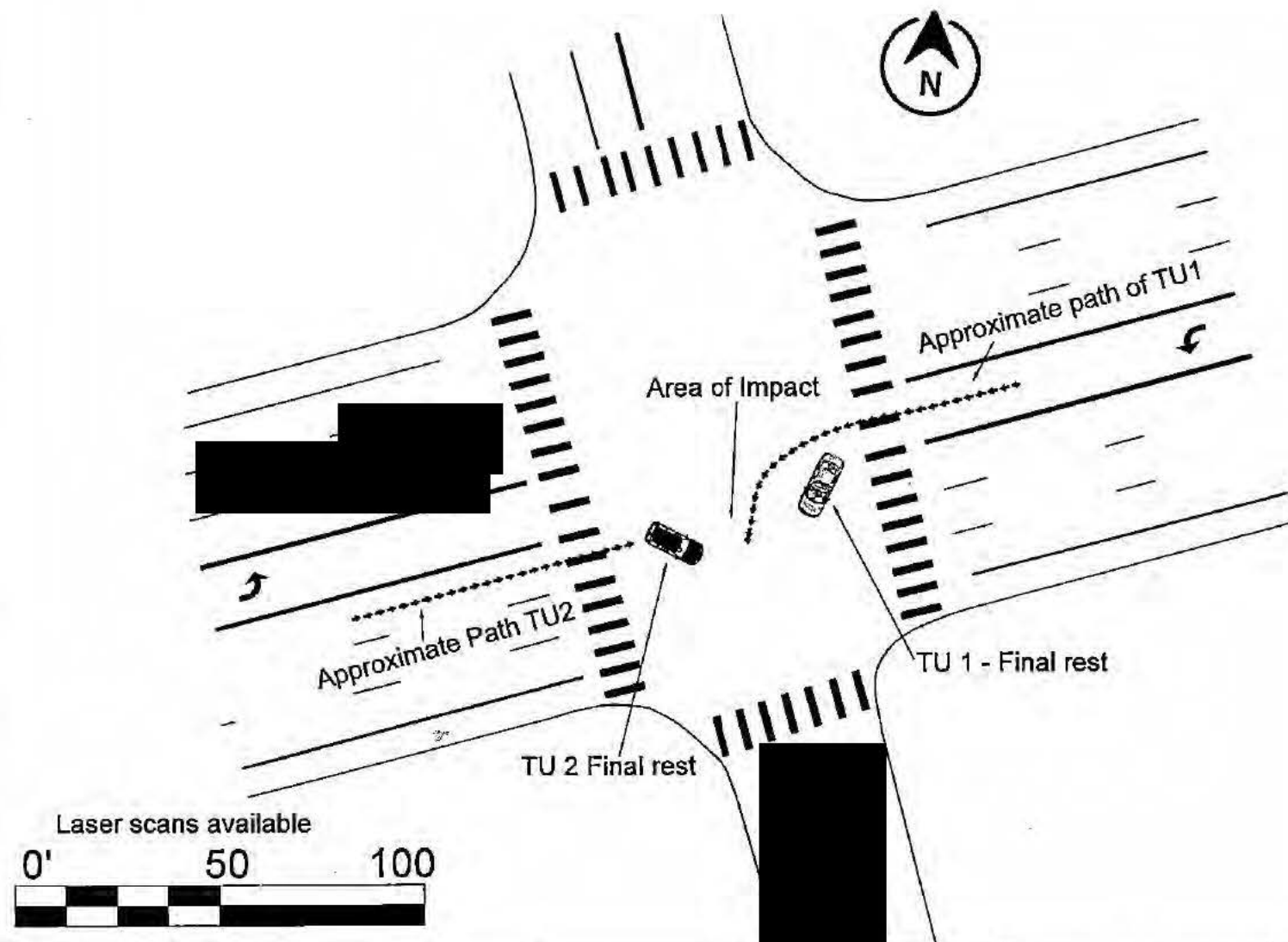


Diagram Drawn By: Deputy Bryan Ward # 0516	Date: October 16th, 2020				
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KD 000031

Case Number: [REDACTED]	Location: [REDACTED]	Investigating Agency: Douglas County Sheriff's Office	Date of Crash: October 13th, 2020	Time of Crash: Approx 2322 Hours	County: Douglas
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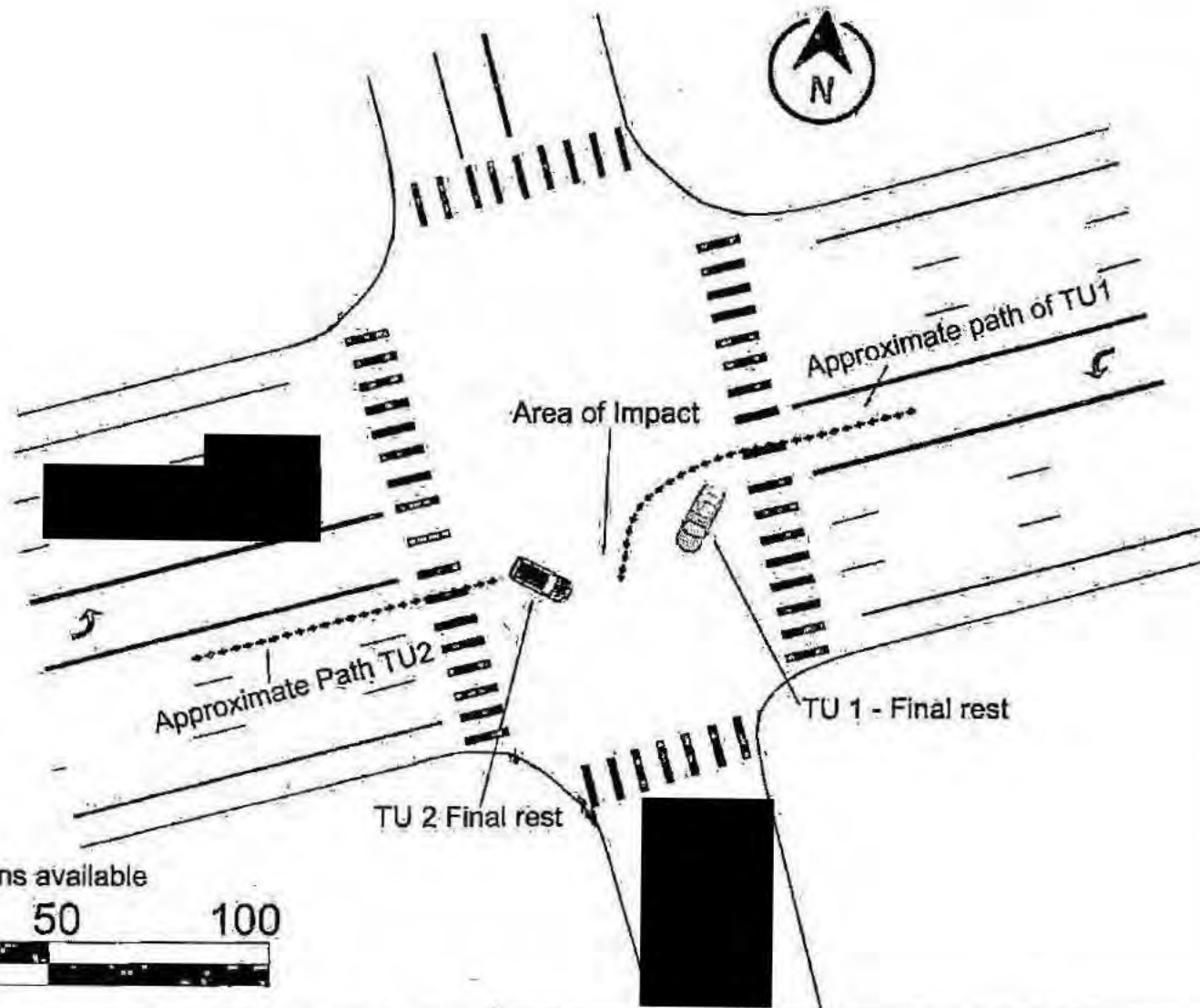


Diagram Drawn By: Deputy Bryan Ward # 0516	Date: October 16th, 2020			
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KD 000032

Towed Vehicle Receipt

Incident No. [REDACTED]	Date/Time: 10/14/2020 02:28 AM
Pull No.: [REDACTED]	
Vehicle	HOLD: Yes Hold Reason: Evidence
Veh Yr: 2004	Veh Tag: [REDACTED] State: CO
Color: WHI	VIN: 1BUUA65264A [REDACTED] Mileage:
Make: ACURA	Model: TL
Type: 4D	
Owner Info	Phone Number: [REDACTED]
Owner: [REDACTED]	
Address: [REDACTED]	
City: HIGHLANDS RANCH	State: CO Zip: [REDACTED]
Tow Reason: CRASH	Towed by: WESTSIDE TOWING
Tow Result: Vehicle Towed	1040 ATCHISON CT
Towed From (Location):	CASTLE ROCK,
INTERSECTION OF UNIVERSITY BLVD / CROSS ST	80130-244
5 UNIVERSITY BLVD	Tow Truck LP:
HIGHLANDS RANCH CO 80130	
INVENTORY	
CONDITION	Damage: Total
Item: All over	
I am signing in receipt of the described vehicle and its contents as an agent of the designated towing company.	
RECEIVED OCT 14 2020	
Tow Company Representative: [Signature]	
Tow Requested By: Officer OVERMAN 1831	
[Signature]	
Officer Signature: _____	

Vehicles can only be released during Douglas County Sheriff's Office business hours
8:00 am to 5:00 PM Monday through Friday. Valid registration and proof of insurance will be
required to release this vehicle.

KD 000033

vehicles can only be released during Douglas County Sheriff's Office business hours
8:00 am to 5:00 PM Monday through Friday. Valid registration and proof of insurance will be
required to release this vehicle

Towed Vehicle Receipt

Incident No.: [REDACTED]	Date/Time: 10/14/2020 2:27 AM
Pull No.: [REDACTED]	
Vehicle	HOLD: <u>Yes</u> Hold Reason: <u>Evidence</u>
Veh Yr: 2020	Veh Tag: [REDACTED] State: CO
Color: GRY	VIN: JP2GTAEC6LB [REDACTED] Mileage: [REDACTED]
Make: SUBARU	Model: CROSSTREK
Type: SUV	
Owner Info	Phone Number:
Owner: [REDACTED]	
Address:	
City: LONG TREE	State: CO Zip: [REDACTED]
Tow Reason: CRASH	Towed by: WESTSIDE TOWING
Tow Result: Vehicle Towed	1040 ATCHISON CT
Towed From (Location):	CASTLE ROCK,
UNIVERSITY BLVD	303-688-8244
HIGHLANDS RANCH CO 80130	Tow Truck LP:
	RECEIVED OCT 14 2020
INVENTORY	
CONDITION	
Item: All over	Damage: Major
I hereby certify that the above is a true and correct copy of the designated towing company.	
Tow Company Representative:	<i>[Signature]</i>
Tow Requested By: DEPUTY SHERIFF BELSEY 2030	
	<i>[Signature]</i>
Officer Signature:	

Vehicles can only be released during Douglas County Sheriff's Office business hours
8:00 am to 5:00 PM Monday through Friday. Valid registration and proof of insurance will be
required to release this vehicle.

KD 000034

MEMORANDUM

TO: CGE FILE

FROM: STEPHEN D. KNAPP, P.E.

JOB NAME: 20-1184-Chalat

SUBJECT: Preliminary Findings and NHTSA Research

DATE OF INCIDENT: October 13, 2020

DATE OF MEMO: February 4, 2021

- 1) The subject Acura TL was new for 2004 and based on the design of the 03 Honda Accord. Vehicle Year and Interchange List (Sisters & Clones List) indicates the following:

2004 All Cars and Trucks, Import and Domestic Makes

Acura	3.5 RL	4d	114.6	u	f	1996	2004	
	MDX	SW	106.3	u	4	2001	2006	Pilot
	NSX	2d	99.6	u	r	1991	2005	
	RSX	3d	101.2	u	f	2002	2006	('01+) Honda Civic? Civic Chassis
	TL	4d	107.9	u	f	2004	2008	New. Based on 03- Accord
	TSX	4d	105.1	u	f	2004	2008	New. Based on European Accord

- 2) Subject Acura TL



3) Subject Acura TL vs. NHTSA 35 mph barrier impact test of sister vehicle 2003 Honda Accord

a. Frontal Crush Damage (Subject vs. NHTSA)



b. Drivers Knee Bolster (Subject vs. NHTSA)

Subject





NHTSA Test



c. Front Passenger's Knee Bolster and Glove Box (Subject vs. NHTSA)

Subject



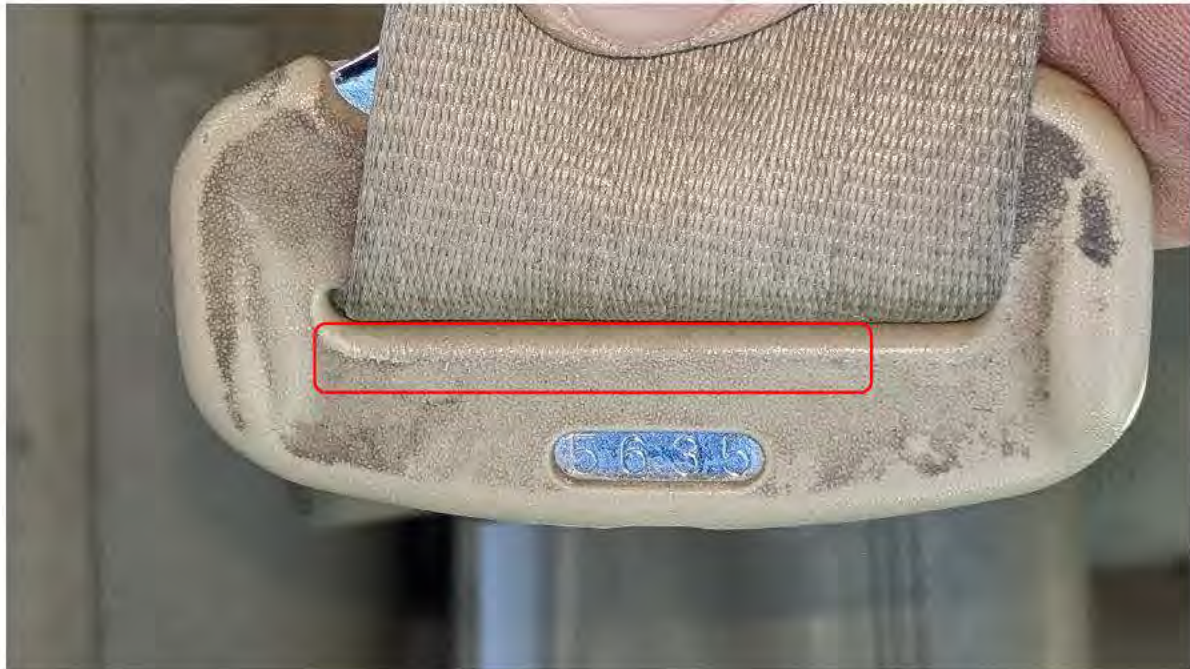
NHTSA



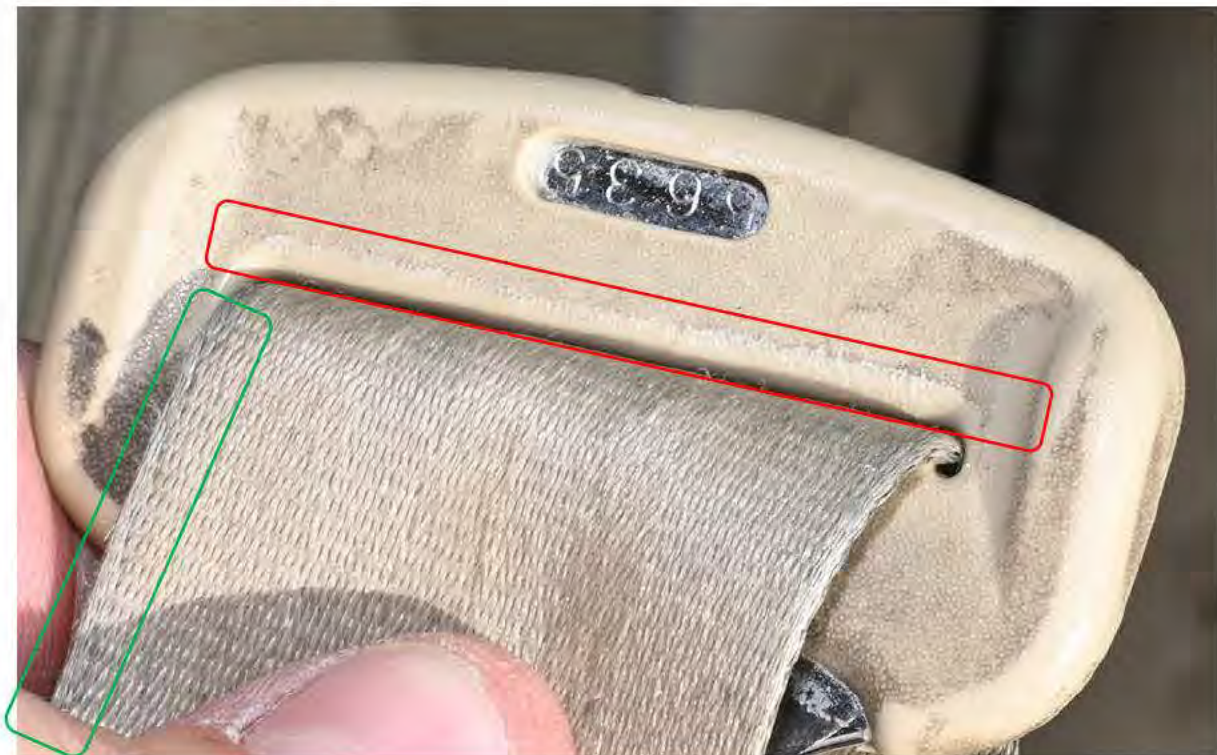
d.

4) Seatbelt Evidence

Driver's Seatbelt Latch D-Ring. Plastic Melting on Plastic D-Ring Material **Red: Plastic Melting on Plastic D-Ring Material**



Front Passenger's Seatbelt Latch D-Ring. **Red: Plastic Melting on Plastic D-Ring Material** **Green: Frayed Edge of Seatbelt Webbing**



Front Passenger's Seatbelt. Red: Plastic Melting on B-Pillar Trim Green: Frayed Edge of Seatbelt Webbing



5) Retractor/Automatic Tensioners

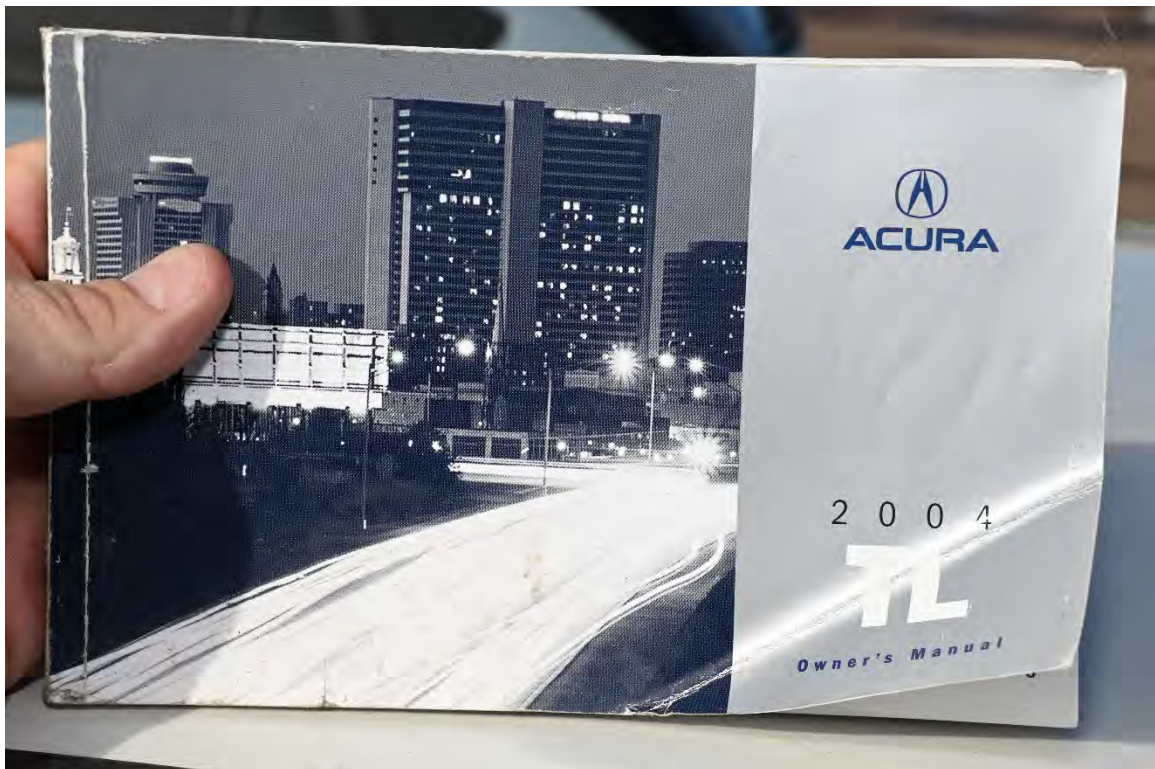
a. Driver's Seatbelt Retractor and Automatic Tensioner

- i. The seatbelt retractor emergency locking mechanism was tested three times by rapidly pulling out the seatbelt webbing. In all three tests the retractor locked.
- ii. The seatbelt freely draws in and out of the retractor. However, there is no evidence of permanent lockup that would indicate that the automatic tensioner deployed in the subject incident.

b. Front Passenger's Seatbelt Retractor and Automatic Tensioner

- i. The seatbelt retractor emergency locking mechanism was tested three times by rapidly pulling out the seatbelt webbing. In all three tests the retractor locked.
- ii. The seatbelt freely draws in and out of the retractor. However, there is no evidence of permanent lockup that would indicate that the automatic tensioner deployed in the subject incident.

6) Subject Acura TL Owner's Manual



Additional Information About Your Seat Belts

Seat Belt System Components

Your seat belt system includes lap/shoulder belts in all five seating positions. The front seat belts are also equipped with automatic seat belt tensioners.



The seat belt system includes an indicator on the instrument panel to remind you and your passengers to fasten your belts. If you turn the ignition switch to ON (II) without fastening your belt, a beeper will sound and the indicator will blink. The beeper will stop after a few seconds, but the indicator will stay on until the driver's seat belt is fastened.

If you do not fasten your seat belt before the beeper stops, the indicator will stop blinking but remain on. If you continue driving without fastening your seat belt, the indicator will start blinking again, and the beeper will sound at regular intervals.

Lap/Shoulder Belt

The lap and shoulder belt goes over your shoulder, across your chest, and across your hips.

To fasten the belt, insert the latch plate into the buckle, then tug on the belt to make sure the buckle is latched (see page 14 for how to properly position the belt).

To unlock the belt, push the red PRESS button on the buckle. Guide the belt across your body so that it retracts completely. After exiting the vehicle, be sure the belt is out of the way and will not get closed in the door.

All seat belts have an emergency locking retractor. In normal driving, the retractor lets you move freely in your seat while it keeps some tension on the belt. During a collision or sudden stop, the retractor automatically locks the belt to help restrain your body.

The seat belts in all positions except the driver's have an additional locking mechanism that must be activated to secure a child seat (see page 40).

If the shoulder part of the belt is pulled all the way out, the locking mechanism will activate. The belt will retract, but it will not allow the passenger to move freely.

CONTINUED

Additional Information About Your Seat Belts

To deactivate the locking mechanism, unlatch the buckle, and let the seat belt fully retract. To refasten the belt, pull it out only as far as needed.

Automatic Seat Belt Tensioners



For added protection, the front seat belts are equipped with automatic seat belt tensioners. When activated, the tensioners immediately tighten the belts to help hold the driver and a front passenger in place.

The tensioners are designed to activate primarily in frontal collisions, and they should activate in any collision severe enough to cause airbag inflation.

However, the tensioners can be activated during a collision in which the airbags do not deploy. In this case, the airbags would not be needed, but the additional restraint could be helpful.

When the tensioners are activated, the seat belts will remain tight until they are unbuckled in the normal manner.

Additional Information About Your Seat Belts

ers are designed to primarily in frontal collisions, should activate in any severe enough to cause inflation.

er, the tensioners can be activated during a collision in which airbags do not deploy. In this case, the airbags would not be needed, but the additional restraint could be helpful.

When the tensioners are activated, the seat belts will remain tight until they are unbuckled in the normal manner.

Seat Belt Maintenance

For safety, you should check the condition of your seat belts regularly.

Pull each belt out fully, and look for frays, cuts, burns, and wear. Check that the latches work smoothly and the belts retract easily. Any belt that is not in good condition or not working properly will not provide good protection and should be replaced as soon as possible.

Acura provides a lifetime warranty on seat belts for U.S. models. See your *Acura Warranty Information* booklet for details.

If a seat belt is worn during a crash, it must be replaced by the dealer. A belt that has been worn during a crash may not provide the same level of protection in a subsequent crash. The dealer should also inspect the anchors for damage and replace them if needed. If the automatic seat belt tensioners activate during a crash, they must be replaced.

For information on how to clean your seat belts, see page 218.

⚠ WARNING

Not checking or maintaining seat belts can result in serious injury or death if the seat belts do not work properly when needed.

Check your seat belts regularly, and have any problem corrected as soon as possible.

7) NHTSA Complaints 2003 Accord

October 28, 2017 NHTSA ID NUMBER: 11040794



Components: SEAT BELTS

NHTSA ID Number: 11040794

Incident Date October 28, 2017

Consumer Location WARMINSTER, PA

Vehicle Identification Number 1HGCM56323A****

Summary of Complaint

CRASH	Yes	DRIVER SIDE AND RIGHT REAR PASSENGER SIDE SEAT BELTS DID NOT LOCK UPON IMPACT IN A COLLISION.
FIRE	No	
INJURIES	1	
DEATHS	0	

[1 Affected Product](#) -

☐ **Request Research** (Services fees apply)

May 24, 2010 NHTSA ID NUMBER: 10332054



Components: SEAT BELTS, AIR BAGS

NHTSA ID Number: 10332054

Incident Date April 1, 2010

Consumer Location JEFFERSONVILLE, IN

Vehicle Identification Number N/A

Summary of Complaint

CRASH	No	I HAVE A 2003 HONDA ACCORD EX WITH AN ERRATIC SRS LIGHT. I'VE HAD IT TO THE DEALERSHIP THREE TIMES FOR REPAIR. 1ST TIME: COULDN'T FIND A PROBLEM BECAUSE THE LIGHT WENT OUT. 2ND TIME: THEY HAD THE CAR 2 DAYS AND REPLACED THE DRIVER'S SIDE SEAT BELT TENSIONER. THOUGHT IT WAS FIXED BUT THEN THE LIGHT CAME ON AGAIN. THIS TIME THEY SAID IT SHOWED SRS CODES 22-8 (A SHORT) AND 51-2. THEY RULED OUT THE SHORT AND ARE SAYING BY THE PROCESS OF ELIMINATION THE SRS UNIT HAS TO BE REPLACED FOR \$411. I DON'T THINK I SHOULD HAVE TO PAY FOR THIS BASED ON WHAT I'VE READ ABOUT THIS ISSUE. WHAT CAN I DO NOW? *TR
FIRE	No	
INJURIES	0	
DEATHS	0	

November 11, 2008 NHTSA ID NUMBER: 10248446



Components: AIR BAGS, SEAT BELTS

NHTSA ID Number: 10248446

Incident Date October 10, 2008

Consumer Location GARFIELD, NJ

Vehicle Identification Number 1HGCM56603A****

Summary of Complaint

CRASH	Yes	THE CAR WAS TRAVELING 25MPH AND WAS STUCK HEAD ON DIRECTLY ON THE DRIVER SIDE. CAR WAS TOTALED. DRIVER SIDE AIRBAG DIDN'T DEPLOY AND DRIVER SIDE SEAT BELT DID NOT HOLD. THE PASSENGER SIDE AIRBAG DEPLOYED. THIS IS A MAJOR FLAW IN THE CAR DESIGN. *TR
FIRE	No	
INJURIES	0	
DEATHS	0	

October 16, 2008 NHTSA ID NUMBER: 10245660



Components: SEAT BELTS, AIR BAGS

NHTSA ID Number: 10245660

Incident Date May 9, 2007

Consumer Location Unknown

Vehicle Identification Number 1HGCM56323A****

Summary of Complaint

CRASH	Yes	TL*THE CONTACT OWNS A 2003 HONDA ACCORD. WHILE ATTEMPTING TO TURN THE VEHICLE AT 50 MPH, IT WAS STRUCK BY ANOTHER VEHICLE. THE CONTACT SUSTAINED INJURIES TO HER BACK, FOREHEAD, KNEES, AND CHEST DUE TO BEING THROWN INTO THE STEERING WHEEL FROM IMPACT. THE DRIVER'S SIDE AIR BAG FAILED TO DEPLOY. THE DRIVER'S SIDE SEAT BELT CAME OUT OF THE BUCKLE LATCH AND WAS THROWN TO THE PASSENGER SIDE OF THE VEHICLE. SIX MONTHS LATER, THE CONTACT WAS INVOLVED IN ANOTHER INCIDENT IN WHICH THE DRIVER'S SIDE AIR BAG DID NOT DEPLOY AGAIN. THE PASSENGER SIDE AIR BAG DEPLOYED. THE CONTACT SUSTAINED HEAD INJURIES AND WAS TRANSPORTED TO THE HOSPITAL. THE VEHICLE WAS TAKEN TO THE DEALER AND REPAIRED. A DIAGNOSTIC TEST WAS PERFORMED, WHICH INDICATED THAT THE AIR BAGS WOULD NOW OPERATE CORRECTLY. A POLICE REPORT WAS FILED. THE CURRENT MILEAGE WAS 37,500 AND FAILURE MILEAGE WAS 36,694.
FIRE	No	
INJURIES	1	
DEATHS	0	

May 13, 2006 NHTSA ID NUMBER: 10157486



Components: AIR BAGS, SEAT BELTS

NHTSA ID Number: 10157486

Incident Date April 24, 2006

Consumer Location MARIETTA, GA

Vehicle Identification Number 1HGCM72643A****

Summary of Complaint

CRASH	Yes	I WAS ON I-285 GOING ABOUT 40 MPH WHEN A TRUCK CARRYING TREE LIMBS AND BRANCHES PULLED OFF THE MEDIAN DIRECTLY IN FRONT OF ME. MY 2003 HONDA ACCORD EX COUPE REAR ENDED THE TRUCK.
FIRE	No	
INJURIES	0	
DEATHS	0	
		THE FRONT PASSENGER AIR BAG DEPLOYED BREAKING THE WINDSHIELD BUT THE DRIVER'S SIDE AIR BAG DID NOT DEPLOY. THE DRIVER'S SEAT BELT DID NOT RETRACT.
		DAMAGE WAS CONFINED TO THE HOOD, BUMPER AND SEVERAL COMPONENTS UNDER THE HOOD (COMPRESSOR, RADIATOR, ETC). THE VEHICLE WAS TOWED TO MY LOCAL HONDA DEALER WHO IS MAKING ALL THE NECESSARY REPAIRS.
		THE DEALER INFORMED ME THAT HONDA RECOMMENDS THE SEAT BELT BUCKLE BE REPLACED WHEN THE SEAT BELT NEEDS TO BE REPLACED. THE DEALER ORDERED THE SEAT BELT BUCKLE BUT NOTICED IT WAS THE WRONG PART WHEN THEY WENT TO INSTALL IT. THEY CONTACTED HONDA NORTH AMERICA ON MAY 4 AND AGAIN ON MAY 12 REGARDING THIS AND AS OF MAY 13 THE DEALER STILL HAS HAD NO RESPONSE FROM HONDA NORTH AMERICA.

January 3, 2005 NHTSA ID NUMBER: 10106678

Components: SEAT BELTS, AIR BAGS



NHTSA ID Number: 10106678

Incident Date December 22, 2004

Consumer Location CLOVER, SC

Vehicle Identification Number 1HGCM66563A****

Summary of Complaint

CRASH	No	CONSUMER WAS DRIVING AT APPROXIMATELY 40 MPH AND THE SIDE CURTAIN AIR BAGS DROPPED DOWN, BUT DID NOT INFLATE. ALSO, THE SEAT BELT ON THE PASSENGER'S SIDE DID NOT RETRACT. THE HEADLINER WAS RIPPED 6 TO 8 INCHES TOWARD THE CENTER OF THE VEHICLE. THE PLASTIC HOUSING THAT RETRACTS THE SEAT BELTS DID NOT OPERATE EITHER. CONSUMER CONTACTED THE MANUFACTURER AND TOLD THE STORY, BUT THE MANUFACTURER WILL NOT STAND BY ITS PRODUCT. *AK
FIRE	No	
INJURIES	0	
DEATHS	0	

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August 20, 2004 NHTSA ID NUMBER: 10089728

Components: AIR BAGS, SEAT BELTS



NHTSA ID Number: 10089728

Incident Date June 16, 2004

Consumer Location FORT WAYNE, IN

Vehicle Identification Number 1HGCM66513A****

Summary of Complaint

CRASH	No	VEHICLE'S PASSENGER SIDE AIR BAG DEPLOYED INADVERTENTLY AND THE SEAT BELT RETRACTED. *MR *SC *JB
FIRE	No	
INJURIES	0	
DEATHS	0	

July 19, 2004 NHTSA ID NUMBER: 10080049

Components: SEAT BELTS, AIR BAGS



NHTSA ID Number: 10080049

Incident Date June 16, 2004

Consumer Location FORT WAYNE, IN

Vehicle Identification Number 1HGCM66513A****

Summary of Complaint

CRASH	No	WHILE DRIVING 65 MPH, THE FRONT PASSENGER SIDE AIR BAG INADVERTENTLY DEPLOYED. *AK ALSO THE FRONT SEAT SEAT BELT RETRACTED. UPON INSPECTION, THE ENGINEERS BELIEVED THAT THE CONSUMER STRUCK SOMETHING BASED ON A SMALL SCRATCH IN THE UNDERCOATING ON THE BOTTOM OF THE VEHICLE. THE CONSUMER STATED THAT THE VEHICLE DID NOT STRIKE ANYTHING. *SC *JB
FIRE	No	
INJURIES	0	
DEATHS	0	

June 25, 2004 NHTSA ID NUMBER: 10078810

Components: SEAT BELTS, AIR BAGS



NHTSA ID Number: 10078810

Incident Date June 16, 2004

Consumer Location FORT WAYNE, IN

Vehicle Identification Number 1HGCM66513A****

Summary of Complaint

CRASH	No	INCIDENT: ON JUNE 16TH, AROUND 10 AM, WE WERE TRAVELING FROM FORT WAYNE INDIANA, TO THE CINCINNATI AREA FOR A VISIT WITH OUR DAUGHTER. DRIVING ALONG I-75 IN OHIO, AT ABOUT 65 MPH, THE RIGHT SIDE OR PASSENGER AIRBAGS DEPLOYED AND THE RIGHT FRONT SEAT (OCCUPIED) BELT RETRACTED.
FIRE	No	
INJURIES	0	
DEATHS	0	

2004 Accord

August 13, 2019 NHTSA ID NUMBER: 11243529



Components: AIR BAGS, STRUCTURE, SEAT BELTS

NHTSA ID Number: 11243529

Incident Date August 5, 2019

Consumer Location MIDDLETOWN, DE

Vehicle Identification Number 1HGCM66524A****

Summary of Complaint

CRASH	Yes	MY CAR GOT INTO A MINOR ACCIDENT A NEIGHBORHOOD. THE AIRBAG ON THE PASSENGER SEAT CAME OUT. EVERYONE INCLUDING THE POLICE THOUGHT IT WAS ODD BECAUSE THERE WASN'T ANYONE SITTING ON THE PASSENGER SEAT. THE DRIVER'S SIDE ON THE OTHER HAND, THE AIRBAG DID NOT COME OUT. AND THE AIRBAG LIGHT IS OFF EVEN THOUGH THE PASSENGER AIRBAG CAME OFF. I HAVE A QUESTION AS TO WHY THAT IS? ALSO MY SEAT BELT BECAME TOO TIGHT AND DOES NOT ALLOW ME ROOM TO MOVES.
FIRE	No	
INJURIES	0	
DEATHS	0	

May 31, 2018 NHTSA ID NUMBER: 11098920



Components: AIR BAGS, SEAT BELTS

NHTSA ID Number: 11098920

Incident Date December 14, 2017

Consumer Location BELMONT, MA

Vehicle Identification Number 1HGCM66824A****

Summary of Complaint

CRASH	No	AIRBAG LIGHT IS ON MEANING THE AIRBAG IS OFF. DRIVERS SIDE SEATBELT DOES NOT OPERATE PROPERLY
FIRE	No	
INJURIES	0	
DEATHS	0	

September 23, 2015 NHTSA ID NUMBER: 10773976



Components: SEAT BELTS, AIR BAGS

NHTSA ID Number: 10773976

Incident Date April 6, 2015

Consumer Location OAKTON, VA

Vehicle Identification Number 1HGCM56474A****

Summary of Complaint

CRASH	No	I NOTICED THAT THE SRS LIGHT WAS INTERMITTENTLY
FIRE	No	ILLUMINATING ON THE DASHBOARD OF MY 2004 HONDA
INJURIES	0	ACCORD. IT TURNS OUT THAT THE DRIVER'S SIDE SEAT BELT
DEATHS	0	BUCKLE SWITCH IS DEFECTIVE, ACCORDING TO THE DEALER.
		HONDA STATES IN THEIR SEAT BELT LIMITED WARRANTY:

September 22, 2015 NHTSA ID NUMBER: 10767559



Components: AIR BAGS, ELECTRICAL SYSTEM, SEAT BELTS

NHTSA ID Number: 10767559

Incident Date March 1, 2013

Consumer Location ATLANTA, GA

Vehicle Identification Number 1HGCM56864A****

Summary of Complaint

CRASH	No	TL* THE CONTACT OWNS A 2004 HONDA ACCORD. WHILE
FIRE	No	DRIVING 45 MPH, THE AIR BAG WARNING LIGHT ILLUMINATED
INJURIES	0	WHEN THE CONSUMER HIT A BUMP IN THE ROAD. THE
DEATHS	0	VEHICLE WAS SERVICED UNDER NHTSA CAMPAIGN NUMBER:
		14V700000 (AIR BAGS), BUT THE REMEDY FAILED. THE
		CONTACT MENTIONED THAT THE AIR BAG WARNING LIGHT
		CONTINUED TO ILLUMINATE AFTER THE RECALL REPAIR. THE
		MANUFACTURER WAS NOTIFIED OF THE FAILURE. THE
		APPROXIMATE FAILURE MILEAGE WAS 157,247.

ALSO, THE BATTERY WAS REPLACED AND THERE WAS AN
ISSUE WITH THE DRIVER'S SIDE SEAT BELT BUCKLE. UPDATED
10/26/15.*JB....UPDATED 11/02/15*BF ...UPDATED
03/19/18*JB...

CONSUMER STATED FAULTY CABLE REEL REPLACED PER AHM
UPDATED 05/16/18*JB

February 2, 2015 NHTSA ID NUMBER: 10680691

Components: SEAT BELTS, AIR BAGS



NHTSA ID Number: 10680691

Incident Date December 10, 2014

Consumer Location ROTONDA WEST, FL

Vehicle Identification Number 1HGCM56614A****

Summary of Complaint

CRASH	No	AIR BAG WARNING LIGHT STAYED ON FOR SOMETIME BEFORE I COULD GET AN APPOINTMENT AT A REPAIR SHOP. AUTO REPAIR MECHANIC EXPLAINED THAT THE DRIVER SIDE AIR BAGS WOULD NOT FUNCTION DUE TO A FAULTY DRIVER SIDE SEAT BELT BUCKLE. BUCKLE WAS REPLACED ON 12/17/14 & AIR BAGS WERE ENABLED. *TR
FIRE	No	
INJURIES	0	
DEATHS	0	

July 11, 2013 NHTSA ID NUMBER: 10524407

Components: AIR BAGS, SEAT BELTS



NHTSA ID Number: 10524407

Incident Date June 28, 2013

Consumer Location CARY, NC

Vehicle Identification Number 1HGCM66524A****

Summary of Complaint

CRASH	Yes	I WAS PULLING INTO A PARKING SPACE IN A PARKING GARAGE. WHEN I WAS ABOUT 3/4 OF THE WAY INTO THE PARKING SPACE, I PUT MY FOOT ON THE BRAKE. APPARENTLY MY FOOT SLIPPED OR I HAD PUT IT ON THE GAS PEDAL INSTEAD OF THE BRAKE. MY CAR SURGED INTO THE CONCRETE WALL ABOUT 5 FEET IN FRONT OF ME AS I PUSHED HARDER ON THE GAS PEDAL BECAUSE I THOUGHT I WAS PUSHING THE BRAKE. NONE OF MY 8 AIRBAGS WENT OFF AND I DO NOT BELIEVE THAT MY SEAT BELT TIGHTENED ITS TENSION AT IMPACT. I SUFFERED A SHATTERED PATELLA, 3 BROKEN TOES, A BRUISED STERNUM AND A BLACK EYE. IF THE AIRBAGS AND SEAT BELTS HAD WORKED PROPERLY I BELIEVE MY INJURIES WOULD BE LESS SEVERE AS THEY WOULD HAVE KEPT ME FROM FLYING FORWARD AT IMPACT. THE IMPACT WAS STRONG ENOUGH TO CRACK THE TRANSMISSION CASE, BREAK ONE ENGINE MOUNT, BREAK THE AIR CONDITIONER, DESTROY THE BUMPER AND HOOD AND CAUSE REPAIRABLE DAMAGE TO THE QUARTER PANELS. YOUR CRASH TEST REPORTS AND HONDA'S SAFETY INFORMATION DO NOT SEEM TRUE TO ME DUE TO MY PERSONAL EXPERIENCE.
FIRE	No	
INJURIES	1	
DEATHS	0	

June 9, 2011 NHTSA ID NUMBER: 10405709



Components: SEAT BELTS

NHTSA ID Number: 10405709

Incident Date June 2, 2011

Consumer Location LOUISVILLE, KY

Vehicle Identification Number 1HGCM66534A****

Summary of Complaint

CRASH	No	TL*THE CONTACT OWNS A 2004 HONDA ACCORD. THE CONTACT STATED THE DRIVERS SEAT BELT DOES NOT SECURE HER CORRECTLY AND THE SEAT BELT WARNING LIGHT REMAINED ILLUMINATED. THE VEHICLE WAS TAKEN TO THE DEALER WHO PERFORMED A DIAGNOSTIC TEST THAT LOCATED THE FAILURE IN THE DRIVERS SEAT POSITION SENSOR. THE VEHICLE WAS NOT REPAIRED. THE FAILURE MILES WAS 71, 800.
FIRE	No	
INJURIES	0	
DEATHS	0	

August 16, 2010 NHTSA ID NUMBER: 10349556



Components: SEAT BELTS

NHTSA ID Number: 10349556

Incident Date July 17, 2010

Consumer Location FULLERTON, CA

Vehicle Identification Number 1HGCM66554A****

Summary of Complaint

CRASH	No	MY 2004 HONDA ACCORD EX STARTED ILLUMINATING THE AIR BAG ON THE INSTRUMENT PANEL. HONDA REPLACED THE LEFT FRONT SEAT BELT BUCKLE SET NH361 [PART # 04816-SDA-A72ZB] AND THE SRS CODE 61010 CLEARED. THE SEAT BELTS WERE COVERED BY A LIFETIME WARRANTY. *TR
FIRE	No	
INJURIES	0	
DEATHS	0	

April 6, 2010 NHTSA ID NUMBER: 10323931



Components: SEAT BELTS, AIR BAGS

NHTSA ID Number: 10323931

Incident Date April 2, 2010

Consumer Location GREENBELT, MD

Vehicle Identification Number 1HGCM66814A****

Summary of Complaint

CRASH	No	2004 HONDA ACCORD. THE SRS WARNING LIGHT WAS COMING ON INTERMITTENTLY. WHEN IT CAME ON, IF I RESTARTED CAR IT USUALLY DISAPPEARED. IT STARTED HAPPENING MORE FREQUENTLY. I TOOK IT INTO HONDA, THEY DIAGNOSED IT AS CODE 61-10 LEFT FRONT BUCKLE FAILURE AND REPLACED IT UNDER LIFETIME WARRANTY. *TR
FIRE	No	
INJURIES	0	
DEATHS	0	

October 7, 2009 NHTSA ID NUMBER: 10286618



Components: AIR BAGS, SEAT BELTS

NHTSA ID Number: 10286618

Incident Date October 1, 2009

Consumer Location BRAZORIA, TX

Vehicle Identification Number 1HGCM66564A****

Summary of Complaint

CRASH	No	2004 HONDA ACCORD HAS AN INTERMITTENT PROBLEM WITH THE DRIVERS SEAT BELT. A CONTACT IN THE SEAT BELT LATCH IS CAUSING THE AIR BAG SYSTEM TO MALFUNCTION. MY LOCAL HONDA DEALERSHIP STATED THAT THE AIR BAG WILL NOT FUNCTION WITH THIS PROBLEM. AN INTERNET SEARCH SHOWS MANY HONDA'S WITH THE SAME PROBLEM. THIS PROBLEM IN THE SEAT BELT DISABLES THE AIR BAG AND ALSO DISABLES THE SEAT BELT WARNING LIGHT WHICH WARNS THE DRIVER IF THE SEAT BELT IS NOT LATCHED. THE HONDA WARRANTY STATES THAT ??ANY HONDA SEAT BELT COMPONENT THAT FAILS TO FUNCTION PROPERLY DURING NORMAL USE? IS COVERED BY A LIFETIME WARRANTY. HOWEVER, HONDA IS REFUSING TO REPLACE THE SEAT BELT LATCH UNDER WARRANTY. *TR
FIRE	No	
INJURIES	0	
DEATHS	0	

October 9, 2008 NHTSA ID NUMBER: 10244943



Components: SEAT BELTS, POWER TRAIN, AIR BAGS

NHTSA ID Number: 10244943

Incident Date October 8, 2008

Consumer Location DURHAM, NC

Vehicle Identification Number N/A

Summary of Complaint

CRASH	Yes	I HAVE COMPLAINED TO HONDA ABOUT MY TRANSMISSION SLIPPING, ALMOST STALLING OUT AND THEN TAKING A HUGE JERK...IT NORMALLY HAPPENS WHEN LETTING UP OFF MY GAS...THIS HAS BEEN ONGOING FOR ALMOST 2 YEARS; LAST NIGHT I HAD THE RIDE OF MY LIFE IN ONLY A MATTER OF SECONDS! I WAS STOPPING BY THE BANK TO GET CASH FROM THE ATM; AS I LET UP OFF MY GAS, THE CAR DID A HARD JERK AND JUMPED THE SIDEWALK HITTING THE CORNER OF THE BANK. I'M SO GLAD NO ONE WAS USING THE ATM AT THIS TIME. MY AIRBAG NEVER DEPLOYED AND MY SEAT BELT RELEASED FOR ME TO GET OUT BUT NOW IT IS JAMMED AND WILL NOT PULL OUT ENOUGH FOR ME TO WEAR IT! WITH ALL THE COMPLAINTS I'VE FOUND THAT ARE VERY SIMILAR TO MINE GOING BACK AS EARLY AS 2003, I REALLY FEEL THAT HONDA SHOULD TAKE THESE COMPLAINTS MORE SERIOUS AND THAT THEY SHOULD BE HELD RESPONSIBLE FOR REPAIRING THE ISSUE AND ANY DAMAGES INCURRED DUE TO THE ISSUE. I AM A NERVOUS WRECK AND I HOPE NO ONE WILL EXPERIENCE WHAT I JUST WENT THROUGH. THERE SHOULD BE A THOROUGH INVESTIGATION REQUIRING HONDA TO FIX THIS PROBLEM. *TR
FIRE	No	
INJURIES	1	
DEATHS	0	

September 24, 2007 NHTSA ID NUMBER: 10204006



Components: VEHICLE SPEED CONTROL, AIR BAGS, SEAT BELTS

NHTSA ID Number: 10204006

Incident Date September 17, 2007

Consumer Location SIERRA VISTA, AZ

Vehicle Identification Number 1HGCM66594A****

Summary of Complaint

CRASH	Yes	TL*THE CONTACT OWNS A 2004 HONDA ACCORD. WHILE PULLING INTO A PARKING SPACE, THE VEHICLE SUDDENLY ACCELERATED AND JUMPED OVER TWO CURBS AND A BUSH. THE VEHICLE FINALLY CAME TO A STOP WHEN IT CRASHED INTO A PARKED VEHICLE. THE CONTACT HAD HER FOOT ON THE BRAKE PEDAL DURING THE ACCELERATION. THE AIR BAGS FAILED TO DEPLOY. THE OCCUPANT SEATED IN THE PASSENGER SEAT SUSTAINED LOWER BACK INJURIES BECAUSE THE SEAT BELT FAILED TO RESTRAIN THE PASSENGER AND THE CONTACT. THE VEHICLE IS CURRENTLY BEING REPAIRED AT A BODY SHOP AND WILL BE TAKEN TO THE HONDA DEALER TO BE DIAGNOSED. POLICE REPORT NUMBER [REDACTED] WAS FILED WITH THE COCHIE COUNTY SHERIFF'S DEPARTMENT. THE SPEED WAS UNKNOWN. THE CURRENT AND FAILURE MILEAGES WERE 39,000.
FIRE	No	
INJURIES	1	
DEATHS	0	

THE CONSUMER STATED THE AIR BAG LIGHT HAD ILLUMINATED, HOWEVER THERE WAS NO AIR BAG DEPLOYMENT. UPDATED 10/10/07. *JB

November 30, 2005 NHTSA ID NUMBER: 10143994



Components: SEAT BELTS

NHTSA ID Number: 10143994

Incident Date November 23, 2005

Consumer Location SPRINGFIELD, VA

Vehicle Identification Number 1HGCM665X4A****

Summary of Complaint

CRASH	Yes	I WAS ENTERING THE INTERSECTION OF [REDACTED] AND [REDACTED] IN OLD TOWN ALEXANDRIA, VIRGINIA WHEN I SAW A TAXI BLOW THROUGH A RED LIGHT ON [REDACTED] (I WAS ON [REDACTED]). THE POINT OF IMPACT WAS THE FRONT DRIVER'S SIDE OF MY 2004 HONDA ACCORD AND THE FRONT PASSENGER SIDE OF THE TAXI. WE SLID ACROSS THE INTERSECTION TOGETHER AS MY AIRBAGS DEPLOYED. WHEN WE CAME TO A STOP I REALIZED THAT MY SEAT BELT, ALONG WITH MY PASSENGER'S SEAT BELT, WAS STILL BUCKLED, HOWEVER THE BELT WAS COMPLETELY UNRAVELED. THERE WERE NO SERIOUS INJURIES TO MYSELF OR MY PASSENGER, BUT I DID RECEIVE A PARTIAL TEAR OF THE TENDONS IN MY LEFT THUMB AND BURNS ON THE TOP OF MY RIGHT HAND FROM THE AIRBAG DEPLOYING. AS OF NOW, THERE HAVE NOT BEEN ANY REPAIRS TO THE CAR AS I AM WAITING FOR BOTH INSURANCE COMPANIES TO MAKE A DECISION ON WHAT TO DO AS FAR AS FIXING IT OR CLAIMING IT A TOTAL LOSS. IT IS SUSPECTED THAT A NEW STEERING WHEEL, A NEW DASHBOARD, NEW AIRBAGS, COMPUTER CALIBRATION AND A NEW FRONT END ARE NEEDED, NOT TO MENTION NEW SEAT BELTS. *JB
FIRE	No	
INJURIES	1	
DEATHS	0	

August 16, 2005 NHTSA ID NUMBER: 10133030



Components: SEAT BELTS

NHTSA ID Number: 10133030

Incident Date August 12, 2005

Consumer Location SOUTH WINDSOR, CT

Vehicle Identification Number N/A

Summary of Complaint

CRASH	Yes	DRIVER SEAT BELT DID NOT RESTRAIN DRIVER. DRIVER RECEIVED INJURY FROM HITTING STEERING WHEEL. *NM
FIRE	No	
INJURIES	1	
DEATHS	0	

March 9, 2005 NHTSA ID NUMBER: 10112777



Components: AIR BAGS, SEAT BELTS

NHTSA ID Number: 10112777

Incident Date March 3, 2004

Consumer Location MACEDONIA, OH

Vehicle Identification Number 1HGCM72214A****

Summary of Complaint

CRASH	Yes	MY DAUGHTER WAS IN AN ACCIDENT ON 3/3/05 WITH HER 2004 2 DOOR HONDA ACCORD. SHE WAS TRAVELING 40 MPH AND HIT A VEHICLE TURNING ACROSS TRAFFIC HEAD ON. NOT ONLY DID HER AIR BAGS NOT DEPLOY, HER SEAT BELT DID NOT HOLD HER BACK EITHER. I TRIED CONTACTING HONDA, AND THEIR ANSWER WAS THEY WILL REFER IT TO LEGAL DEPARTMENT. I WANT TO KNOW MY DAUGHTER IS GOING TO BE SAFE DRIVING A BRAND NEW CAR AND THEY DON'T EVEN WANT TO SEND ANYONE TO LOOK AT IT.*AK
FIRE	No	
INJURIES	1	
DEATHS	0	

October 20, 2004 NHTSA ID NUMBER: 10090190



Components: SEAT BELTS, AIR BAGS

NHTSA ID Number: 10090190

Incident Date August 13, 2004

Consumer Location COLUMBIA, MO

Vehicle Identification Number 1HGCM563X4A****

Summary of Complaint

CRASH	Yes	DURING A 35 MPH REAR END COLLISION, THE DRIVER'S SEAT BELT GAVE SLACK AND DID NOT RETRACT/LOCK. THE CONSUMER SUSTAINED INJURIES. EVOQ FILED BY: [REDACTED] [REDACTED]*AK THE CONSUMER STATED THE AIR BAG DID NOT DEPLOY.*JB
FIRE	No	
INJURIES	1	
DEATHS	0	

July 30, 2004 NHTSA ID NUMBER: 10083014



Components: SEAT BELTS, UNKNOWN OR OTHER

NHTSA ID Number: 10083014

Incident Date July 17, 2004

Consumer Location FOLSOM, CA

Vehicle Identification Number 1HGCM66884A****

Summary of Complaint

CRASH	No	ON JULY 6TH, 2004, I TOOK POSSESSION OF OUR NEW 2004 HONDA ACCORD SEDAN WITH 132 MILES ON THE ODOMETER. I SCHEDULED TO HAVE HONDA ACCESSORIES INSTALLED BY THE HONDA DEALERSHIP ON JULY 15TH-16TH, AND PICKED UP MY VEHICLE ON JULY 17TH.*AK
FIRE	No	
INJURIES	0	
DEATHS	0	

UPON PICKING UP THE VEHICLE (369 MILES ON ODOMETER) THE DRIVER'S SIDE SEATBELT WOULD NOT RETRACT. THE SEATBELT WAS COMPLETELY PULLED OUT AND STILL WOULD NOT RETRACT. IT TOOK THE DEALERSHIP SEVERAL HOURS, BUT THEY MANAGED TO REPLACE THE DRIVER'S SIDE SEATBELT WHICH HAD FAILED.

2004 Acura TL

March 19, 2018 NHTSA ID NUMBER: 11080263



Components: AIR BAGS, SEAT BELTS

NHTSA ID Number: 11080263

Incident Date February 1, 2018

Consumer Location Unknown

Vehicle Identification Number 19UUA662X4A****

Summary of Complaint

CRASH	No	AIR BAG LIGHT IS ON AND AIR BAG IS DEACTIVATED DUE TO DEFECTIVE SWITCH IN SEAT BELT BUCKLE. MANUFACTURER HAS LIFETIME SEAT BELT WARRANTY BUT WILL NOT HONOR THE WARRANTY BECAUSE THEY CLAIM THAT THE SWITCH IS PART OF THE AIR BAG SYSTEM AND NOT PART OF THE SEAT BELT. SO MY WIFE AND DAUGHTER HAS TO DRIVE A CAR WITH NO AIR BAGS BECAUSE HONDA/ACURA WILL NOT HONOR THEIR WARRANTY. SHOULD BE A RECALL ON THIS, AS IT IS A COMMON PROBLEM.
FIRE	No	
INJURIES	0	
DEATHS	0	

March 19, 2018 NHTSA ID NUMBER: 11080263



Components: AIR BAGS, SEAT BELTS

NHTSA ID Number: 11080263

Incident Date February 1, 2018

Consumer Location Unknown

Vehicle Identification Number 19UUA662X4A****

Summary of Complaint

CRASH	No	AIR BAG LIGHT IS ON AND AIR BAG IS DEACTIVATED DUE TO DEFECTIVE SWITCH IN SEAT BELT BUCKLE. MANUFACTURER HAS LIFETIME SEAT BELT WARRANTY BUT WILL NOT HONOR THE WARRANTY BECAUSE THEY CLAIM THAT THE SWITCH IS PART OF THE AIR BAG SYSTEM AND NOT PART OF THE SEAT BELT. SO MY WIFE AND DAUGHTER HAS TO DRIVE A CAR WITH NO AIR BAGS BECAUSE HONDA/ACURA WILL NOT HONOR THEIR WARRANTY. SHOULD BE A RECALL ON THIS, AS IT IS A COMMON PROBLEM.
FIRE	No	
INJURIES	0	
DEATHS	0	

May 14, 2015 NHTSA ID NUMBER: 10716379



Components: AIR BAGS

NHTSA ID Number: 10716379

Incident Date May 11, 2015

Consumer Location YORK, PA

Vehicle Identification Number 19UUA66274A****

Summary of Complaint

CRASH	No	TL* THE CONTACT OWNS A 2004 ACURA TL. WHILE DRIVING AT AN UNDETERMINED SPEED, THE PASSENGER SIDE AIR BAG INADVERTENTLY DEPLOYED. THERE WERE NO INJURIES. THE PASSENGER SIDE LEATHER SEAT WAS SEVERALLY DAMAGED AND TORN DUE TO THE FAILURE. THE CAUSE OF THE FAILURE WAS NOT DIAGNOSED. THE MANUFACTURER WAS NOTIFIED OF THE FAILURE. THE FAILURE MILEAGE WAS 104,000.
FIRE	No	
INJURIES	0	
DEATHS	0	

January 15, 2012 NHTSA ID NUMBER: 10443871



Components: AIR BAGS

NHTSA ID Number: 10443871

Incident Date January 11, 2012

Consumer Location CATHEDRAL CITY, CA

Vehicle Identification Number 19UUA66294A****

Summary of Complaint

CRASH	Yes	REAR ENDED A VEHICLE GOING 50MPH, DRIVER AIRBAG DID NOT DEPLOY. PASSENGER AIRBAG DEPLOYED
FIRE	No	
INJURIES	1	
DEATHS	0	

March 13, 2006 NHTSA ID NUMBER: 10152617



Components: AIR BAGS

NHTSA ID Number: 10152617

Incident Date February 27, 2006

Consumer Location BATTLE CREEK, MI

Vehicle Identification Number 19UUA66224A****

Summary of Complaint

CRASH	Yes	DT*: THE CONTACT STATED WHILE CHANGING LANES AT 30 MPH THE VEHICLE HIT ANOTHER VEHICLE AND THE DRIVER SIDE AIRBAG DID NOT DEPLOY. THIS WAS A FRONTAL IMPACT AND THE DRIVER WAS WEARING A SEATBELT BUT SUSTAINED MINOR INJURIES. A POLICE REPORT WAS FILED AT THE SCENE AND PICTURES ARE AVAILABLE. THE VEHICLE SUSTAINED FRONTAL DAMAGE AND WAS TOWED TO A LOCAL TOW YARD AWAITING INSPECTION. THE DEALERSHIP AND MANUFACTURER WERE ALERTED.
FIRE	No	
INJURIES	1	
DEATHS	0	

Douglas County District Court, Colorado 400 Justice Way Castle Rock, CO 80109 Telephone: 720.865.7800	
In the Interest of: 	
Respondent. Attorney or Party Without Attorney (Name and Address): Russell R. Hatten #30399 1600 Broadway, Suite 1920 Denver, CO 80202 Phone Number: 303.861.1042 E-mail: rhatten@chalatlaw.com FAX Number: 303.861.0506	▲COURT USE ONLY▲ Case Number: Division Courtroom C
C.R.C.P. 45 SUBPOENA DUCES TECUM TO PRODUCE THE 2004 ACURA TL, VIN 19UUA66264A FOR INSPECTION, DISASSEMBLY, AND TESTING OF THE VEHICLE'S SEAT BELT SAFETY RESTRAINT SYSTEM	

TO: **TONY G. SPURLOCK**
DOUGLAS COUNTY SHERIFF
 4000 Justice Way
 Castle Rock, CO 80109

and

JOHN KELLNER
 18th Judicial District Attorney
 4000 Justice Way, Ste. 2525-A
 Castle Rock, CO 80109

YOU ARE HEREBY COMMANDED:

To produce at Douglas County's impound lot at 2965 US-285 in Castle Rock, Colorado 80109 at 12:00 p.m. MT on Friday, February 26, 2021, the **2004 Acura TL VIN 19UUA66264A** that is presently being held as evidence in criminal proceedings pending in the 18th Judicial District Court against E.A., a minor, Case # - . The production of such vehicle is to permit representatives of , Respondent, American Honda Motor Co., Inc., and other interested parties to have access to the interior of the vehicle to inspect, disassemble, and test the driver's side and passenger's side front seat belts, seat belt retractors, seat belt automatic tensioners, seat cushions, and safety restraint systems for purposes of determining whether any of such products malfunctioned at the time of the collision on October 13, 2020.

This Subpoena *Duces Tecum* is issued pursuant to Rule 45 of the Colorado Rules of Civil Procedure. A copy of the pertinent provisions of Rule 45 are included at the back of this subpoena.

Dated: February 9, 2021.

CHALAT HATTEN & BANKER PC

/s/ Russell R. Hatten

Russell R. Hatten, Atty. Reg. No. 30399

1600 Broadway; Ste. 1920

Denver, Colorado 80202

Telephone: 303.861.1042

Fax: 303.861.0506

Email: rhatten@chalatlaw.com

***Attorneys for [REDACTED] and [REDACTED], Co-
Conservators and Co-Guardians for
[REDACTED], Respondent***

CERTIFICATE OF SERVICE

I hereby certify that on February 9, 2021, a true and accurate copy of the foregoing was served to the following along with a cover letter from Russell R. Hatten that included a copy of the traffic accident report that has been bates stamped **KD 000007 – KD 000034** and a copy of the twenty seven page February 4, 2021 Memorandum of Preliminary Findings and NHTSA Research from Stephen D. Knapp, P.E.,:

American Honda Motor Co., Inc.
1919 Torrance Blvd.
Torrance, CA 90501-2746
Via email to: csc@ahm.honda.com

American Honda Motors
Honda/Acura Case #11875549
Via email to AHMcustomersupport@ahm.honda.com

Autoliv Inflators
Autoliv Safety Technology, Inc.
250 American Way
Brigham City, UT 84302

Joel S. Babcock
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Marco Chayet
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650 S. Cherry Street
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Guardian ad Litem for Respondent
Via email to: Marco@coloradoelderlaw.com

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Eytan Nielsen LLC
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Via email to: Iris@Eytan-Nielsen.com

Stuart Morse
Stuart D. Morse & Associates, L.L.C.
5445 DTC Parkway, Ste. 250
Greenwood Village, CO 80111
Attorney for E.A., a minor
Via email to: smorse@smorselaw.com

U.S. DOT National Highway Traffic Safety Administration (NHTSA)
NHTSA tracking number 11372597
Via email to: <https://www.nhtsa.gov/about-nhtsa/contact-us>

/s/ Denise Ramirez
for Chalat Hatten & Banker, PC

Per C.R.C.P. 45(a)(1)(A)(VII), the complete text of C.R.C.P. 45(c) and (d) is set out below:

(c) Protecting a Person Subject to a Subpoena.

(1) Avoiding Undue Burden or Expense; Sanctions. A party or attorney responsible for issuing and serving a subpoena must take reasonable steps to avoid imposing undue burden or expense on a person subject to the subpoena. The issuing court must enforce this duty and impose an appropriate sanction, which may include lost earnings and reasonable attorney's fees, on a party or attorney who fails to comply.

(2) Command to Produce Records or Tangible Things.

(A) Attendance Not Required. A person commanded to produce records or tangible things need not attend in person at the place of production unless also commanded to attend for a deposition, hearing, or trial.

(B) For Production of Privileged Records.

(i) If a subpoena commands production of records from a person who provides services subject to one of the privileges established by C.R.S. § 13-90-107, or from the records custodian for that person, which records pertain to services performed by or at the direction of that person ("privileged records"), such a subpoena must be accompanied by an authorization signed by the privilege holder or holders or by a court order authorizing production of such records.

(ii) Prior to the entry of an order for a subpoena to obtain the privileged records, the court shall consider the rights of the privilege holder or holders in such privileged records, including an appropriate means of notice to the privilege holder or holders or whether any objection to production may be resolved by redaction.

(iii) If a subpoena for privileged records does not include a signed authorization or court order permitting the privileged records to be produced by means of subpoena, the subpoenaed person shall not appear to testify and shall not disclose any of the privileged records to the party who issued the subpoena.

(C) Objections. Any party or the person subpoenaed to produce records or tangible things may submit to the party issuing the subpoena a written objection to inspecting, copying, testing or sampling any or all of the materials. The objection must be submitted before the earlier of the time specified for compliance or 14 days after the subpoena is served. If objection is made, the party issuing the subpoena shall promptly serve a copy of the objection on all other parties. If an objection is made, the party issuing the subpoena is not entitled to inspect, copy, test or sample the materials except pursuant to an order of the court from which the subpoena was issued. If an objection is made, at any time on notice to the subpoenaed person and the other parties, the party issuing the subpoena may move the issuing court for an order compelling production.

(3) Quashing or Modifying a Subpoena.

(A) When Required. On motion made promptly and in any event at or before the time specified in the subpoena for compliance, the issuing court must quash or modify a subpoena that:

(i) fails to allow a reasonable time to comply;

(ii) requires a person who is neither a party nor a party's officer to attend a deposition in any county other than where the person resides or is employed or transacts his business in person, or at such other convenient place as is fixed by an order of court;

(iii) requires disclosure of privileged or other protected matter, if no exception or waiver applies; or

(iv) subjects a person to undue burden.

(B) When Permitted. To protect a person subject to or affected by a subpoena, the issuing court may, on motion made promptly and in any event at or before the time specified in the subpoena for compliance, quash or modify the subpoena if it requires:

(i) disclosing a trade secret or other confidential, research, development, or commercial information; or

(ii) disclosing an unretained expert's opinion or information that does not describe specific matters in dispute and results from the expert's study that was not requested by a party.

(C) Specifying Conditions as an Alternative. In the circumstances described in Rule 45(c)(3)(B), the court may, instead of quashing or modifying a subpoena, order attendance or production under specified conditions if the issuing party:

(i) shows a substantial need for the testimony or material that cannot be otherwise met without undue hardship; and

(ii) ensures that the subpoenaed person will be reasonably compensated.

(d) Duties in Responding to Subpoena.

(1) Producing Records or Tangible Things.

(A) Unless agreed in writing by all parties, the privilege holder or holders and the person subpoenaed, production shall not be made until at least 14 days after service of the subpoena, except that, in the case of an expedited hearing pursuant to these rules or any statute, in the absence of such agreement, production shall be made only at the place, date and time for compliance set forth in the subpoena; and

(B) If not objected to, a person responding to a subpoena to produce records or tangible things must produce them as they are kept in the ordinary course of business or must organize and label them to correspond to the categories in the demand and must permit inspection, copying, testing, or sampling of the materials.

(2) Claiming Privilege or Protection.

(A) Information Withheld. Unless the subpoena is subject to subsection (c)(2)(B) of this Rule relating to production of privileged records, a person withholding subpoenaed information under a claim that it is privileged or subject to protection as trial-preparation material must:

(i) make the claim expressly; and

(ii) describe the nature of the withheld records or tangible things in a manner that, without revealing information itself privileged or protected, will enable the parties to assess the claim.

(B) Information Produced. If information produced in response to a subpoena is subject to a claim of privilege or of protection as trial-preparation material, the person making the claim may notify any party that received the information of the claim and the basis for it. After being notified, a party must promptly return, sequester, or destroy the specified information and any copies it has; must not use or disclose the information until the claim is resolved; must take reasonable steps to retrieve the information if the party disclosed it before being notified; and may promptly present the information to the court under seal for a determination of the claim. The person who produced the information must preserve the information until the claim is resolved.