



U.S. Department of Transportation  
**National Highway Traffic Safety  
Administration**



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August 30, 2022

[REDACTED]  
Cedartown, GA [REDACTED]

NEF-109 ela  
Ref. No. 11476857

Dear [REDACTED]

Thank you for the letter about your model year (MY) 2016 BMW X3 vehicle. Your letter was forwarded to the National Highway Traffic Safety Administration's (NHTSA) Office of Defects Investigation. I am pleased to respond.

NHTSA is the Federal agency responsible for improving safety on our Nation's roadways. We are authorized to order manufacturers to recall and repair vehicles or motor vehicle equipment when our investigations indicate that they contain safety defects, such as in their design, construction, or performance. Among other activities, we also monitor the completion rates and adequacy of manufacturers' recall campaigns.

We appreciate the report you provided. Reports from motorists are a very important source of information for NHTSA. Your MY 2016 BMW X3 is affected by NHTSA Safety Recall Campaign No. 21V-907. As you know, the recall addresses a problem with the Exhaust Gas Recirculation system which may develop a cooling fluid leak, and may cause damage to the engine intake manifold in certain MY 2015 through MY 2017 BMW X3 vehicles. You seek compensation for the reduction in trade-in value that you feel has affected your vehicle, and assistance with a vehicle repurchase.

Chapter 301 of Title 49 of the United States Code (U.S.C.) does not require manufacturers to reimburse owners for additional expenses associated with a safety recall, such as a loss in trade-in value, as a result of the defect. Nor does the statute authorize the Federal government to assist vehicle owners in obtaining reimbursements or to facilitate or intervene in vehicle repurchase, replacement, or repair requests pursuant to State Lemon Law proceedings.

According to BMW, the final remedy for Recall 21V-907 is now available, and owner notification letters were mailed on July 6, 2022. We encourage you to continue to work with BMW and your local dealer regarding the repair of your vehicle and any of your concerns related to the recall. We entered your information into our database where it will be used with other reports to identify any safety defect trends that may require our attention. You can learn more about NHTSA's investigation and recall process on our website at [www.nhtsa.gov/sites/nhtsa.dot.gov/files/documents/mvdefectsandrecalls\\_808795.pdf](http://www.nhtsa.gov/sites/nhtsa.dot.gov/files/documents/mvdefectsandrecalls_808795.pdf).

If you encounter a safety-related problem with a motor vehicle or motor vehicle equipment in the future, please complete an electronic Vehicle Owner's Questionnaire online at [www.nhtsa.gov](http://www.nhtsa.gov) or call the Vehicle Safety Hotline at 888-327-4236. Also, you may review owners' complaints, safety recalls, manufacturers' service bulletins, etc., on our website.

Sincerely,

A handwritten signature in cursive script that reads "Randy Reid".

Randy Reid, Chief  
Correspondence Research Division  
Office of Defects Investigation  
Enforcement