

From: Chris Santucci/=WDC/Toyota_NY

Sent:8/31/2009 12:20 PM

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Subject: Fatal Lexus Crash.

Nishida-san,

Today NHTSA contacted me about this case. Last week, I was contacted about a similar case (no crash) involving a dealer loaner vehicle. NHTSA received a VOQ from a customer who was given an ES350 while their vehicle was being serviced. In this fatal crash, from what we can tell, another dealer loaner vehicle was involved, a 2009 ES350.

NHTSA is "re-thinking" what to do about the DP. While they do not believe there is an electrical or mechanical problem with the ES350, they do not believe that the All Weather Floormat recall is effective in preventing these incidents. If more information about this case is revealed, and a stuck accelerator pedal is deemed to be the root cause, I believe that NHTSA will open an investigation into the vehicle.

Regards,

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<http://www3.signonsandiego.com/stories/2009/aug/31/officer-kin-reportedly-victims-fiery-crash-31-aug-/?metro&zIndex=157949>

Stuck accelerator alleged, with 911 call.

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