

EA02-025

10-27-03

**FORD 10/27/03
LETTER TO ODI**

ATTACHMENT M

BOOK 1 OF 22

PART A - D

PART A

78-213866-25
4-1766-22

CHS# 96-7128

2-15-98

1042-025 40974

LANGE TECHNICAL SERVICES, LTD.

10 SEAMAN PLACE • DEER PARK, NEW YORK 11789 (516) 887-0123 FAX (516) 887-0185

July 30, 1996

FORENSIC ENGINEERING
EQUIPMENT ANALYSIS
ACCIDENT RECONSTRUCTION
FIRE C/O DETERMINATION

Ms. Andrea Scaleso
State Farm Insurance Company
85 Adams Avenue
Hauppauge, New York 11788

Re: Our File No. 9606-PD-299
Claim No. [REDACTED]
Insured: [REDACTED]
Vehicle: 1995 Lincoln Towncar
VIN: 1LNLM8ZW7SY6Z3469
Mileage: N/A
Examined: June 26, 1996

Dear Ms. Scaleso:

As requested, the above vehicle was examined at Insurance Auto Auctions in Holbrook, New York to determine the cause of the engine compartment fire. The following are our findings.

General Observations:

The above vehicle sustained a severe fire in the engine compartment area. No recent repairs had been noted prior to the fire. The entire front of the vehicle sustained severe damage due to an intense fire (Photo Nos. 2 and 3). The damage to the left side was more severe than that to the right. The entire tire on the left side had been consumed and the wheel partially melted. The tire on the right side was severely burned, but mostly intact. Also noted was severe melting of the hood in the left forward area. Based upon the flame patterns and the extent of the damage, the fire appears to have originated on the left side (Photo No. 4).

Although severe damage had been incurred to the hood which is made of aluminum, large portions of the left side had been completely consumed (Photo No. 5). This would indicate that very intense fire had existed in this portion of the vehicle. This is consistent with the melting of the left side front rim.

The above vehicle is equipped with a V-8 engine mounted in a conventional forward to rear configuration (Photo No. 6). The above vehicle is also rear wheel driven. RECEIVED
AUG 9 1996

Examination of the engine revealed a very intense heat on the left area. This is indicated by the burning of the fiberglass reinforced valve cover (Photo No. 7). Also noted was a small melting

July 30, 1996

Page 2

Ms. Andrea Scaless
State Farm Insurance Company

Re: Our File No. 9606-PD-799
Claim No. [REDACTED]
Insured: [REDACTED]

on the underside of the brake valve adjacent to the master cylinder (Photo No. 8). This again confirms the origin area to be on the left side with the greatest intensity of heat adjacent to the engine.

Examination of the fuel couplings and fuel rail fail to reveal any indications that a malfunction had occurred in this area. It should be noted that plastic fuel lines are utilized in this vehicle and in this fire

these lines were completely consumed (Photo No. 9). The electrical harnesses in the established origin area were examined to determine if a malfunction had occurred. Careful analysis of the individual wiring failed to reveal any indications of an electrical short circuiting. All wires appear to be consistent and no sleeving or bailing was noted (Photo No. 10). It should be noted that this vehicle is equipped with plastic fender aprons and as such, many combustible components were consumed along with the aprons.

Examination of the established origin area revealed the location of power steering hoses. At the rear of the exhaust manifold was noted a black residue indicative of a material burning on the exhaust manifold. Based upon the proximity of the power steering hoses, it appears that a leak existed in the power steering system that caused the power steering fluid to be ignited upon contact with the exhaust manifold (Photo No. 11).

Due to the fire damage and the inability to power the vehicle system, the mileage could not be determined on the vehicle. Close examination of the tires revealed a very square tread pattern indicating relatively low mileage (Photo No. 12). It should be determined that the tires on the vehicle at the present time are the originals. If these tires are the originals then the vehicle had relatively low mileage at the time of the fire.

Conclusions:

In our opinion, based on the above findings, available information, accuracy of reported statements and conditions of the examination, the fire in the above vehicle originated in the left side of the engine compartment. The cause of the fire appears to be a leak in the power steering system. The leaking hot power steering fluid contacted the exhaust manifold igniting the fluid and the adjacent components resulting in the damage observed.

July 30, 1996

Page 3

Ms. Andrea Scaless
State Farm Insurance Company

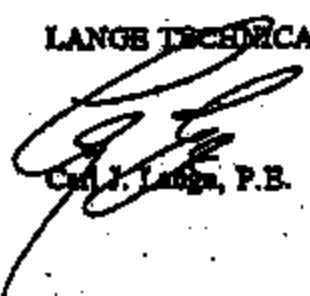
Re: Our File No. 9606-PD-299
Claim No. [REDACTED]
Insured: [REDACTED]

Based on the established origin area, cause of fire and age of vehicle, the fire is considered the result of a manufacturing defect in the power steering system.

Thank you for this opportunity to be of service.

Sincerely,

LANGE TECHNICAL SERVICES, LTD.


Carl J. Lange, P.E.

CIL:ks
Enclosures

RECEIVED

AUG 09 1996

CSCN140

VEHICLE DATA

97/04/30 08:27:50

ENTER VIN ==> 1LNLM82W7SY623469

NAME ==> REGISTRANT UNKNOWN ZIP ==>

MODEL YR ==>

OWNER NAME : REGISTRANT UNKNOWN

STREET ADDR : COMPANY VEHICLE SOLD

CITY :

N/A DATE: 96-09-06

ST/PRV:

CTRY:

ZIP/POSTAL CODE:

N/A SOURCE: W

MODEL YEAR : 95

PLANT: Y

SALE DATE: 94-12-21

BODY STYLE DESC: 4 DOOR SEDAN SIGNATURE SERIES

PRODUCTION DATE: 94-09-23

VEHICLE DESC : 1995 TOWN CAR

	DIVISION	DISTRICT	ZONE	DEALER	PDC CODE	FCSD REGION
SHIP-TO	3	14	I	361	23	13
FACING	3	14	I	361		
RESPONSIBLE	1	81	I	000		

CA EMISSION :

ENGINE TAG CODE :

CAMPAIGN COUNTS

NAVIS STATUS : 800

COMPANY CAR IND :

TOTAL CAMPAIGNS : 02

DSO DISTRICT :

FLEET CODE :

OPEN : 02 CLOSED : 00

DSO NUMBER :

FLEET STATUS :

ACTIVE: 02 HISTORY: 00

F1-INQUIRY F3-EXIT F4-G160 F5-G150 F8-CONTINUE SEARCH F9-G130

LFENJ82

88Y621469

1995 TOWN CAR

4 DOOR SEDAN SICH

04/30/97 10:55:30

4.6L SOHC (MODULAR) 51&JR10A AUTOMATIC OVERDRIVE

JRE SERIES

AXLE CODE : 1

*OPEN RECALLS

98012

FUEL TANK GROMMET REPLACEMENT

*WARRANTY START DATE 12/21/94

BUILD DATE 09/23/94

START MILEAGE

22

*EXTENDED SERVICE PLAN

NO ESP INFORMATION AVAILABLE

FOR MORE INFO <ESC>, M. MENU OR 99. BYE

CSCN150:

CAV IGV VEHICLE INFORMATION

97/04/30 08:28:01

ENTER CAMPAIGN NUMBER--> 95812 VIN--> 1LNLM82W78Y623469 TYPE OF SEARCH: A
MODEL YEAR: 95 DEFECT: FT PIPE SEAL BODY STYLE: 4 DOOR SEDAN SIGNATURE SERIES
NEW STATUS CODE: CAMP DIV : 6
REPAIR INFORMATION: TYPE CODE: SUPP CODE :
REPAIR DATE: DEALER P/A: KIT CODE : AA
MICRO REP: CLAIM NUM: QASIS DATE : 95-04-05
DELETE REASON: VENDOR N/A INFORMATION:
RESP. DEALER INFORMATION: NEW: IND: MATCH CODE:
CURRENT: 1 81 000 ASSIGNED: 97-02-13 SOURCE: UR EXTRACT DATE:
***** STATUS INFORMATION: ***** REPAIR INFORMATION: *****
CODE DESCRIPTION DATE TYPE DATE P/A CLAIM# MICRO# CL SRC
M RELEASED FOR MAILING 95-01-10
M RELEASED FOR MAILING 95-07-10
M RELEASED FOR MAILING 95-04-05
R READY TO RELEASE 95-03-27

DELETE REASON:

F1-INQUIRY F2-G140 F3-EXIT F5-G130 F7-FIRST F8-NEXT F9-MORE STATUS
F10-ADD STATUS F11-REVISE
I037-NO MORE DATA TO DISPLAY

LPENJ82

CSCN130 :

NOTIFICATION RECIPIENT HISTORY

97/04/30 09:28:05

ENTER CAMPAIGN NBR ==> 95812 VIN ==> 1LNLN82W78Y623469
DEFECT : FT PIPE SEAL BODY STYLE DESC: 4 DOOR SEDAN SIGNATURE SERIES
RESP DEALER : BEGINNING MAILED DATE: 96-01-10
RELEASE DESC : OSU FOLLOW UP MAILED ENDING MAILED DATE : 96-01-10
CAMPAIGN DIV : 6 FLEET CODE: FLEET MGMT LOC CODE:
LAST NAME : BG-468N-G18P INITIALS:
STREET ADDR1 :
ADDR2 :
CITY : HOWARD BEACH CTRY: ST/PRV: NY
ZIP/POSTAL CODE: 11414 N-A SOURCE: F N-A EFF DATE: 95-01-06

RESP DEALER : 336361 BEGINNING MAILED DATE: 95-07-18
RELEASE DESC : POSTCARD FOLLOWUP ENDING MAILED DATE : 95-07-18
CAMPAIGN DIV : 6 FLEET CODE: RC999 FLEET MGMT LOC CODE: 9999
LAST NAME : BG-468N-G18P INITIALS:
STREET ADDR1 :
ADDR2 :
CITY : HOWARD BEACH CTRY: ST/PRV: NY
ZIP/POSTAL CODE: N-A SOURCE: F N-A EFF DATE: 95-01-06
F1-INQUIRY F3-EXIT F4-QUIT F5-G150 F7-FIRST PAGE F8-NEXT PAGE F9-G140
I032-PRESS F8 FOR MORE DATA LPMNJ82

CSCN130

NOV VICATION REGIFIENT HISTORY

97/04/30 08:28:08

ENTER CAMPAIGN NBR ==> 95S12 VIN ==> 1LNLM82W78Y623469
 DEFECT : FT PIPE SEAL BODY STYLE DESC: 4 DOOR SEDAN SIGNATURE SERIES
 RESP DEALER : 336361 BEGINNING MAILED DATE: 95-04-28
 RELEASE DESC : NEW ISSUE TOTAL ENDING MAILED DATE : 95-04-28
 CAMPAIGN DIV : 6 FLEET CODE: RC999 FLEET MGMT LOC CODE: 9999
 LAST NAME : [REDACTED] BG-468N-G18P INITIALS:
 STREET ADDR1 : [REDACTED]
 ADDR2 :
 CITY : HOWARD BEACH CTRY:
 ZIP/POSTAL CODE: [REDACTED] N-A SOURCE: F N-A EFF DATE: 95-01-06

 RESP DEALER : BEGINNING MAILED DATE:
 RELEASE DESC : ENDING MAILED DATE :
 CAMPAIGN DIV : FLEET CODE: FLEET MGMT LOC CODE:
 LAST NAME : INITIALS:
 STREET ADDR1 :
 ADDR2 : ST/PRV:
 CITY : CTRY:
 ZIP/POSTAL CODE: N-A SOURCE: N-A EFF DATE:
 F1-INQUIRY F3-EXIT F4-QUIT F5-G150 F7-FIRST PAGE F8-NEXT PAGE F9-G140
 I048-LAST PAGE LPENJ82

CSCN150

CA' SIGN VEHICLE INFORMATION

97/04/30 08:28:14

ENTER CAMPAIGN NUMBER--> 96L12 VIN--> 1LMLM82W7SY623469 TYPE OF SEARCH: A
MODEL YEAR: 95 DEFECT: PASS AIR BAG BODY STYLE: 4 DOOR SEDAN SIGNATURE SERIES
NEW STATUS CODE: _____ CAMP DIV : 6
REPAIR INFORMATION: _____ TYPE CODE: _____ SUPP CODE :
REPAIR DATE: _____ DEALER P/A: _____ KIT CODE : CK
MICRO REF: _____ CLAIM NUM: _____ OASIS DATE :
DELETE REASON: _____ VENDOR N/A INFORMATION:
RESP DEALER INFORMATION: _____ NEW: _____ IND: Y MATCH CODE:
CURRENT: 1 81 000 ASSIGNED: 97-02-13 SOURCE: UR EXTRACT DATE: 96-11-24
***** STATUS INFORMATION: ***** REPAIR INFORMATION: *****
CODE DESCRIPTION DATE TYPE DATE P/A CLAIM# MICRO# CL SRC
U UNDELIVERABLE 97-02-13 U
M RELEASED FOR MAILING 97-02-07
H AWAITING MAILING 96-11-24

DELETE REASON:

F1-INQUIRY F2-G140 F3-EXIT F5-G130 F7-FIRST F8-NEXT F9-MORE STATUS
F10-ADD STATUS F11-REVISE
I037-NO MORE DATA TO DISPLAY

LPENJ82

Figure 2

NOTIFICATION RECIPIENT HISTORY

97/04/30 08:28:17

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INQUIRY CAMPAIGN NBR ==> 96112 VIN ==> 1LNLM82W7BY623469
DEFECT : PASS AIR BAG BODY STYLE DESC: 4 DOOR SEDAN SIGNATURE SERIES
RESP DEALER : 181000 BEGINNING MAILED DATE: 97-02-21
RELEASE DESC : NI PART KIT CODE ENDING MAILED DATE : 97-02-27
CAMPAIGN DIV : 6 FLEET CODE: FLEET MGMT LOC CODE:
LAST NAME : REGISTRANT UNKNOWN INITIALS:
STREET ADDR1 : COMPANY VEHICLE SOLD
ADDR2 :
CITY : CTRY:
ZIP/POSTAL CODE: N-A SOURCE: W N-A EFF DATE: 96-09-06
*****
RESP DEALER : BEGINNING MAILED DATE:
RELEASE DESC : ENDING MAILED DATE :
CAMPAIGN DIV : FLEET CODE: FLEET MGMT LOC CODE:
LAST NAME : INITIALS:
STREET ADDR1 :
ADDR2 :
CITY : CTRY:
ZIP/POSTAL CODE: N-A SOURCE: N-A EFF DATE:
F1-INQUIRY F3=EXIT F4=QUIT F5=G150 F7-FIRST PAGE F8-NEXT PAGE F9=G140
1848-LAST PAGE LPENJ82

```

```
*****
*
*****
*   GENERATED BY:
*   DEBRA TATE
*
*   PHONE: 313-845-8998
*
*   JOB: 06082511
*
*   JOWDATE: 04/28/97
*
*   TIME: 17:03:18
*
*****
```

REVISIONS **Version 2.2**

***** HISTORY (AM-11) TYPE

- * MODEL YEAR - 18
* CUT-OFF DATE - 1/1/2000
* REPORT TITLE - [REDACTED]
* VEHICLE TYPE - CAR
* REPORT CLAIM TYPE - ALL CLAIMS
* REPORT BODY SEQUENCE - PLANT CODE \ SERIAL NO
* PAGE ON PRIMARY SORT? -
* HAKUTO MIN VALUE -
* PLANT/SERIAL NUMBERS - [REDACTED]

38AFR57
PAGE 3.03

1995 02-11 PARTS BY CONSUMED CODE (OLD CONDITION CODE) SUMMARY (14AFR57 C/O)
DATE RECEIVED BY RECEIVING PART NO. FREQUENCY

PART NO CC COUNT		
740220	02	1
740220	04	1

DPK2-025 40000

22APR87
PAGE 3.81

1994 SN-II PARTS BY CUSTOMER CONCERN CODE SUMMARY (16APR87 E/O)
DATA ORDERED BY DESCRIBING PART NO. FREQUENCY

PART NO CCC COUNT		
XXXX	XX	1
740320	XX	1

1002-025 40087

2817H57
PAGE 4.01

1995 SE-II PARTS BY CONDITION CODE SUMMARY (1448897 C/O)
DATA PROVIDED BY DESIGNING PART NO. FREQUENCY

PART NO CD COUNT		
748220	CS	1
748220	NS	1

2817H57-025 48888

28APR97
PAGE 5.21

1995 SR-11 PART/CONCERN CODE DESCRIPTION SUMMARY (1APR97 C/O)
DATA OBTAINED BY DISCOMBING REPAIR CODES

NUMBER	PART DESCRIPTION	COUNT	CC-DESCRIPTION	COUNT	CD-DESCRIPTION	COUNT	CCC-DESCRIPTION	COUNT
ENTIRE	ENTIRE, MULTI-PANEL	1	CS-FEELS TO COLOR	1	CS-PTCHNG/REVIEWCH	1	PS1-APPEARANCE	1
744920	PANEL LHM RX	1	56-NOISE, RATTLES, SQUEAKS	1	56-NOISE OPERATION	1	PS3-1X LOGGNG/CHP	1

1993-025 40898

[illegible]

REQUESTED BY: DERRA WATE 14APR97 C/O
DATA SOURCE: PAGE 08-II

TOTALS						NATION						
CLAIMS	CLAIMS W/COMMENTS	CLAIMS IN FILE	VEHICLES	DEALERS	MATERIAL COST	TOTAL COST	CLAIMS PER VEH	CLAIMS PER DEAL	CLAIMS TOTL/STATE	MATERIAL COST/REP	TOTAL COST/REP	PCT CLAIM W/COMMENTS
2	2	2	1	1	\$30.34	\$616.60	2.00	2.00	6.94	\$15.12	\$207.81	100%

--> IF THIS AVERAGE APPEARS THEN
CLAIM IS NOT USED IN THE MATRIX
(CLAIM IN THE TOTAL (IN SUMMARY ABOVE) EQUALS
TOTAL CLAIM COUNT MINUS AVERAGE THE CLAIMS)

[illegible]

28APR97 CLAIMS LISTING FOR 1998 MODEL YEAR 2000120
PAGE 1 SORTED BY PLATONUM SERIALNO MIL982

14APR97 C/O REQUESTED BY: DERRA VATE
DATA SOURCE: PAGE 28-17 X53460

NOTE: IF THE VALUE IS (*) THEN CLAIM NOT RECD IN THE SYSTEM

VEHICLE INFORMATION						CLAIM INFORMATION																		
SERIAL	CAR B/O	REG	ST	YEAR	MAKE	MODEL	CLAIM	NUMBER	C	WCC	FAIR	CC	OC	CS	DATE	T	TACT	MILE	WATL	TOTL	LR	REPR	ST	
NUMBER	LEN	CCI	MM	DATE	DATE	DEAL	NUMBER	NUMBER	S	NUMBER														
623469	18			21DEC94	21DEC94		BJT48161	6784	MYR	CS	F01	CS	30NOV94	0	123			5	30.24	248	1.0	11278	NY	
** COMMENTS-CLAIM #1						TRUCK-RE COLLISION						6484 \$248.37												
623469	18			23NOV94	21DEC94	1	BJT48161	6784	MYR	CS	F01	CS	30NOV94	0	1			5	0.00	187	2.3	11278	NY	
** COMMENTS-CLAIM #2						TRUCK-TIRE REMOVED TO VIEWPOINT NOISE AND SWIFT BODY ON FRAME TO CORRECT																		

THIS LISTING CONTAINS 2 TOTAL CLAIMS

Office of the General Counsel

Ford Motor Company
Parklane Towers West
Suite 400
3 Parklane Boulevard
Dearborn, MI 48126-2568

February 21, 1997

Serpe, Feinbloom, Andres & Kaufman
149 Main Street
P.O. Box 165
Huntington, L.I., NY 11743-0165
ATTENTION: ROBERT R. SERPE

Re: Claimant: [REDACTED]
DOE: 5/21/96
Vehicle: 1995 Lincoln Town Car
Your Claim No. [REDACTED]

Dear Mr. Serpe:

Following a review of the facts and circumstances surrounding this event, Ford Motor Company finds no evidence of a manufacturing or design defect, therefore, we must deny liability for this claim.

Please be advised that all necessary steps must be taken to ensure that the subject vehicle and all of its component parts are maintained and preserved for trial. Ford Motor Company has the right to inspect the vehicle and remove and test any component part that you claim to be defective, and to be presented with the vehicle and the subject component part(s) at the time of trial, should litigation ensue from this informal claim.

If you propose to repair the vehicle for continued usage, such repairs may not be performed until after Ford Motor Company has inspected the vehicle and removed and tested any component part you claim to be defective or advised you in writing that it does not intend to perform such inspection and/or testing at this time. But even in that event, Ford Motor Company will insist that all components claimed to be defective are maintained and preserved for trial.

Sincerely,

Shawn Norton
Claims Analyst

tlc

FILE NO.
ISM12948
/mo

CIVIL COURT OF THE CITY OF NEW YORK
COUNTY OF QUEENS

-----X
STATE FARM INSURANCE COMPANY,
a/s/ [REDACTED]

Plaintiff,

-against-

COMPLAINT

FORD MOTOR COMPANY,

Defendant.
-----X

The plaintiffs, by their attorney, complaining of the defendants, respectfully show to the Court and allege:

AS AND FOR A FIRST CAUSE OF ACTION

1. That during the time herein stated and hereinafter mentioned, the plaintiff hereinafter referred to as was and still is a mutual insurance company duly organized under the laws of the State of Illinois, engaged in the legal transaction of business in the County of Queens, State of New York, and was duly licensed under the laws of the State of New York to transact business therein.

2. That during the time heretofore mentioned, plaintiff's subrogor, [REDACTED], was insured under a policy of insurance issued by the plaintiff and was the owner of a 1995 Lincoln Town Car motor vehicle.

3. Upon information and belief that during the time heretofore and at all times hereinafter mentioned, the defendant, Ford Motor Company, was and still is a corporation doing business within the County of Wayne, State of Michigan, and the defendant was a corporation doing business within the State of Michigan.

4. That heretofore and on or about the 21st day of May, 1996, the defendant, Ford Motor Company, was a manufacturer and dealer respectively of automobiles and was engaged in the business of manufacturing and selling 1995 Lincoln Town Cars.

5. That heretofore and prior to the 21st day of May, 1996, the defendant, Ford Motor Company, sold and delivered to the plaintiff's subrogor certain goods, wares and merchandise consisting of a 1995 Lincoln Town Car.

6. That the defendant, Ford Motor Company, expressly warranted to the plaintiff's subrogor that each part of the vehicle was free of defects in material and workmanship for a certain time period and mileage.

7. That the defendant, Ford Motor Company, warranted to the plaintiff's subrogor that the motor vehicle sold to

plaintiff's subrogor was completely inspected by said defendant and that said motor vehicle was free of defects and fit to be used as a motor vehicle.

8. That the aforesaid warranties related to the aforesaid goods was part of the basis of the bargain.

9. That the said warranties were not true as the vehicle was not warranted inasmuch as the vehicle caught fire on May 21, 1996.

10. That as a result of the foregoing, the said motor vehicle purchased by the plaintiff's subrogor was damaged and pursuant to the aforesaid policy of insurance between plaintiff and plaintiff's subrogor the plaintiff paid to its subrogor the sum of \$27,722.50.

11. That pursuant to said policy of insurance, plaintiff was subrogated to the rights of plaintiff's subrogor.

12. That as a result of the foregoing, plaintiff sustained damages in the sum of \$27,722.50.

AS AND FOR A SECOND CAUSE OF ACTION

13. Plaintiff repeats, reiterates and realleges each and every allegation contained in paragraphs "1" through "12", inclusive, of the complaint, with the same force and effect as though herein more fully set forth at length.

14. Upon information and belief, that at the time defendants designed, manufactured, assembled, distributed and sold the aforesaid automobile, the parts, appliances, mechanisms, equipment and appurtenances thereof, were represented to be safe, proper, suitable and fit for the use and purpose intended and to which it would be put; that it was of good and merchantable quality, that it was properly designed, manufactured and assembled for such use and purpose, and that it contained no hidden or latent defects and concealed dangers or imperfections.

15. Upon information and belief, that at the time of design, manufacture, assembly, distribution and sale of the aforesaid automobile, the defendants knew or should have known the use and purpose to which it would be put, and that it would be driven, operated and controlled by the purchaser or user thereof, including the plaintiff's subrogor herein over and along the public streets and highways of this state.

16. Upon information and belief, that at the time of design, manufacture, assembly, distribution and sale of the aforesaid automobile, the defendants had the duty of seeing to it that the same was so designed, manufactured, assembled, distributed and sold, as to be safe, proper and adequate for the use and purpose intended, of good and merchantable quality, free from any hidden or latent defects and concealed dangers or imperfections.

17. Upon information and belief, that on May 21, 1996, while the vehicle was being lawfully and properly used with the exercise of due care, suddenly and without any notice or warning, and solely because of the dangerous, defective, malfunctioning and unsafe condition of said automobile, the parts, appliances, mechanisms, equipment, appurtenances thereof, the vehicle caught fire with property damage being caused to said vehicle as a result thereof.

18. Upon information and belief, that the aforesaid accident, and the property damage resulting therefrom, were caused and occasioned by reason of the breach by the defendants, their agents, servants and employees of the warranties and representations made by them, as hereinbefore stated.

19. Upon information and belief, that the defendants, by their agents, servants and employees, breached the said warranties and representations in that they knew or should have known, in the exercise of reasonable and sufficient observation, inspection and testing that the said automobile, the parts, appliances, mechanisms, equipment, appurtenances thereof, was in effect, unfit and unsuitable for the use and purpose intended, was of unmerchantable quality, was improper, inadequate and unsafe, and contained hidden or latent defects and concealed dangers or imperfections.

20. Upon information and belief, that by reason of all the foregoing, and the breach of the warranties and representations on the part of the defendants, their agents, servants and employees, as aforesaid, the said vehicle was damaged.

21. That by reason of the foregoing, the plaintiff, was required to pay to plaintiff's subrogor the sum of \$27,722.50, and was damaged in said amount.

AS AND FOR A THIRD CAUSE OF ACTION

22. Plaintiff repeats, reiterates and realleges each and every allegation contained in paragraphs "1" through "21," inclusive, of the complaint, with the same force and effect as though herein more fully set forth at length.

23. Upon information and belief that as hereinbefore shown and alleged, the said automobile was faulty, defective and malfunctioning in the respects hereinbefore stated.

24. Upon information and belief that at all times hereinbefore mentioned, the plaintiff's subrogor was using the said automobile for the purpose and in the manner normally intended.

25. Upon information and belief that the aforesaid faulty, defective and malfunctioning condition of said automobile was a substantial factor in bringing about said

property damage.

26. Upon information and belief that prior to May 21, 1996, and at all of the times hereinbefore mentioned, the plaintiff or his subrogor, by the exercise of reasonable care could not have discovered the faulty, defective and malfunctioning condition of said automobile, nor could they have perceived its dangers.

27. Upon information and belief, that even though plaintiff and plaintiff's subrogor exercises reasonable care, the plaintiff, or its subrogor could not otherwise have averted said property damage.

28. Upon information and belief, that under the Doctrine of Strict Liability, enunciated by the Court of Appeal in the case of CODLING v. PAGLIA & CHRYSLER CORPORATION, the defendant herein is liable to the plaintiffs for the property damage sustained by them, as hereinbefore set forth.

29. Upon information and belief, that by reason of all of the foregoing, the plaintiff, has been damaged in the sum of \$27,722.50.

WHEREFORE, plaintiff demands judgment against the defendants, and in its first cause of action in the sum of \$27,722.50, in its second cause of action in the sum of \$27,722.50, in its third cause of action in the sum of \$27,722.50, together with interest, costs and disbursements of this action.

Dated : Huntington, New York
February 6, 1997

SERFE, FEINBLUM, ANDREE & KAUFMAN
Attorney for Plaintiff
149 Main Street, PO Box 163
Huntington, New York 11743
(516) 421-4488
File No.: ISM12948

VERIFICATION

STATE OF NEW YORK)
) ss.:
COUNTY OF SUFFOLK)

ROBERT R. SERPE, being duly sworn, deposes and says:

That deponent is the attorney for the Plaintiff in the within action; that deponent has read the foregoing Complaint and knows the contents thereof, and that the same is true to deponent's own knowledge, except as to the matters herein stated to be alleged upon information and belief and that as to those matter he believes it to be true.

This verification is made by deponent and not by Plaintiff because Plaintiff is a corporation, whose officers do not reside in the county in which your deponent maintains his office.

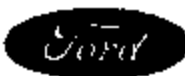
The grounds of deponent's belief as to all matters not stated upon deponent's knowledge are as follows: Investigations and records on file with the Plaintiff and forwarded to your deponent.


ROBERT R. SERPE

Sworn to before me this
7th day of February 1997

Notary Public

BETSY BAUSER
NOTARY PUBLIC, State of New York
No. 018A5065539
Qualified in Suffolk County
Commission Expires 9998



Office of the General Counsel

Ford Motor Company
Parklane Towers West
Suite 400
Three Parklane Boulevard
Dearborn, Michigan 48128-3585

November 5, 1996

State Farm Insurance Companies
1750 Route 29
Wayne, NJ 07477
ATTENTION: LEE SALMOND

Re: Claimant: [REDACTED]
D/O/E: 5/21/96
Vehicle: 1995 Town Car
Your Claim No.: [REDACTED]

Dear Mr. Salmond:

We are in receipt of your letter dated October 24, 1996.

It is our opinion the material submitted does not sufficiently support your allegation that Ford Motor Company is solely responsible for this loss. We understand you are preserving the vehicle. However, it would be incorrect to assume that Ford Motor Company does not wish to inspect the vehicle. If you are going to pursue this claim, we assume you will comply with your duty to preserve the evidence and such duty does not expire until any possible litigation is completed.

Please be advised that all necessary steps must be taken to ensure that the subject vehicle and all of its component parts are maintained and preserved for trial. Ford Motor Company has the right to inspect the vehicle and remove and test any component part that you claim to be defective, and to be presented with the vehicle and the subject component part(s) at the time of trial, should litigation ensue from this informal claim.

If you propose to repair the vehicle for continued usage, such repairs may not be performed until after Ford Motor Company has inspected the vehicle and removed and tested any component part you claim to be defective or advised you in writing that it does not intend to perform such inspection and/or testing at this time. But even in that event, Ford Motor Company will insist that all components claimed to be defective are maintained and preserved for trial.

Sincerely,

Michelle Hathaway-Bratt
Claims Analyst

de

Page 2
October 24, 1996

Mrs Lee Salmond
Claim Specialist
(201) 305-6221

State Farm Fire and Casualty Company

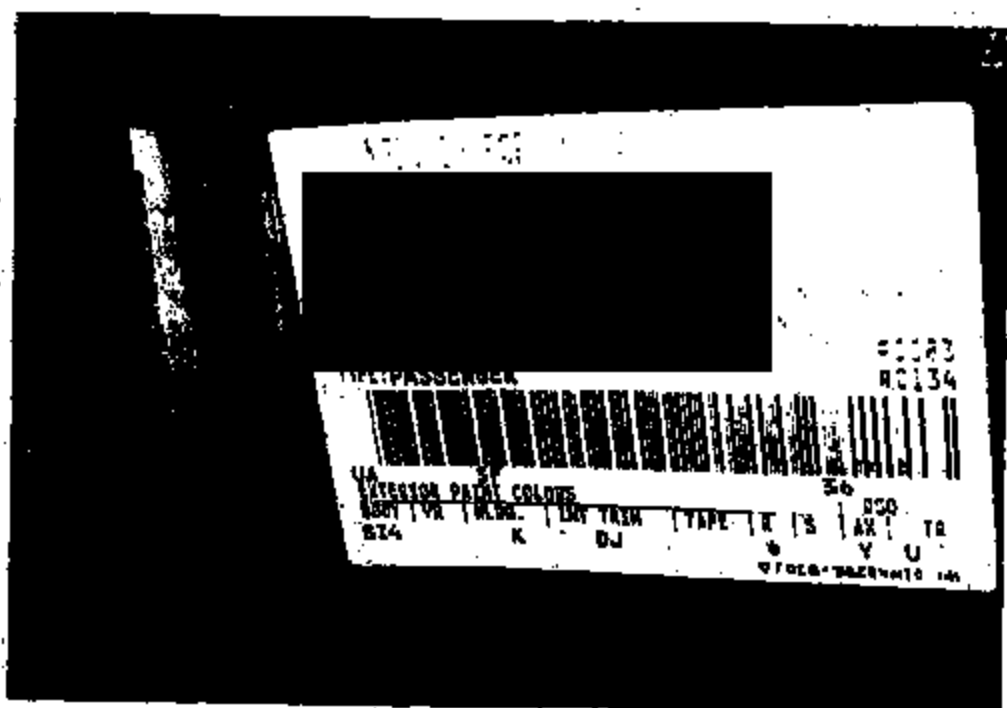


Photo No. 1: Vehicle Identification



Photo No. 2: Exterior of vehicle

Exhibit "A"

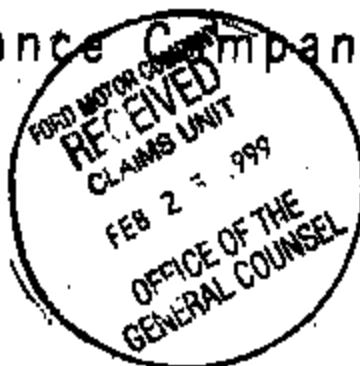
ENC2-82H 48718

State Farm Insurance Companies

January 25, 1999



Fayetteville Claim Service Office
108 McIntosh Crossing
Fayetteville, GA 30214
(770) 480-4900



Ford Motor Company

ATTN: Mr. Howard E. Keys, Manager/Product Claims Department
Parklane Tower West, Suite 400
3 Parklane Boulevard
Dearborn, MI 48126

CERTIFIED MAIL--RETURN RECEIPT REQUESTED

REDACTED

Re: Claim Number: 53-C263-886
Date of Loss: November 1, 1998
Insured: [REDACTED]
VIN Number: 1LNLM32W1P665224

Dear Mr. Keys:

The 1993 Lincoln Town Car is insured by State Farm Mutual Automobile Insurance Company. This vehicle experienced a fire and was declared a total loss.

State Farm would like to give you an opportunity to inspect the vehicle and give you advance notice of our potential subrogation claim.

Please contact me at (770) 460-4923 to set up a time for your inspection.

Sincerely,

A handwritten signature in cursive script that reads 'Alan Conger'.

Alan Conger
Claim Specialist
State Farm Mutual Automobile Insurance Company
(770) 460-4923

AC/025/0125008

- Alexander Joan

J. Hellingworth

OS 9-10-99

00-215146-01

2002-029-0 11022

93-3986 BUDGET RENT A CAR
CA

AC

95-210043-9
+12EA

1982-028-3 11823

411285

SUFORD JAMES

28 9/17/71

ENCLOSURE 11328

State Farm Insurance Companies



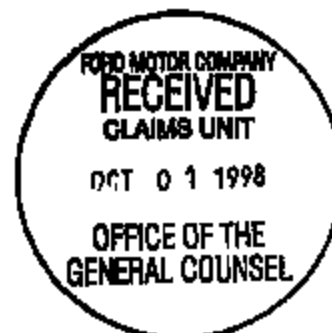
September 29, 1998

Indianapolis Service Center
118 West Edlemon Road
P.O. Box 5049
Indianapolis, IN 46248
Phone: 317-254-5200
Fax #: 317-254-5287

Ford Motor Company
Attention Howard Keys
Product Claims Department
3 Park Lane Boulevard
Park Lane Tower West Ste 400
Dearborn MI 48126

441283

NW



Re: Claim Number: [REDACTED]
Our Insured: [REDACTED]
Date of Loss: September 21, 1998
Vehicle: 1992 Mercury Grand Marquis
VIN: 2MECM75W8NX631559

Dear Mr. Keys:

The above-identified vehicle is insured by State Farm Mutual Automobile Insurance Company and has been involved in a fire loss. This vehicle appears to have experienced an ignition switch failure, but a cause and origin inspection is pending. State Farm would like to give you an opportunity to inspect the vehicle and give you advanced notice of our potential subrogation claim. Please contact me at (317) 258-6296 if you wish to make arrangements to inspect this vehicle.

Sincerely,

Michael R. Allen
Claim Specialist
State Farm Mutual Automobile Insurance Company

MRA/mrh/018/0929009

[REDACTED]

[REDACTED]

TX

13712 828-2842

[REDACTED]

FORD PHOTOGRAPHIC

ERG2-025 13763

State Farm Insurance Companies



June 19, 2003

Subrogation Unit
P.O. Box 149204
Austin, TX 78714-9204

FORD MOTOR COMPANY
ATTN: SHAWN NORTON, CLAIMS ANALYST
3 PARKLANE BLVD, TOWERS WEST
DEARBORN, MI 48126-2568

RECEIVED JUN 24 2003

RE: Claim Number: 53-C825-221
Date of Loss: September 9, 2001
Our Insured: [REDACTED]
Your Claim Number: [REDACTED] vs. Ford Motor Company
Your Insured: Ford Motor Company

Dear Ms. Norton:

Please advise us status of our claim. Your August 9, 2002 letter requested a 90 day diary. According to our records, State Farm put you on notice back in May 2002. After more status requests, you informed us this April that Ford would finally inspect this vehicle in May 2003. This is one year after we put Ford on notice.

I have made a number of calls yesterday and today, to reach you at 313-332-3269. Your engineer Orrin West confirms he sent his findings report to you. He also was kind enough today to reach you at your internal extension and leave you a message to call us with our contact information.

Ford Motor Company has unnecessarily dragged this case for to long. If we do not have the courtesy of a response within ten(10) days of the date of this letter, we will pursue litigation at our earliest convenience.

Sincerely,

Michael Seibel Team 6468
Subrogation Representative
(888) 888-2114; 512.918.6468 direct; or 512.918.6477 Fax

State Farm Mutual Automobile Insurance Company

REDACTED

53-C825 13784 N

Vehicle Information Report

GENERAL VEHICLE INFORMATION:

(Related Claims)

VIN: 1LNLM83W3PY754240	Veh. Line: CVB - TOWN CAR (FNS4/PN116) [91-97]	Eng. Serial No: W
Model Year: 1993	Market Derivative: C/M - L-M DIVISION DERIVATIVE	Body Sheet: *
Veh. Type: C	Drive Code: C/D - 2 WHL L/H REAR DRIVE	Engine: C/VN - 2-M 4.6L BORG EPT NA
Inv. Dealer: 11408	Body Chk Style: CFC - 4 DOOR SEDAN-6 LITE	Transmission: C/DK - 4 SPD AUTO TRANS NA
	Version/Option: C/B5 - CARTER VERSION	

BUILD INFORMATION:

Region: NA - 000000000 Plant: BA - WIXOM PLANT BUILD
 Country: USA - 000000000 Prod Date: 10-JUN-1993

SALE INFORMATION:

Region: NA - 000000000 Selling Dealer: 367021 - *
 Country: USA - 000000000 Selling Div: S/West TX
 Buyer: S/West TX
 Arrival Date: 10-JUN-1993 Red Carpet Lease: *
 Sale Date: 30-OCT-1993 Fleet/Total/Co. Lease: R
 Warranty Start Date: 30-OCT-1993 Modified Vehicle: *
 Orig Warranty Date: 30-OCT-1993 Reacquired Vehicle: * Vehicle Export Flag: N

VOC/EOC:

-----1-----2-----3-----4-----5-----6-----7-----8-----9-----0
 003PT754240 4L 2 24E1702 RD H PJY 33464 2 L4 70 670021 1 107 70 6 N 10
 1000 0 0 7000 500 A

0002-025 13785

INSTALLED OPTION INFORMATION:

Air Conditioning:	GC - A/C AIR CONDITIONER	GVW Code:	-
Alternator Amp Rating:	*	GVW Class Code:	L
Audio Data:	* - [N/A]	Instrumentation:	AC - ELECTRONIC INSTRUMENTATION
Axis Ratio:	EQACC - 3.08 FINAL DRIVE RATIO	Mirror(Driver Side):	* - [N/A]
Axis Type:	EQIAC - LIMITED SLIP REAR AXLE	Mirror(Passg Side):	* - [N/A]
Battery Amp Rating:	72	Paint:	PNYUJ - OPAL FROST GC
Brake Code:	FEAAB - 4 WHEEL ANTI-LOCK BRAKES	Power Antenna:	* - [N/A]
Brake Code(Service):	* - [N/A]	Radio:	AQ - ELETR PREMIUM AM/FM STEREO
Calibration Code:	318JRL1A	Sound System:	* - [N/A]
Color(Assembly):	* - [N/A]	Suspension Axle:	* - [N/A]
Color(Trim):	000YD -	Tire Manufacturer:	AJ -
Delivery Type:	0	Tire Brand:	* -
Driveshaft Code:	*	Tire Size:	D3G8F - P215/70R15 WSW
Front Seat:	* - [N/A]	Traction Control:	* - [N/A]
Fuel Type:	* - [N/A]	Wheel Base:	* - [N/A]

TIRE DOT INFORMATION:

LF: * RF: *

LR: * RR: *

LI: * RI: *

SPARE: * DOT Plant Manufacturer: * - *

ESP INFORMATION: EMISSIONS INFORMATION:

ESP Code:	* Emission Code:	C/E - C/E
ESP Coverage(Miles):	* Emission Cert Type:	F
ESP Coverage(Time):	* Emission Descr Suffix:	IV
ESP Plan Year:	* Engine Family:	PFM46V3FD02
ESP Signature Date:		

Any comments? You can contact

webmaster

EA82-025 13700

CSCN140

VEHICLE DATA

08/09/02 07:15:29

ENTER VIN --> 1LNLM83W8PY754240

NAME --> [REDACTED] ZIP --> [REDACTED] MODEL YR -->

OWNER NAME :

STREET ADDR :

CITY : HOUSTON

ST/PRV: TX CTRY:

ZIP/POSTAL CODE:

N/A YY-MM-DD 95-11-01

MODEL YEAR : 93

PLANT: Y

N/A SOURCE: P

BODY STYLE DESC: 4 DR SEDAN CARTIER

SALE YY-MM-DD 93-10-30

VEHICLE DESC : 1993 TOWN CAR

PRODUCTION YY-MM-DD 93-06-10

	DIVISION	DISTRICT	ZONE	DEALER	PDC CODE	FCSD	REGION
SHIP-TO	3	67	D	021	51		52
FACING	3	67	D	021			
RESPONSIBLE	3	67	D	021			

CA EMISSION :

ENGINE TAG CODE : 3G812BA

CAMPAIGN COUNTS

NAVIS STATUS : 800

COMPANY CAR IND :

TOTAL CAMPAIGNS : 01

DSO DISTRICT :

FLEET CODE :

OPEN : 00 CLOSED : 01

DSO NUMBER :

FLEET STATUS :

ACTIVE: 01 HISTORY: 00

F1-INQUIRY F3-EXIT F4-G160 F5-G150 F8-CONTINUE SEARCH F9-G130

OGDB166

0002-020 13787

ENTER CAMPAIGN NUMBER=> 96L12 VIN=> 1LNLM83W8PY754240 TYPE OF SEARCH: A
MODEL YEAR: 93 DEFECT: PASS AIR BAG BODY STYLE: 4 DR SEDAN CARTIER
NEW STATUS CODE: CAMP DIV : 6
REPAIR INFORMATION: TYPE CODE: SUPP CODE :
REPAIR DATE: DEALER P/A: KIT CODE : CI
MICRO REF: CLAIM NUM: OASIS DATE :
DELETE REASON: VENDOR N/A INFORMATION:
RESP DEALER INFORMATION: NEW: IND: MATCH CODE: 4
CURRENT: 3 67 021 ASSIGNED: 96-12-19 SOURCE: PX EXTRACT DATE: 96-12-19
***** STATUS INFORMATION: ***** REPAIR INFORMATION: *****
CODE DESCRIPTION DATE TYPE DATE P/A CLAIM# MICRO# CL SRC
F FORCED COMPLETION 98-01-22 B 98-01-22 OL
M RELEASED FOR MAILING 97-02-25
H AWAITING MAILING 96-11-22

DELETE REASON:

F1-INQUIRY F2-G140 F3-EXIT F5-G130 F7-FIRST F8-NEXT F9-MORE STATUS
F10-ADD STATUS F11-REVISE (ALL DATA FIELD DATES YY-MM-DD)
1037-MORE DATA TO DISPLAY

OGDB166

ENTER CAMPAIGN NUMBER--> 96L12 VIN--> 1LNLM83W8PY754240 TYPE OF SEARCH: A
MODEL YEAR: DEFECT: BODY STYLE:
NEW STATUS CODE: CAMP DIV :
REPAIR INFORMATION: TYPE CODE: SUPP CODE :
REPAIR DATE: DEALER P/A: KIT CODE :
MICRO REF: CLAIM NUM: OASIS DATE :
DELETE REASON: VENDOR N/A INFORMATION:
RESP DEALER INFORMATION: NEW: IND: MATCH CODE:
CURRENT: ASSIGNED: SOURCE: EXTRACT DATE:
***** STATUS INFORMATION: ***** REPAIR INFORMATION: *****
CODE DESCRIPTION DATE TYPE DATE P/A CLAIM# MICRO# CL SRC

DELETE REASON:

F1-INQUIRY F2-G140 F3-EXIT F5-G130 F7-FIRST F8-NEXT F9-MORE STATUS
F10-ADD STATUS F11-REVISE (ALL DATA FIELD DATES YY-MM-DD)

EE07-END OF CAMPAIGNS FOR VEHICLE - CURRENT AND HISTORY DATABASES

OGDB166

STANDARD CLAIMS LIST

AWS Online Report

Run Date: 09-AUG-2002

Note: All Costs are in US Dollars

ILNLM3WPFY754240 VB	CVB	CM	CPC	CBS	CB	BA	CDE	CVN	10-06-93	30-10-93	367021	USA	2	Q00	6C06	E3VY	5404133	F	S08	V74	T90	01
AWS Claim Key:	8301745	Doc #:	078657	Trx Code:	1		Labor Hrs	2		Labor Cost:			10.37	Material Cost:	4.23	Total Cost:	14.6					
Dir Cd-Sub Cd:	11408-*	Name:	WEST POINT			Ph:	713-3292611	St:	TX	City Cd:	USA	Reg Cd:	NA	Repr Date:	27-DEC-1993	DEST(Mile):	1526					
Cust Comments:	B41 REPAIR LEFT SUN VISOR CLIP BROKEN.																					
Tech Comments:	REPL SUN VISOR CLIP.																					
ILNLM3WPFY754240 VB	CVB	CM	CPC	CBS	CB	BA	CDE	CVN	10-06-93	30-10-93	367021	USA	19	Q47	7H12	F4VY	19980	A	S09	V79	C05	42
AWS Claim Key:	15043788	Doc #:	113531	Trx Code:	EE3		Labor Hrs	2.6		Labor Cost:			134.84	Material Cost:	230.8	Total Cost:	477.42					
Dir Cd-Sub Cd:	11408-*	Name:	WEST POINT			Ph:	713-3292611	St:	TX	City Cd:	USA	Reg Cd:	NA	Repr Date:	02-MAY-1995	DEST(Mile):	17725					
Cust Comments:	A/C WON'T COOL UNLESS SET ON 60 DEGREES & BLOWER SPEEDS WON'T CONTROL PROPER SETTINGS>																					
Tech Comments:	RAN FAN POINT TEST, IN CAR SENSOR, REPLACED CAR SENSOR AND RETEST SYSTEM, REPLACED CONTROL HEAD>																					
ILNLM3WPFY754240 VB	CVB	CM	CPC	CBS	CB	BA	CDE	CVN	10-06-93	30-10-93	367021	USA	26	Q40	7K02	*	NPP	*	S09	V83	Q29	N1
AWS Claim Key:	18161161	Doc #:	1261821	Trx Code:	EE3		Labor Hrs	5		Labor Cost:			16.57	Material Cost:	0	Total Cost:	16.57					
Dir Cd-Sub Cd:	11408-*	Name:	WEST POINT			Ph:	713-3292611	St:	TX	City Cd:	USA	Reg Cd:	NA	Repr Date:	01-DEC-1995	DEST(Mile):	23159					
Cust Comments:	C29-CHARGING SYSTEM NOT CHARGING-ELEC. POWER IS WEAK AS PER CUST.-WAS TOLD HAD BAD ALTERNATOR-SHE M																					
Tech Comments:	CHECKED ATC SYSTEM REPLACED ATC SENSOR																					
ILNLM3WPFY754240 VB	CVB	CM	CPC	CBS	CB	BA	CDE	CVN	10-06-93	30-10-93	367021	USA	26	Q47	7H04	FOVY	19C734	A	S09	V79	C05	42
AWS Claim Key:	18161164	Doc #:	1261822	Trx Code:	EE3		Labor Hrs	2.4		Labor Cost:			132.53	Material Cost:	13.55	Total Cost:	150.82					
Dir Cd-Sub Cd:	11408-*	Name:	WEST POINT			Ph:	713-3292611	St:	TX	City Cd:	USA	Reg Cd:	NA	Repr Date:	04-DEC-1995	DEST(Mile):	23159					
Cust Comments:	C05-A/C BLOWS OUT HEATED AIR WHEN SEAT AT 65-BLOWS COLD AIR AT 60-SHE MB																					
Tech Comments:	RAN ELECT SYSTEM TEST NO PROBLEM FOUND																					
ILNLM3WPFY754240 VB	CVB	CM	CPC	CBS	CB	BA	CDE	CVN	10-06-93	30-10-93	367021	USA	26	Q40	7502	*	14401	*	S11	V43	D02	X1
AWS Claim Key:	18797893	Doc #:	1261821	Trx Code:	EE3		Labor Hrs	1.1		Labor Cost:			99.4	Material Cost:	0	Total Cost:	99.4					

8002-828 13778

Dir C4-Sub C4: 11408-* Name: WEST POINT LINCOLN-MERCURY Pk: 713-5252611 St: TX Ctry C4: USA Reg C4: NA Rqpr Date: 04-DEC-1995 DIST(MR):23304
 Cust Comments: CK ENGINE WONT CRANK--ADVISE
 Tech Comments: CHARGED BATTERY ACCESS DASH

ILNLME3W8PY754240 VB C/VB CM CFC CBS CB BA CDE C/VN 10-05-93 30-10-93 367021 USA 36 Q35 6HB6 FTVY 5423269 A S06 V09 Q05 01
 AWE Claim Key: 21107521 Doc #: 1205341 Trx Code: EB4 Labor Hrs: 1.4 Labor Cost: 79.94 Material Cost: 63.91 Total Cost: 143.85
 Dir C4-Sub C4: 11458-* Name: SOUTHWEST LINCOLN-MERCURY INC Pk: 713-9813500 St: TX Ctry C4: USA Reg C4: NA Rqpr Date: 02-OCT-1996 DIST(MR):30511
 Cust Comments: C S DRIVERS WINDOW INOP 6 N N N PEN Y N /
 Tech Comments: REGULATOR CABLES BROKEN OFF REPLACED REGULATOR TO MAKE GLASS OPERATE NOTE PANEL HAD ALLREADY BEEN TAKEN APART BY OWNER
 NO6SB1205541 WBUMPER B01 EB4 AJ INASQBN15

ILNLME3W8PY754240 VB C/VB CM CFC CBS CB BA CDE C/VN 10-05-93 30-10-93 367021 USA 36 Q47 7H13 F4VY 19B624 A S09 V79 Q03 25
 AWE Claim Key: 21107600 Doc #: 1205542 Trx Code: EB3 Labor Hrs: 1.8 Labor Cost: 102.78 Material Cost: 61.48 Total Cost: 164.26
 Dir C4-Sub C4: 11458-* Name: SOUTHWEST LINCOLN-MERCURY INC Pk: 713-9813500 St: TX Ctry C4: USA Reg C4: NA Rqpr Date: 02-OCT-1996 DIST(MR):30511
 Cust Comments: C S A C FAN CONTROL INOP AT TIMES N N N PEN Y N /
 Tech Comments: AC BLOWS ON HIGH M/LG SELF TEST. TEST SYSTEM B/CK VOLTAGE. FAN REPLACED BLOWER MOTOR SPEED CONTROLLER SELF TEST. CK SYSTEM MO
 NO6SB1205542 WBUMPER B01 EB3 AJ INASQBN15

Any comments? You can contact



webmaster

ENC-028 18771

© Copyright 2002 Ford Motor Company. All rights reserved.

VEHICLE DESCRIPTION
1993 TOWN CAR

BODY STYLE
4 DR SEDAN CARTIER

ENGINE
4.5L SOHC
(ROMEO)

ENGINE CALIBRATION
318JR11A

TRANSMISSION
4 SPD OD AODE

AXLE CODE
JY

WARRANTY START DATE
10/30/1993

BUILD DATE
08/10/1993

SALE MILEAGE

LESS THAN TWO DEALER APPROVED AWA REPAIR VISITS PAID TO DATE

THIS VEHICLE IS ELIGIBLE FOR WARRANTY CLAIMS WITHIN THE FIRST 100,000 MILES

NO ESP INFORMATION AVAILABLE

NO REPAIR HISTORY ON VEHICLE

END OF OASIS REPORT FOR 1LNLM83W8PY754240

ER82-025 13772

State Farm Insurance Companies



August 2, 2002

P.O. Box 41369
Houston, Tx 77241
Phone (713) 895-2200

Ford Motor Company Attn: Shawn L. Norton
Parklane Towers West, Suite 300
3 Parklane Blvd.
Dearborn, MI 48126-2568

RE: Claim Number: [REDACTED]
Date of Loss: September 8, 2001
Our Insured: [REDACTED]

Dear Shawn:

Per our discussion, photo #18 of the 1993 Lincoln Towncar vin # 1LNLM83W8PY754240 is enclosed. Please let me know if you need any additional information or if you would like to inspect this vehicle.

Sincerely,

A handwritten signature in cursive script that reads "Angie Mayo".

Angie Mayo
Senior Claim Processor
(713) 895-2225

State Farm Mutual Automobile Insurance Company

REDACTED

2002-025 13773 M

Figure #18



POLICY NO. _____

DATE/LOSS _____

INSURE _____

CLAIMANT _____

PICTURE NO. _____

DATE/TIME TAKEN _____

BY _____

WEATHER _____

LOCATION AND VIEW _____

COMMENTS _____

ADDITIONAL
INFORMATION ☐ OVER

PICTURE NO. _____

DATE/TIME TAKEN _____

BY _____

WEATHER _____

LOCATION AND VIEW _____

COMMENTS _____

ADDITIONAL
INFORMATION ☐ OVER

OUR FILE NO. _____

CO. CLM # _____

DIRECTIONS:
PLACE PHOTO(S) IN
POCKETS. PEEL TAB.
PRESS PLASTIC PROTECTOR
FIRMLY TO ADHESIVE.

State Farm Insurance Companies*



Northwest Freeway Service Center
8707 North Gessner Drive
Houston, Texas 77040-4084

July 29, 2002

Attention: Shawn L. Norton
Ford Motor Company
Parklane Towers West, Suite 300
3 Parklane Boulevard
Dearborn, MI 48126-2588

Re: Our Insured: [REDACTED]
Vehicle: 1993 Lincoln Town Car, 4-door
Date of Loss: September 9, 2001
State Farm Claim Numbers: [REDACTED]

Dear Mr. Norton:

This letter is in regard to your correspondence dated May 31, 2002. This fire involved a defective 1993 Lincoln Town Car, VIN 1LNLM83W8PY754240.

1. Q. A complete description of the incident, including events which occurred prior to and subsequent to the loss.
A. Two weeks prior to the date of loss, the owner drove the Lincoln out of town and noticed his cruise control went out and his brake light immediately started flickering. On the date of loss, the owner went out of town again and got home late. The owners then went to bed and a "popping" noise woke the owners up. They looked out the window and saw the vehicle was on fire. The owners said flames were coming out of both front wheel wells and the hood had melted. The owner began spraying the vehicle with water while waiting on the fire department. By the time the fire was put out, it totaled this Lincoln, and damaged the garage and a 1997 Ford van that was parked next to it. An arson investigator that came to the scene stated the flame pattern on the garage door indicated the fire started under the hood on the left side.
2. Q. A copy of the police report and/or fire report.
A. A copy of the fire report was sent previously, but is enclosed.
3. Q. The mileage on the vehicle at the time of the accident.
A. Approximately 99,000.
4. Q. Original color photographs of the vehicle's collision/fire damage and the alleged defective parts from several different angles.
A. This was sent previously, but is enclosed again.

July 29, 2002

5. Q. The present location of the alleged defective part and the vehicle.

A. Bayou City Auction Pool
16602 East Hardy
Houston, Texas 77032
(281) 443-1300
Stock Number: 1040254

6. Q. A complete service history for the subject vehicle including any tune-ups or oil changes.

A. The owner maintained records that they were in the glove compartment and were burned.

7. Q. List any after-market additions or modifications that were made to the vehicle.

A. No

8. Q. Was the engine running?

A. No

9. Q. Were the keys in the ignition?

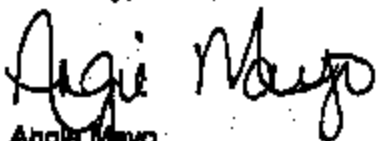
A. No

10. Q. If this vehicle was purchased as used by the insured, please provide the date of the purchase, mileage at the time of purchase, and from whom the vehicle was purchased.

A. The vehicle was purchased new in November of 1983.

Please advise us of any additional information that is needed as vehicle storage charges continue to accrue. Please contact us if you need additional information.

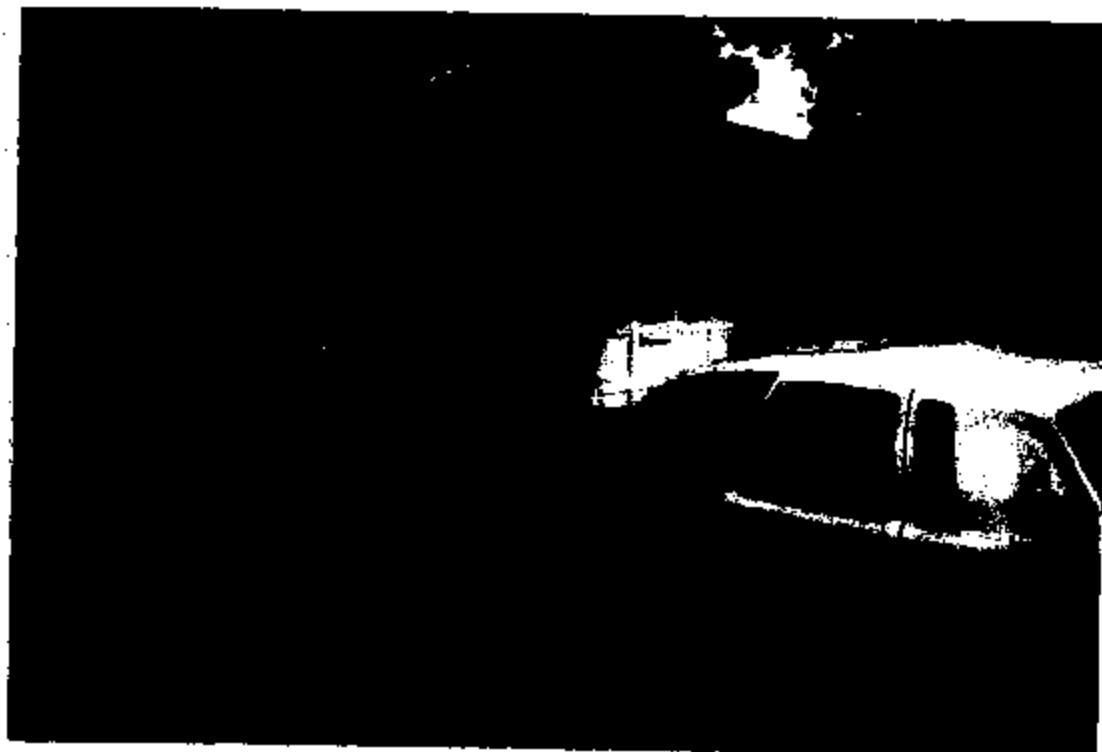
Sincerely,



Angie Mayo
Claim Processing Specialist
State Farm Mutual Automobile Insurance Company
(713) 895-2225

AM/ew/011/0729012r

cc: Linda Cotton
State Farm Claim Number 53-C825-221



POLICY NO. _____
DATE/LOSS 9/9/01
INSURED _____

CLAIMANT _____

PICTURE NO. _____
DATE/TIME TAKEN 9/9/01

BY _____

WEATHER _____

LOCATION AND VIEW _____

COMMENTS _____

ADDITIONAL
INFORMATION ☐ OVER

PICTURE NO. _____
DATE/TIME TAKEN 9/9/01

BY _____

WEATHER _____

LOCATION AND VIEW _____

COMMENTS _____

ADDITIONAL
INFORMATION ☐ OVER

OUR FILE NO. _____

CO. CLM # _____

1-800-825-1277





POLICY NO. _____
DATE/LOSS 9/9/01
INSURED _____

CLAIMANT _____

PICTURE NO. _____

DATE/TIME TAKEN 9/9/01

BY _____

WEATHER _____

LOCATION AND VIEW _____

COMMENTS _____

ADDITIONAL
INFORMATION ☐ OVER

PICTURE NO. _____

DATE/TIME TAKEN 9/9/01

BY _____

WEATHER _____

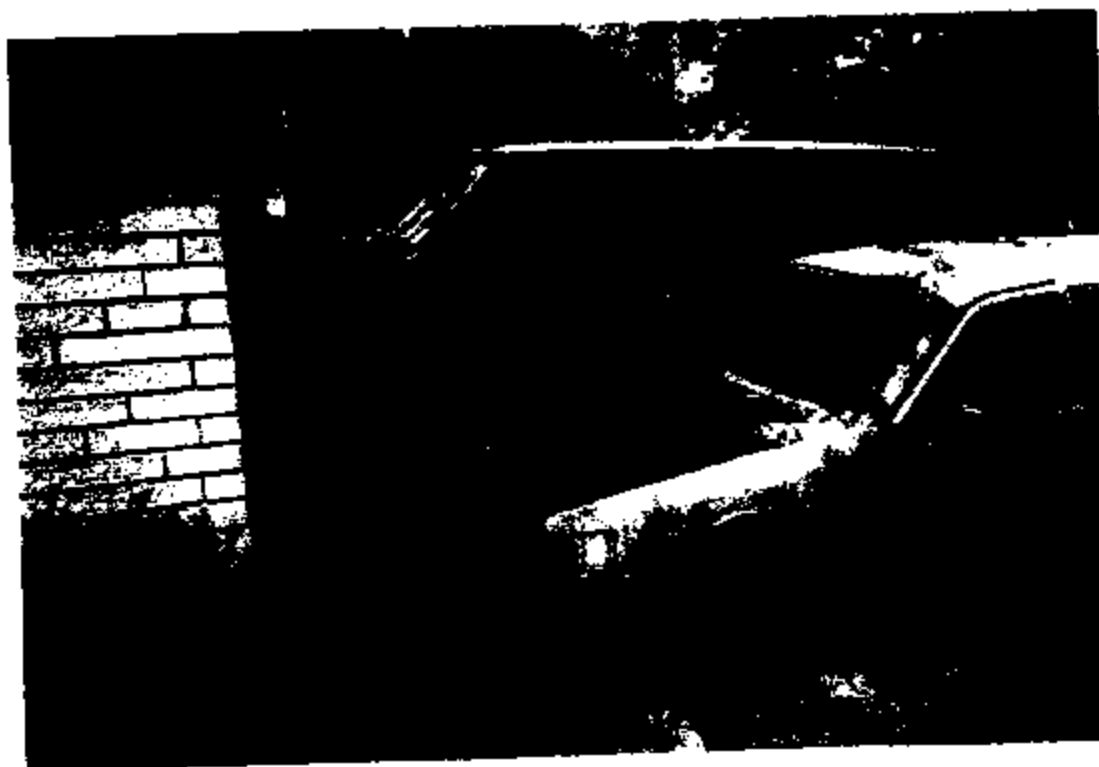
LOCATION AND VIEW _____

COMMENTS _____

ADDITIONAL
INFORMATION ☐ OVER

OUR FILE NO. _____

CO. CLM # _____



EA62-628 13778



ERG2-825 13786



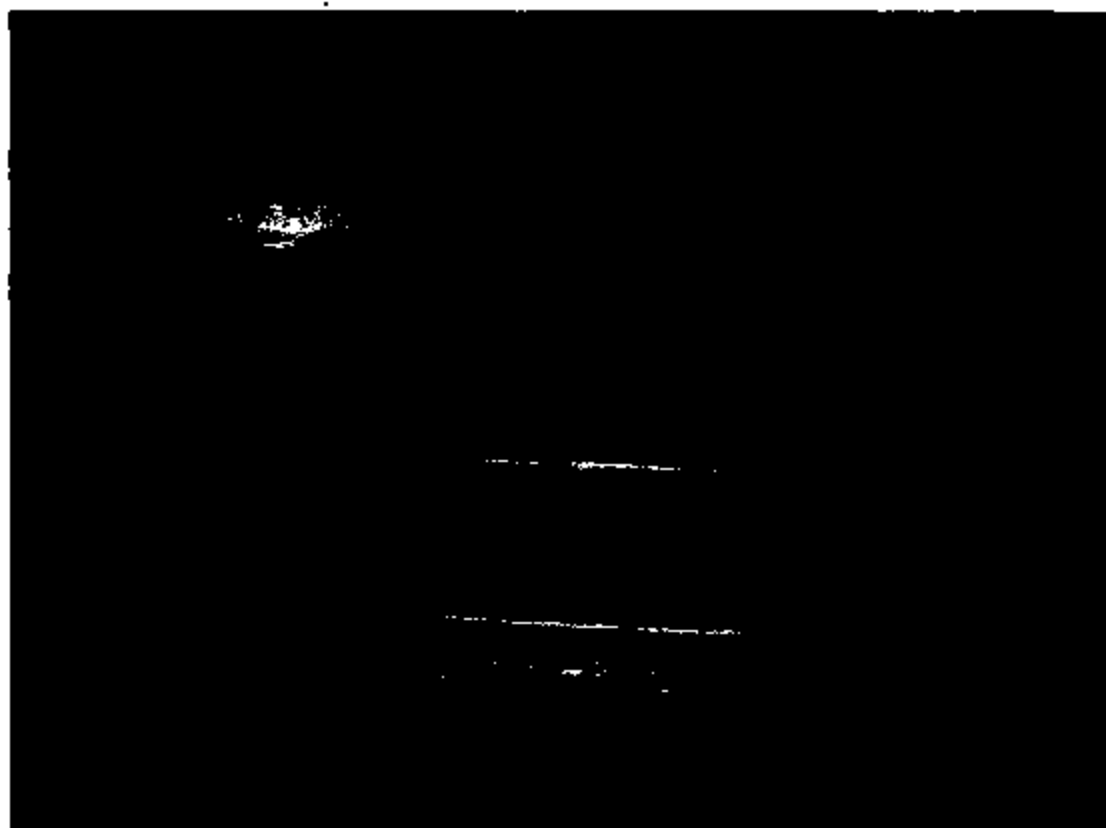
1962-625 13781



1982-025 13762



EA02-020 13783



PHOTOGRAPH INDEX

Our File No: 014860

Series: 8030

Figure #	Description
1	Front view of Town Car
2	Left side of Town Car
3	Left front door Town Car
4	Right rear view Town Car
5	View from the right front door to the left front corner
6	View from the right front fender of the front of the engine
7	View from the left side of the engine
8	View from the left side of the front of the engine
9	View from the left side facing forward
10	View from the front of the engine
11 & 18	View from the front of the left side of the firewall
12	No photograph
13	View from the left side of the engine and front suspension
14	Front View of the firewall between the brake booster and the fender
15	View of the battery from the front
16	View from the front of the right front suspension
17	View of the front seat passenger side
19	Front view of the left side of the engine and front suspension
20	Front view of the center of the firewall and engine
21	Right side view of the right firewall and engine
22	Electrical connector under the brake master cylinder
23	Electrical connector over the brake booster
24	Electrical conductors on the left side of engine compartment

EP62-325 13755

McDowell / Owens



Figure 1



Figure 2

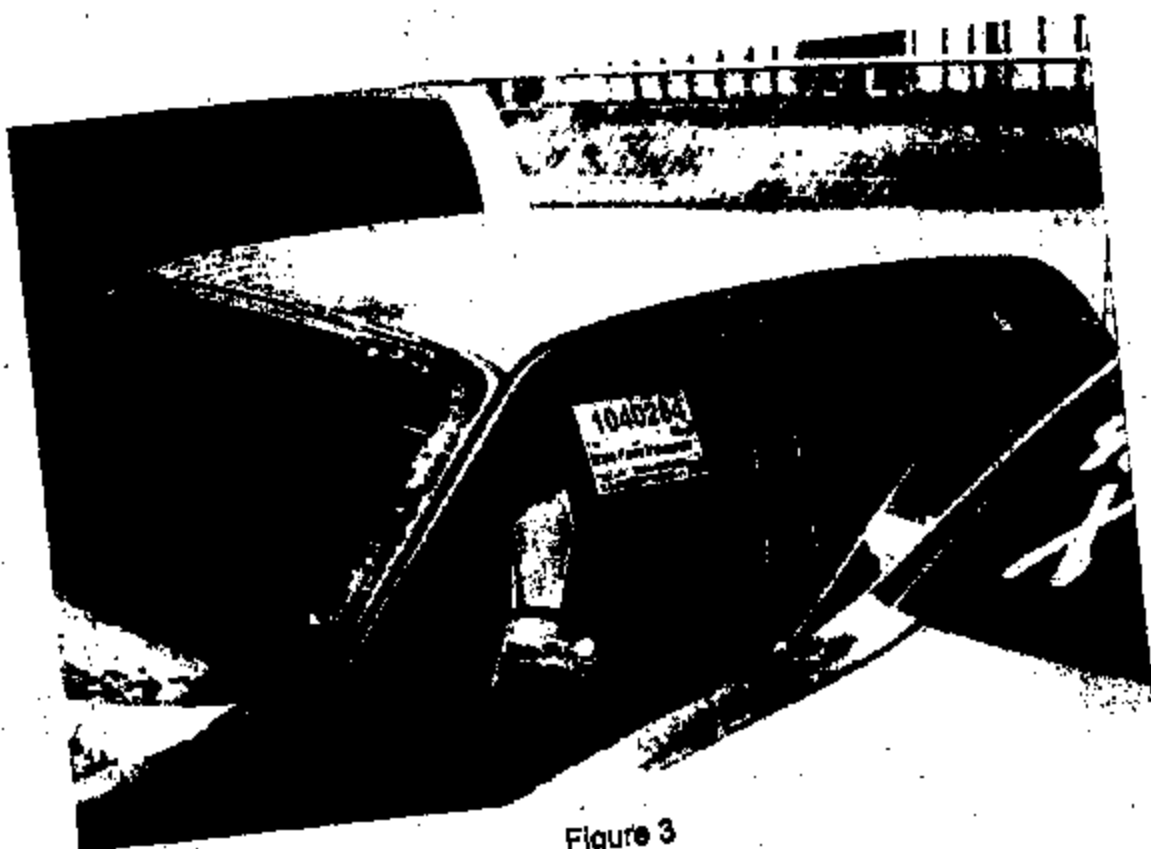


Figure 3



Figure 4

8002-625

McDowell / Owe

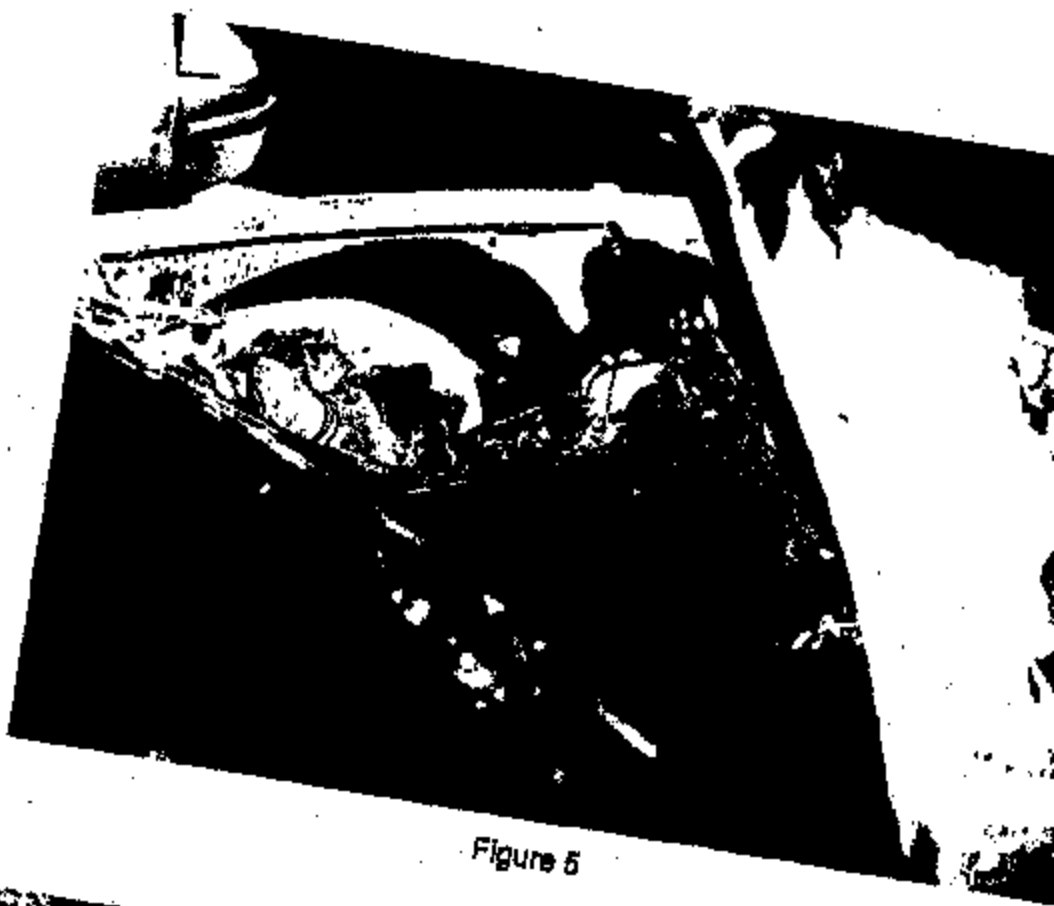


Figure 5



Figure 6

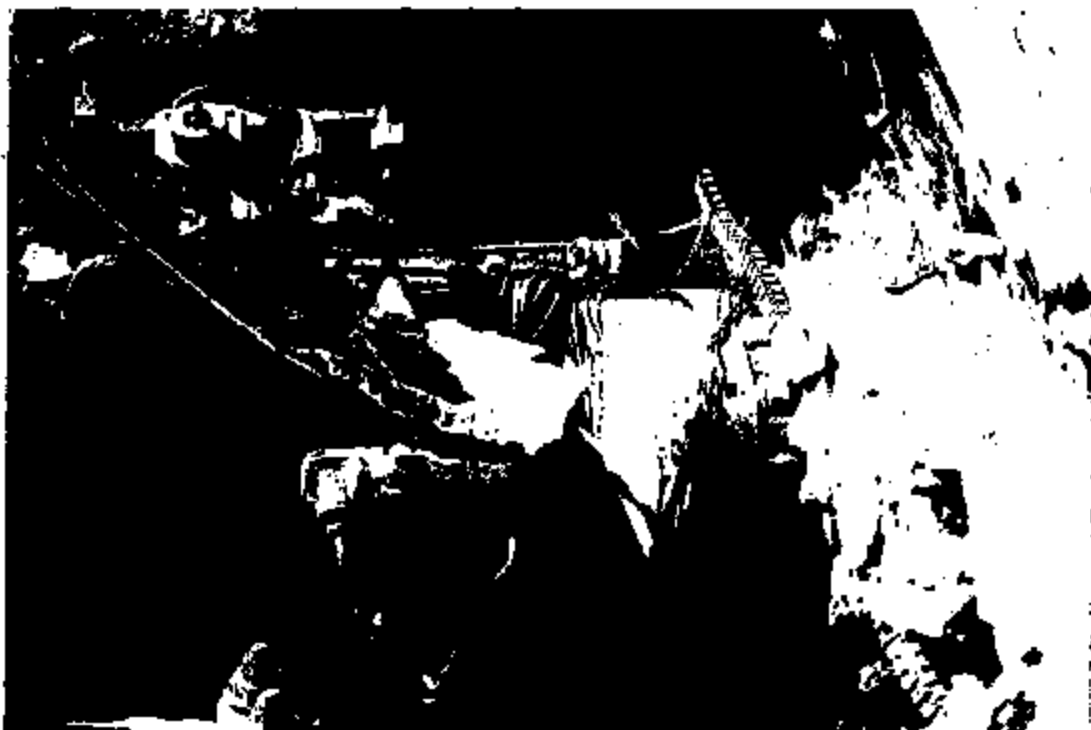


Figure 7



Figure 8

DR62-025 13788

McDowell / Owens

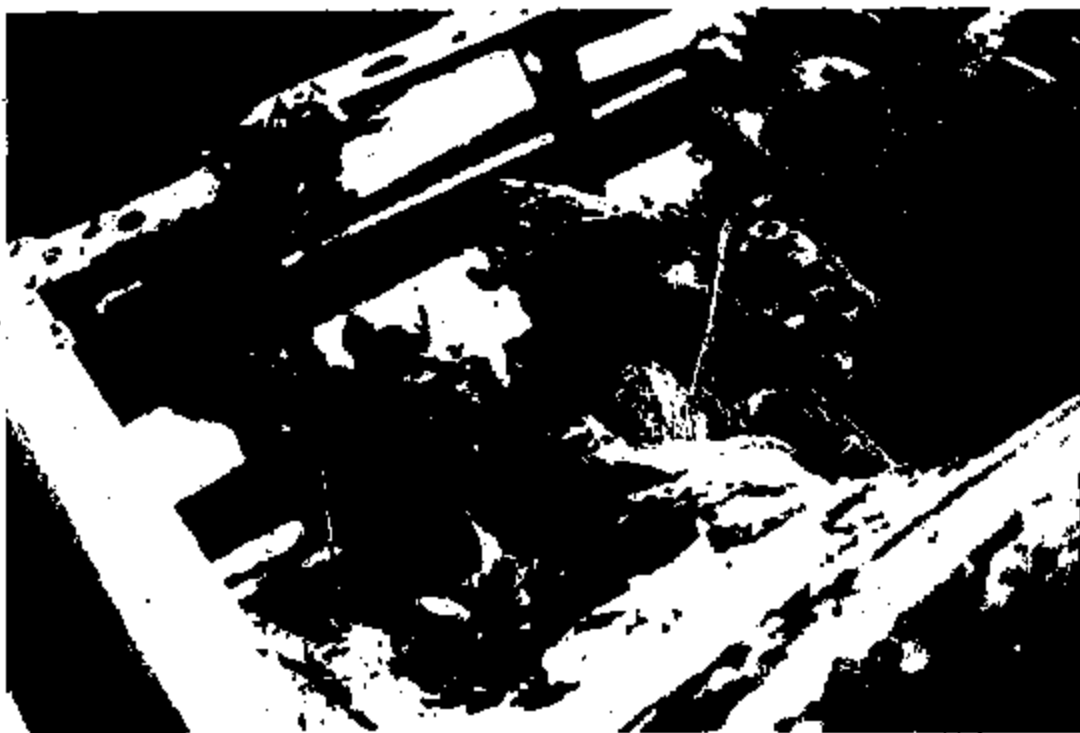


Figure 9



Figure 10



Figure 11

No Photograph

Figure 12

BP82-025 13781

McDowell / Owens

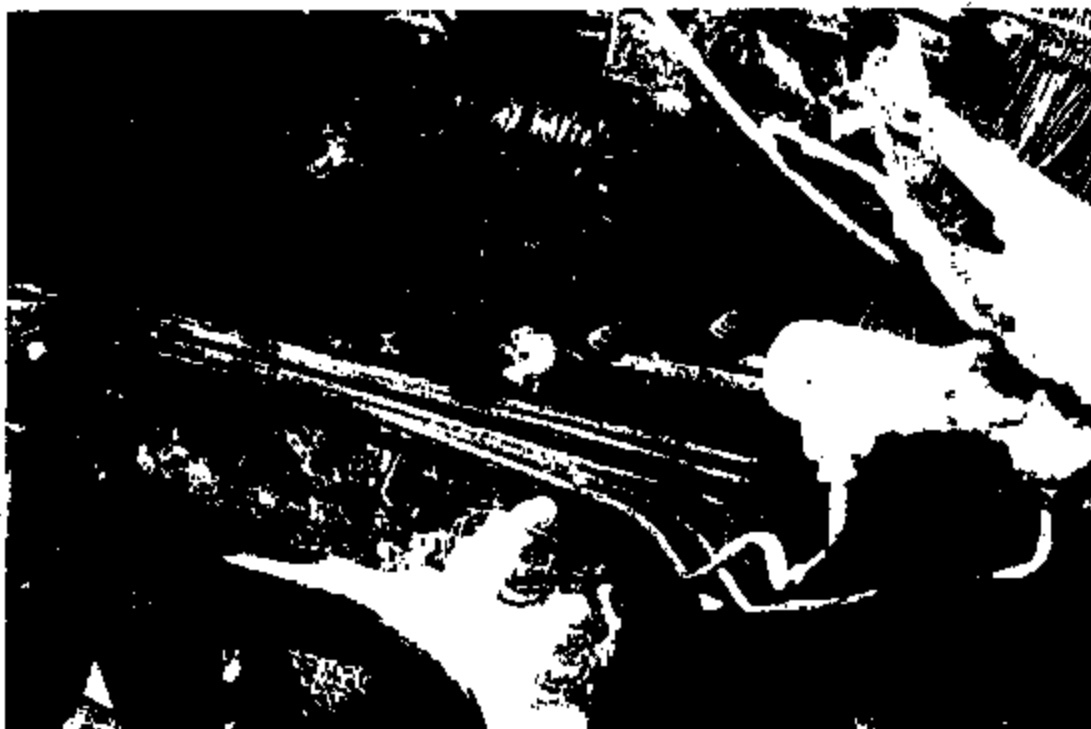


Figure 13



Figure 14

ER02-025 13782

McDowell / Owens



Figure 15



Figure 16

EA02-025 13783

McDowell / Owens



Figure 17



Figure 18

ER02-025 13704

McDowell / Owens



Figure 19



Figure 20

ENC-025 13795

McDowell / Owens



Figure 21



Figure 22

ER02-025 13796

McDowell / Owens



Figure 23



Figure 24

EA02-025 13787

McDowell / Owens

HOUSTON FIRE DEPARTMENT
FIRE INCIDENT REPORT

DISTRICT ONE SIX ONE ONE
BURLISON
ENGINEER/OPERATOR- 71756

LINE

A- INCIDENT NUMBER: 10909109 SUPP: 0 INCIDENT DATE: 09/09/2001 INCIDENT TIME: 03:23
B- NUMBER OF PERSONNEL: 21 MUTUAL AID: NONE ARSON RADIO# 765/ FIRE PREV#
D- ADDRESS: [REDACTED] LN APT/SUITE: CENSUS TRACK: 51704
D- TYPE OF SITUATION FOUND (13): VEHICLE FIRE TYPE OF ACTION TAKEN (1): EXTINGUISHMENT
C- FIXED PROPERTY USE (411): 1-FAMILY DWELL/YEAR ROUND IGNITION FACTOR (54): SHORT CIR, GROUND FAULT
E- OCCUPANTS NAME: [REDACTED] TELEPHONE: [REDACTED]
F- OWNERS NAME : [REDACTED] TELEPHONE: [REDACTED]
F- OWNERS ADDRESS: [REDACTED] HOUSTON TX [REDACTED]
J- COMPLEX (41): DWELLING COMPLEX(1-2 FAM) MOBILE PROPERTY TYPE (11): AUTOMOBILES
K- AREA OF FIRE ORIGIN (83): ENGINE AREA, RUNNING GEAR EQUIPMENT INVOLVED (86): INTERNAL COMBUST ENGINE
L- FORM OF MEAT OF IGNITION (24): UNSPECIFIED SHORT CIRCUIT TYPE OF MATERIAL (51): RUBBER
L- FORM OF MATERIAL (61): ELECTRICAL WIRE METHOD OF EXTINGUISHMENT (5): PRECONNECTED NOSE LINE
M- LEVEL OF FIRE ORIGIN (1): GRADE LEVEL TO FIVE ESTIMATED DOLLAR LOSS: \$10,000
N- NUMBER OF STORIES (): CONSTRUCTION TYPE ():
O- EXTENT OF FLAME DAMAGE (): EXTENT OF SMOKE DAMAGE ():
P- DETECTOR PERFORMANCE (): SPRINKLER PERFORMANCE ():
Q- MATERIAL GENERATING SMOKE () AVENUE OF SMOKE TRAVEL ():
R- FORM MATERIAL GEN MOST SMOKE ()
S- MOBILE PROPERTY YR: 93 MAKE: LINCOLN MODEL: TOWN CAR LIC# LXF05P SER# 1LN1N63VBP4754240
T- EQUIP INVOLVED YR: MAKE: MODEL: SER#
INIT ESTABLISHED T PAYROLL# UNIT#

COMMENTS:

E-62 ARRIVED ON LOCATION FOUND A CAR AND FRONT PART OF THE GARAGE ON FIRE WITH HEAT DAMAGE TO THE VAN PARK NEXT TO IT. HOMEOWNER AND HIS NEXT DOOR NEIGHBOR USED GARDEN HOSES TO CONTROL THE FIRE BEFORE OUR ARRIVAL. E-62 EXTINGUISH THE CAR FIRE AND THE FRONT PART OF THE GARAGE. E-62 CALL FOR A BOX ALARM BECAUSE THE CAR CAUGHT THE GARAGE ON FIRE. E-62 TAP THE FIRE OUT HOLDING L-38. SEE 765 REPORT FOR MORE INFORMATION ON THIS FIRE. REPORT UPDATED BY ARSON #765 PRF 35050 CASE# 011477-V FOR MORE INFO SEE ARSON REPORT INFO ENTERED BY ORCI 09/25/01

0902-025 13706

☐ DROP ☐ PULL

State Farm Insurance Companies



P.O. Box 41368
Houston, Tx 77241
Phone (713) 895-2200

May 21, 2002

Ford Motor Company
Parkland Towers West, Suite 400
3 Parkland Blvd.
Dearborn, MI 48126-2568



RE: Claim Number: [REDACTED]
Date of Loss: September 9, 2001
Our Insured: [REDACTED]

Dear To Whom It May Concern:

Our insureds 1997 Ford E-350 XLT 2 Dr. Passenger Van VIN#1FBJS31L0VHC03556 was involved in a fire. The fire originated according to our investigation in the engine compartment near the cruise control servo of another vehicle belonging to our insured a 1993 Lincoln Towncar. The vehicle we are requesting payment of damages was parked next to the vehicle that burned. I am enclosing the photos of our vehicle, and the estimate of our damages. I am also enclosing a copy of the engineering report for your review.

Please consider this letter as a formal demand for our damages. If you have any questions, please do not hesitate to contact me

Sincerely,

A handwritten signature in cursive script, appearing to read "Linda Cotton".

Linda Cotton
Claim Processor
(713) 895-3307

State Farm Mutual Automobile Insurance Company

REDACTED

ER02-825 13888 N



DA62-025 13861





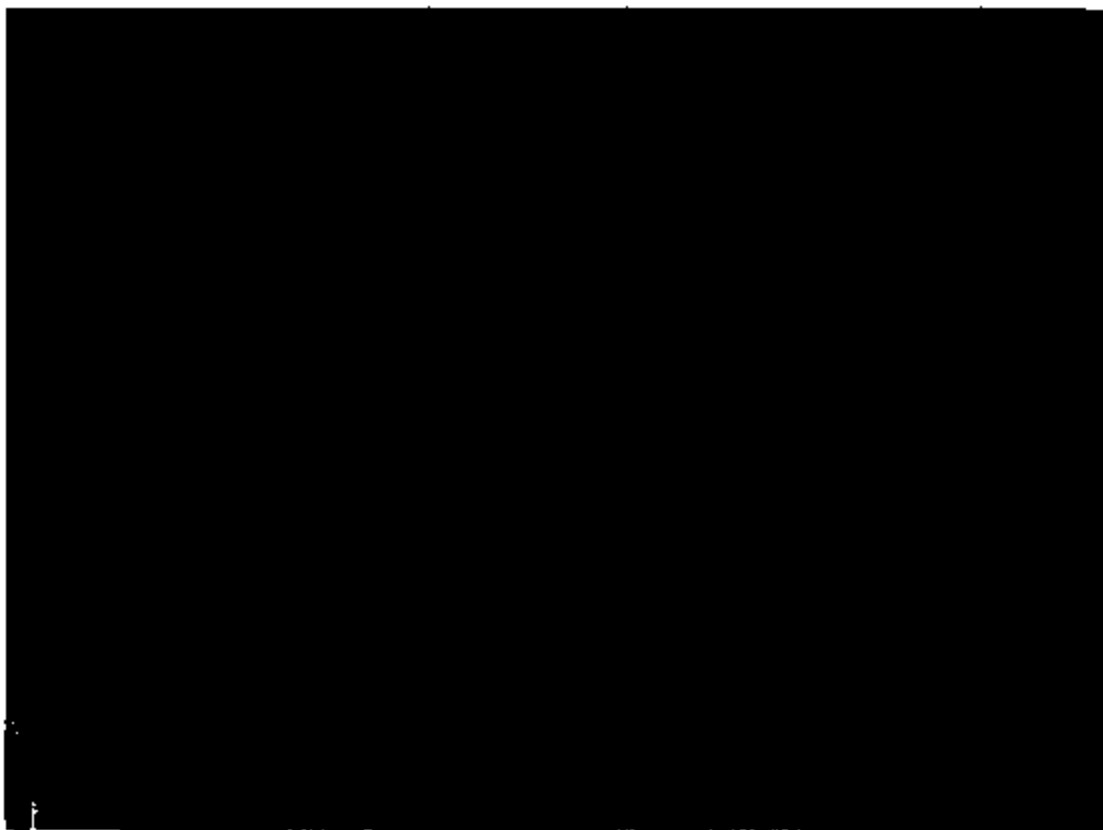


0002-025 13004



1962-025 13405





State Farm Insurance Companies



P.O. Box 41388
Houston, Tx 77241
Phone (713) 895-2200

May 16, 2002

Ford Motor Company
Parklane Towers West, Suite 400
3 Parkland Blvd.
Dearborn, MI 48126-2568

RE: Claim Number: [REDACTED]
Date of Loss: September 9, 2001
Our Insured: [REDACTED]

Dear To whom it may concern:

Our insureds 1993 Lincoln Towncar VIN # 1LNLM83W8PY754240 was involved in a fire. We paid our insured for the total loss in the amount of \$8780.15, which includes our insureds deductible. We have also issued payment to McDowell Engineering for \$2308.34 and paid \$720.00 to store the 1993 Lincoln. State Farm has not sold the salvage as we would like to give you an opportunity to inspect the vehicle.

Our investigation reveals the cause of this loss was due to a fire that originated in the engine compartment near the cruise control servo.

Enclosed is the documentation of State Farm's claim. The evidence is being held for your inspection. Please contact me at the number below to make arrangements to inspect the vehicle. Please consider this letter as our demand to Ford Motor for reimbursement.

Sincerely,

Angie Mayo

Angie Mayo
Senior Claim Processor
(713) 895-2225

State Farm Mutual Automobile Insurance Company

REDACTED

McDowell Owens

Forensic Engineering
Fire Sciences
Research
Testing

March 29, 2002

Ms. Cindy Ems
State Farm Insurance
14040 Bammel-North Houston Road
Houston, Texas 77014

Re: Insured [REDACTED]
Date of Loss: 9/9/01
Your Claim No. [REDACTED]
Our File No: 014860

Dear Ms. Ems:

Pursuant to your request, McDowell Owens Engineering, Inc. has completed an examination and analysis of the automobile that started a fire at 8523 Lindyann Lane in Houston, Texas 77008.

The Loss

The fire reportedly occurred in the early morning hours of 9 September 2001. An automobile fire in the driveway of the residence resulted in damage to the garage. A van parked next to the automobile was also damaged. The homeowner discovered the fire and called 911. The Houston Fire Department responded and extinguished the fire.

Site Examination

The site was examined by a Houston Fire Department Arson Investigator shortly after the fire was extinguished. The arson investigator was Officer Bob Weatherly of the Houston Fire Department. The automobile was secured as evidence.

EA02-025 13405

Evidence Examination

The automobile, a 1993 Lincoln Town Car with VIN 1LNLM83W8PY754240 and Texas license [REDACTED] was examined on 8 November 2001 by William Rhodes, P.E. The automobile was heavily damaged from the firewall forward. The most heavily damaged area was on the left (driver's) side from the firewall to the grill.

An exemplar automobile was examined by William Rhodes P.E. on 5 December 2001. The exemplar was a 1997 Lincoln Town Car VIN 1LNLM83W6VY748888. The cruise control module was located between the brake master cylinder and left fender. An electrical circuit box was located forward of the cruise control module. The cruise control deactivation switch assembly was below the power brake booster.

Owner's Statement

A transcript of the telephone interview of [REDACTED] by Linda Jacobs was reviewed. [REDACTED] was contacted by telephone to confirm the interview.

[REDACTED] was the original owner of the Lincoln and had all the maintenance records of the car. [REDACTED] had not been notified of any recalls on the Lincoln. [REDACTED] stated that the Lincoln was parked on the left side of the driveway with the hood close to the garage. [REDACTED] was awakened at about 3:15 in the morning of 9 September 2001 by a sound similar to popcorn popping. Upon investigation, it was discovered that it was a fire in front of the garage. When [REDACTED] got to the front of the garage, flames were coming out of both front wheel wells and the hood (aluminum) had melted. [REDACTED] and a neighbor used garden hoses to keep the garage from burning. The Houston Fire Department arrived 8 minutes after being called. A Houston Fire Department Arson Investigator, Officer Weatherly, was on site before the fire was extinguished. The Arson Investigator questioned [REDACTED] regarding possible arson. The arson investigator went to his office and returned to the [REDACTED] residence at approximately 8:30 am. The arson investigator pointed out the flame patterns on the garage door that indicated the fire started

under the hood on the left side of the Lincoln. The arson investigator showed [REDACTED] some information printed out from the National Highway Transportation Safety Administration (NHTSA) web site regarding a recall on the Lincoln. The recall was a result of car fires associated with cruise control electrical circuits on the 1993 Lincoln Town Car. The Arson investigator told the insured that the automobile was the origin of the fire. [REDACTED] stated that the cruise control was not functioning the weekend before the fire. [REDACTED] also stated that brake warning lamp illuminated. [REDACTED] had replaced the brakes about six months before the fire. [REDACTED] did not note any malfunction on the brake system other than the illuminated brake warning lamp.

Analysis

The examination of [REDACTED] Lincoln and the exemplar Lincoln confirm the statements made by the arson investigator to [REDACTED]. A web search revealed the recall [REDACTED] mentioned. The NHTSA campaign number was 99V124000. Ford Motor Company was telephoned. The Ford representative was given the VIN of [REDACTED] Lincoln. The Ford representative stated that there was no recall on the automobile. When questioned regarding NHTSA recall 99V124000, the Ford representative stated that recalls are done by VIN and that 1LNLM83W8PY754240 was not recalled.

The malfunction of the cruise control and the brake warning lamp illumination reported by [REDACTED] are consistent with NHTSA recall 99V124000.

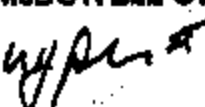
The exact point of origin of the fire in [REDACTED] Town Car could not be determined due to heavy damage. The damage pattern in [REDACTED] Lincoln is consistent with findings of previous investigations by McDowell Owens on Lincoln Town Car fires and the NHTSA recall of the model.

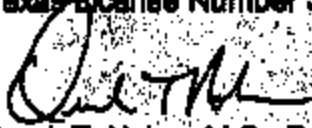
Conclusion

Based on the evidence examination, [REDACTED] statement and NHTSA recall, it is the opinion of McDowell Owens Engineering, Inc. that the fire was accidental. A release of

electrical energy associated with the 1993 Lincoln Town Car cruise control deactivation switch was likely the origin. This report may be revised if additional information becomes available that warrants such revision.

Respectfully submitted,
McDOWELL OWENS ENGINEERING, INC.


William J. Rhodes II, P.E.
Consulting Engineer
Texas License Number 37734


Derek T. Nolen, M.S., P.E., C.F.E.I.
Engineering Manager
Texas License Number 71745

WJR/DTN:mm

This report was prepared in accordance with standards set forth by the American Society for Testing and Materials (ASTM), where applicable. This report was prepared for the exclusive use of Ms. Cindy Ellis and State Farm Insurance. Any use of this report by other persons or entities must be authorized by the client. McDowell Owens Engineering, Inc. specifically and expressly disclaims any liability that might arise from a reliance upon information contained in this report by any person or entity other than the client for whom it was prepared.

EA02-025 13812

McDowell / Owens

PHOTOGRAPH INDEX

Our File No: 014860

Series: 6030

Figure #	Description
1	Front view of Town Car
2	Left side of Town Car
3	Left front door Town Car
4	Right rear view Town Car
5	View from the right front door to the left front corner
6	View from the right front fender of the front of the engine
7	View from the left side of the engine
8	View from the left side of the front of the engine
9	View from the left side facing forward
10	View from the front of the engine
11 & 18	View from the front of the left side of the firewall
12	No photograph
13	View from the left side of the engine and front suspension
14	Front View of the firewall between the brake booster and the fender
15	View of the battery from the front
16	View from the front of the right front suspension
17	View of the front seat passenger side
19	Front view of the left side of the engine and front suspension
20	Front view of the center of the firewall and engine
21	Right side view of the right firewall and engine
22	Electrical connector under the brake master cylinder
23	Electrical connector over the brake booster
24	Electrical conductors on the left side of engine compartment

EA82-828 13814

McDowell / Owens



Figure 1



Figure 2

EA82-825 13515

McDowell / Owens



Figure 3



Figure 4

ER92-025 13818

McDowell / Owens



Figure 5



Figure 6

ER02-020 13817

McDowell / Owens

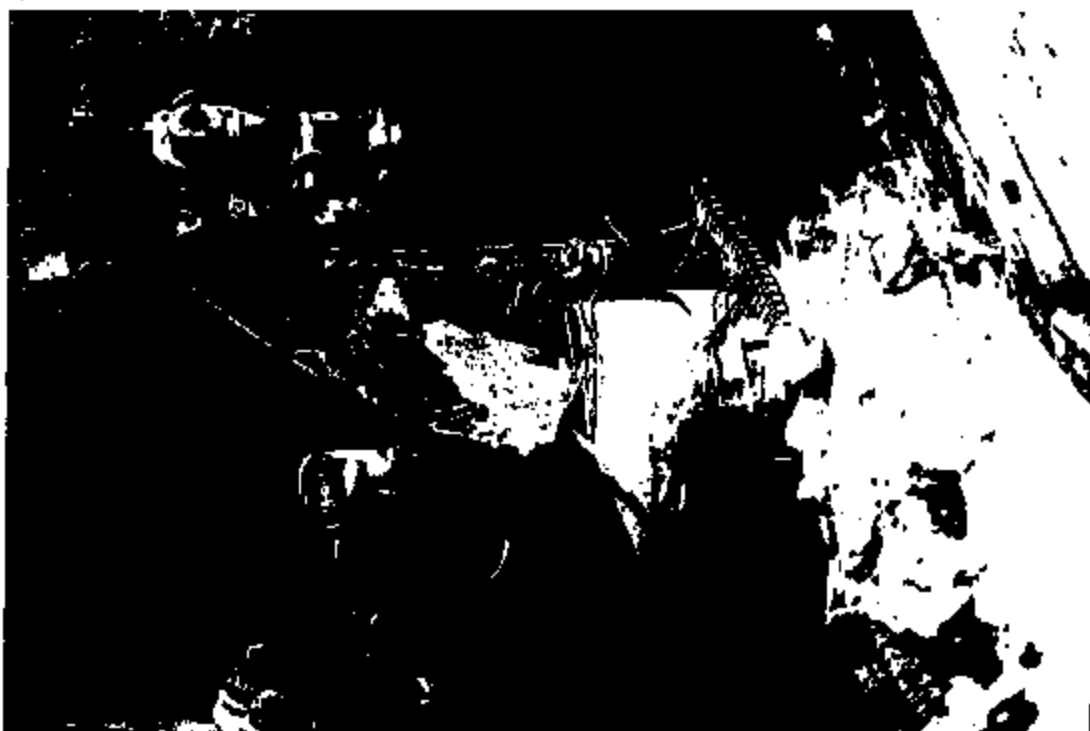


Figure 7



Figure 8

EO62-825 13818

McDowell / Owens



Figure 9



Figure 10

002-025 13516

McDowell / Owens

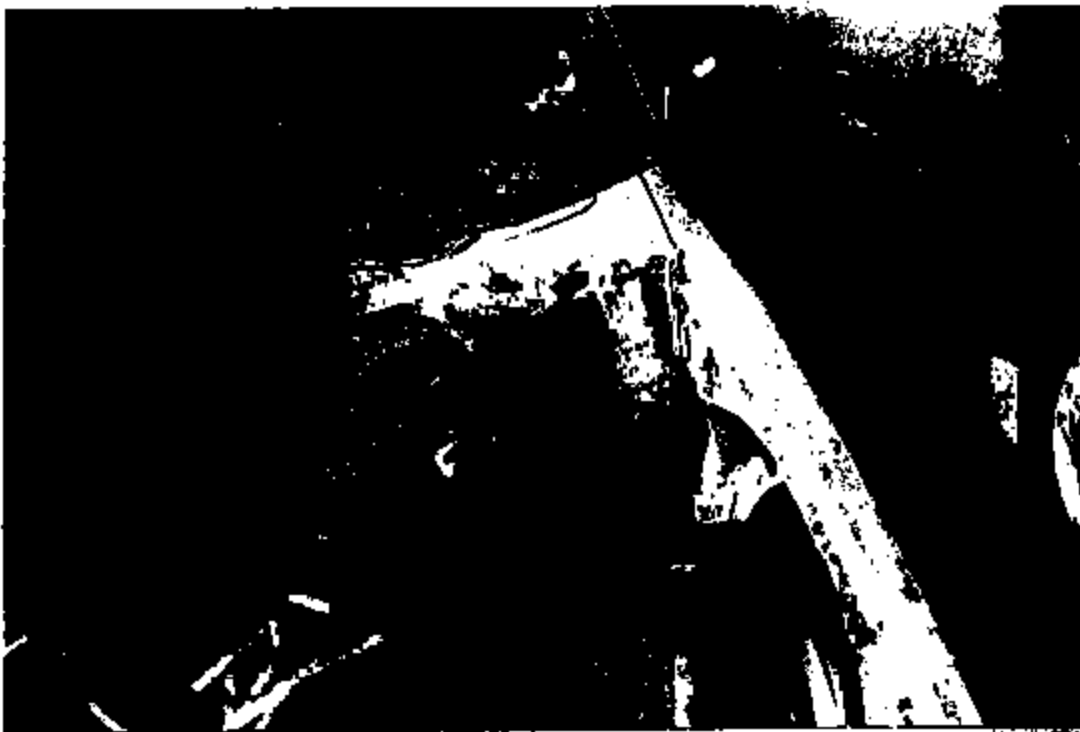


Figure 11

No Photograph

Figure 12

1982-828 13020

McDowell / Owens



Figure 13



Figure 14

ES82-028 13821

McDowell / Owens



Figure 15

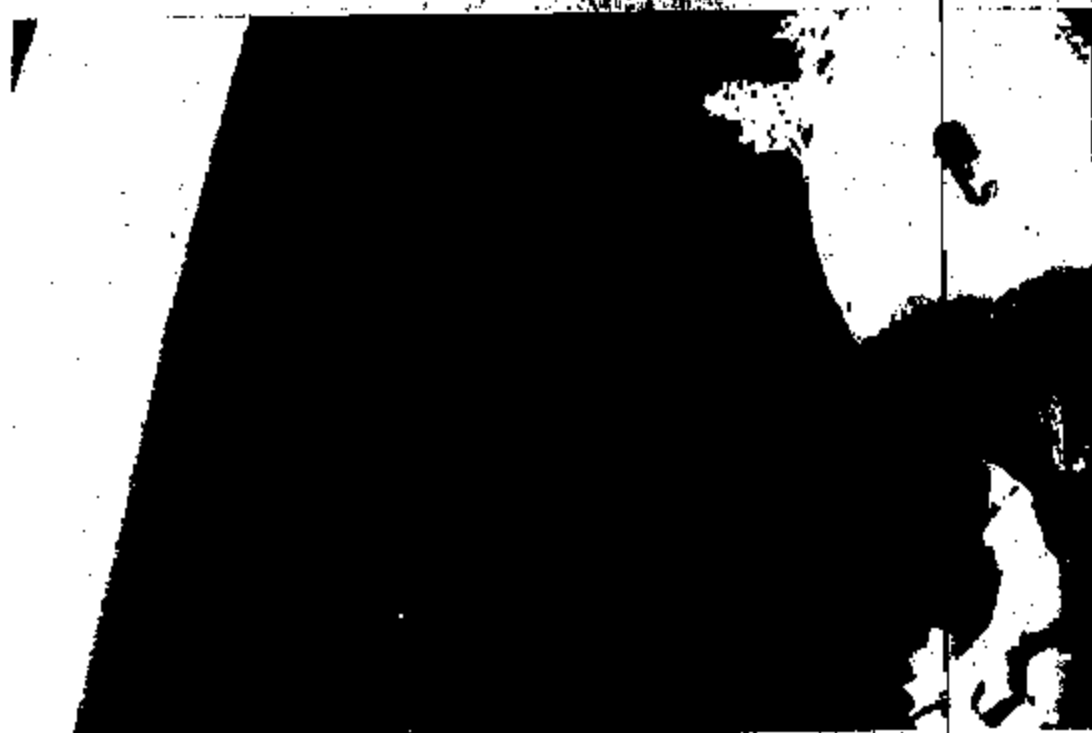


Figure 16

ER02-025 13622

McDowell / Owens



Figure 17



Figure 18

ER82-025 13023

McDowell / Owens



Figure 19



Figure 20

5902-825 13824

McDowell / Owens

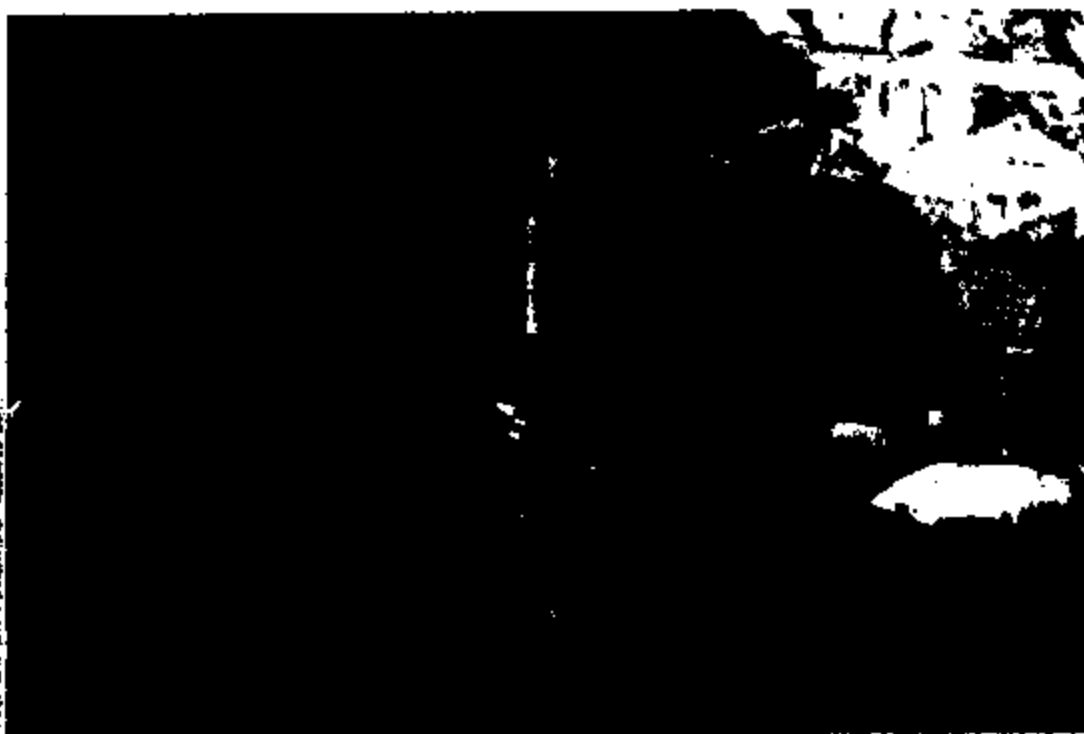


Figure 21



Figure 22

DN2-025 13425

McDowell / Owens



Figure 23



Figure 24

LA02-025 13826

McDowell / Owens

Series 6032

EP02-025 13027

PHOTOGRAPH INDEX

Our File No: 014860

Series: 6032

Figure #	Description
1	No Photograph
2	Closeup of electrical connections under the master cylinder
3	Closeup of electrical connections over the brake booster
4-9	Electrical conductors on the engine
10	License plate
11	salvage yard vehicle control tag

EA02-825 13628

McDowell / Owens

No Photograph

Figure 1



Figure 2

ERG-02B 13529

McDowell / Owens



Figure 5

KA22-025 13030

McDowell / Owens



Figure 6

8082-825 13631

McDowell / Owens

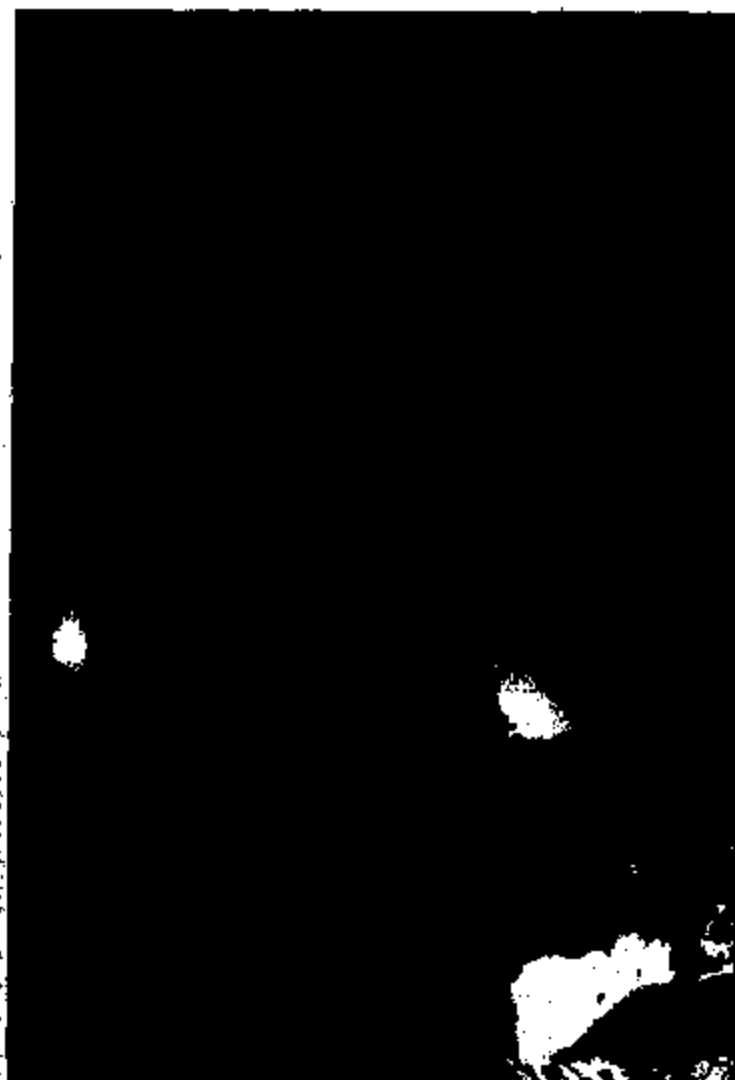


Figure 7

ERG2-825 13832

McDowell / Owens



Figure 8

ERG-825 13833

McDowell / Owens



Figure 9



Figure 10

McDowell / Owens

0902-025 13834

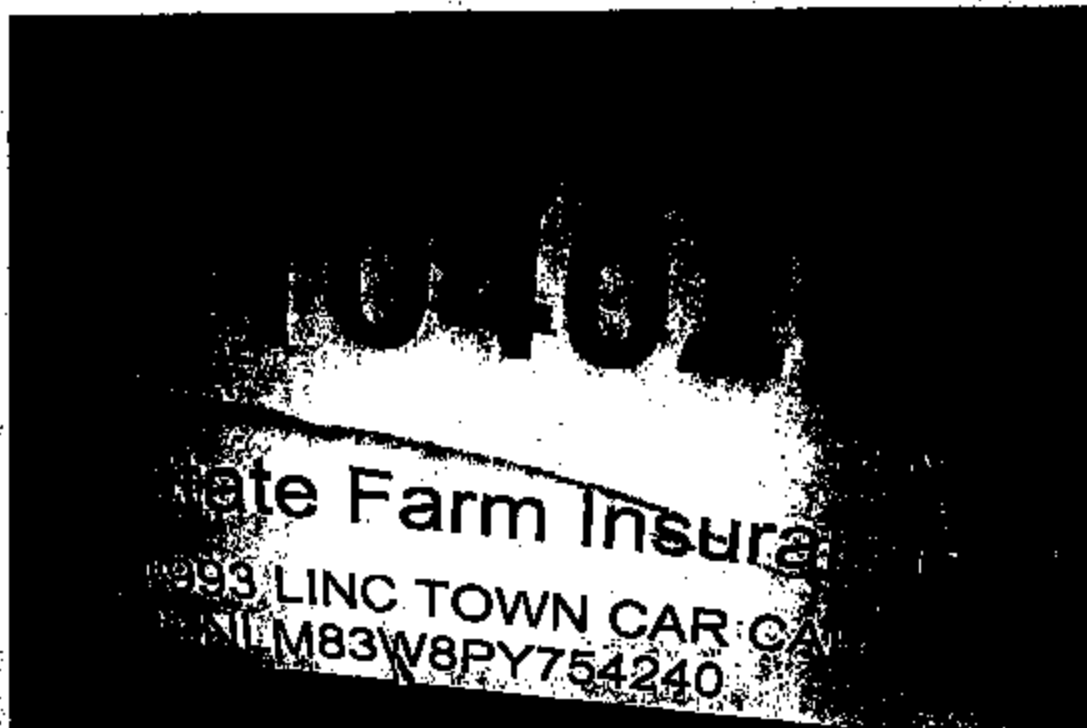


Figure 11

EP82-829 13438

McDowell / Owens

Series 7094

EM62-025 13838

PHOTOGRAPH INDEX

Our File No: 014860

Series: 7084

Figure #	Description
1	No Photograph
2	Salvage yard exemplar vehicle control tag
3	View of brake master cylinder from the front
4	View of the cruise control module and brake booster
5 & 19	View of electrical connections under the master cylinder
6 & 11	View of the engine from the left side
7	View of electrical connections associated with the cruise control
8	View of the engine from the right front
9	View of the engine from the right
10	View of the dash from the driver's side window
12 & 15	View of the engine from the front
13	View of the engine and firewall from the front
14	View of the battery from the front
16	View of the brake master cylinder and firewall from the front
17, 18 & 20	View of the cruise control module
21	View of electrical connections near left fender View of the brake master cylinder and firewall from the front

E802-025 13837

McDowell / Owens

No Photograph

Figure 1

Collision

Salvage

State Farm Ins Co

1997 LINC TOWN CAR CAR

1LNLM83W6VY746988

Figure 2



Figure 3



Figure 4

ER02-025 13830

McDowell / Owens



Figure 5



Figure 6

ENC-625 13548

McDowell / Owens

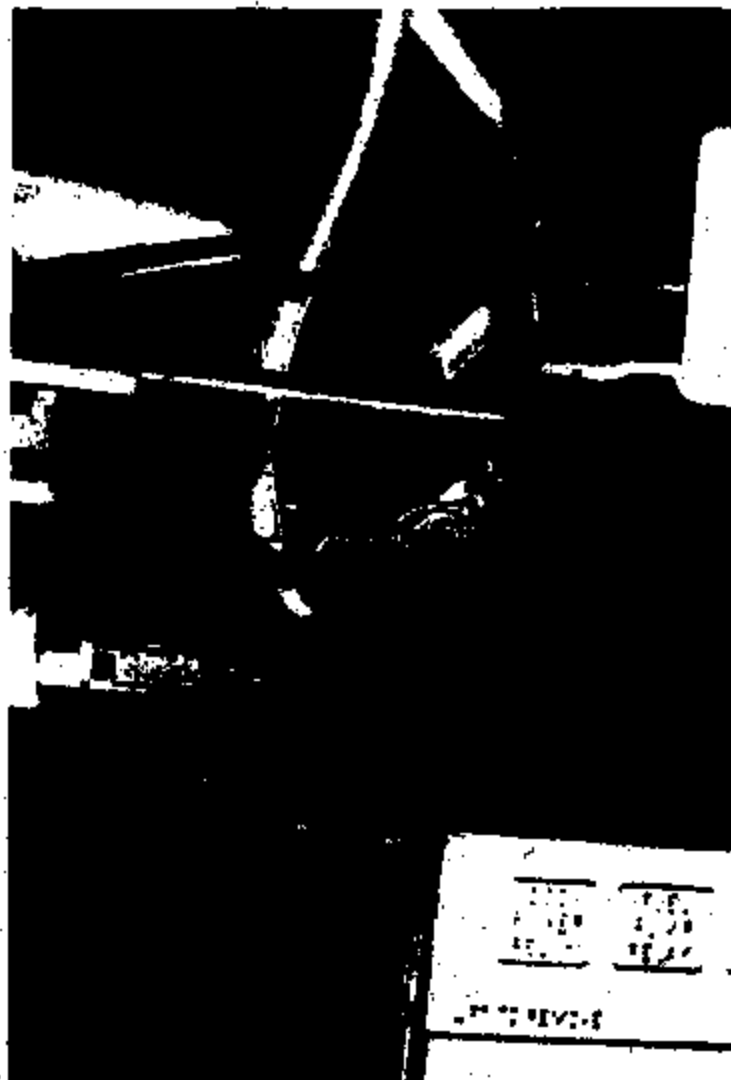


Figure 8

McDowell / Owens



Figure 9



Figure 10

ERG2-025 13842

McDowell / Owens



Figure 11

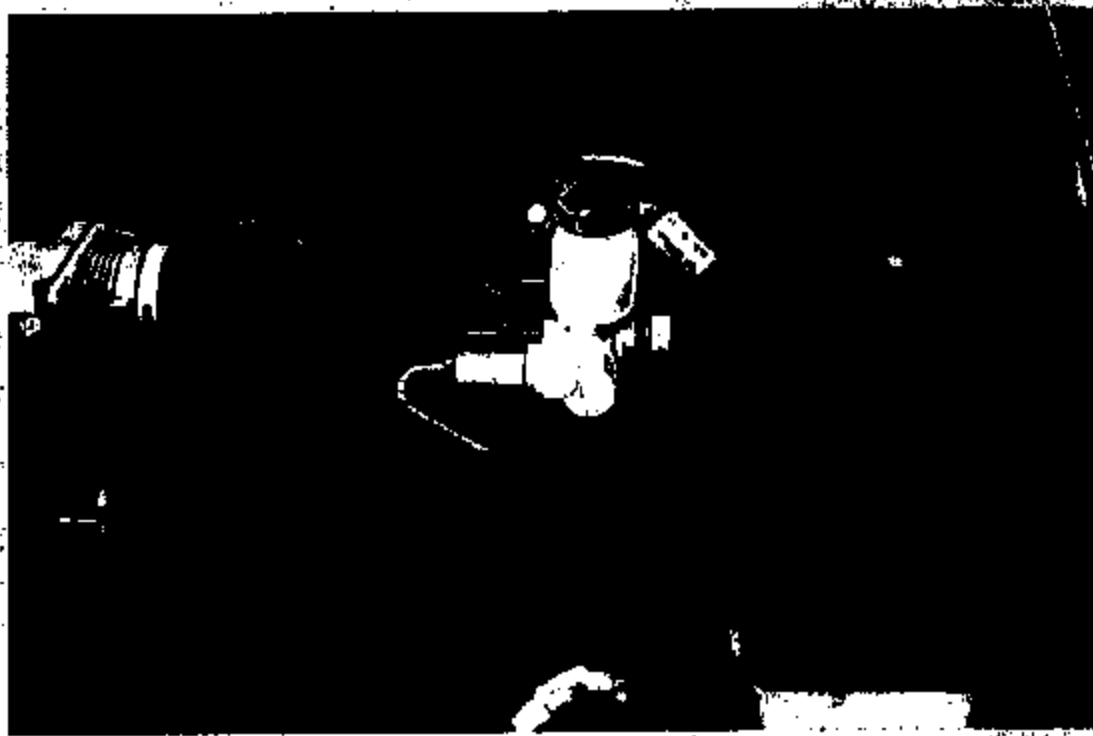


Figure 12

ER02-025 13443

McDowell & Owens

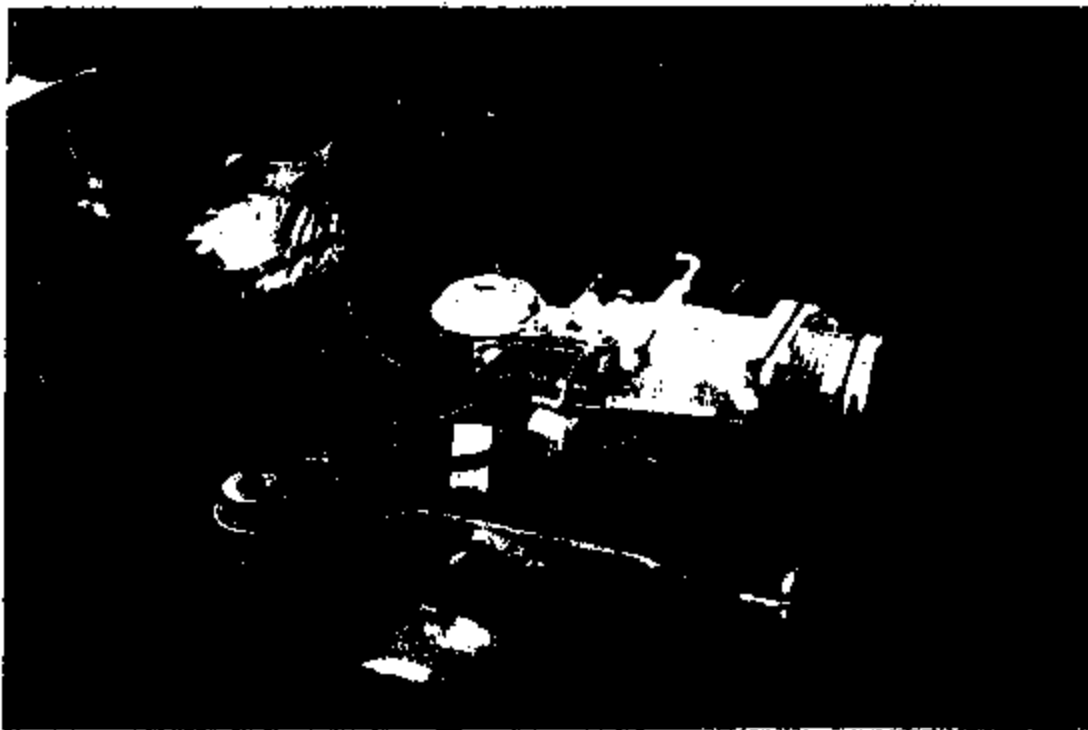


Figure 13



Figure 14

ER82-825 13844

McDowell / Owens

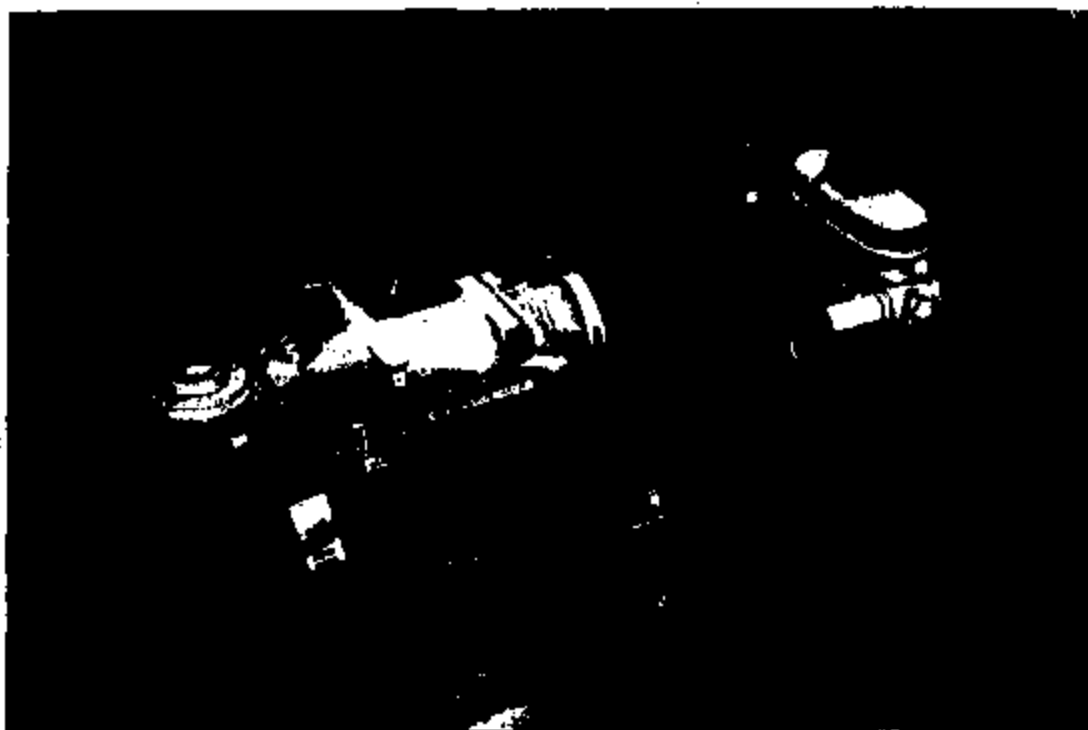


Figure 15



Figure 16

ERG2-020 13045

McDowell / Owens



Figure 17



Figure 18

EP02-025 13248

McDowell / Owens



Figure 19



Figure 20

ERG-025 13847

McDowell / Owens



Figure 21

BA02-028 13848

McDowell + Owens



HP82-525 13848





1982-025 13811





EQ82-025 13063