

NUS-216
A. Jimenez

APR 27 2005

CERTIFIED MAIL - RETURN RECEIPT REQUESTED

Michael J. Mehall
Carroll, Burdick & McDonough, L.L.P.
633 West Fifth Street, 51st Floor
Los Angeles, CA 90071-2048

RE: Freedom of Information Act (FOIA) Request, 5 U.S.C. 552
All non-public documents that pertain to Recall 03V-121 and Investigations
PE03-006 and PE03-058

Dear Mr. Mehall:

This responds to your FOIA request dated March 8, 2005, for the above referenced information.

By telephone conversation on April 13, 2005, seeking clarification of your request, you narrowed your request for only a copy of Chief Counsel's August 25, 2004 determination letter to a Washington, DC law firm that requested confidential treatment on behalf of Mercedes-Benz in reference to PE03-058.

Enclosed is the information responsive to your request, without deletion.

Pursuant to the provisions of 49 CFR Part 7, there is no charge for this response. Accordingly, I am also returning the check you enclosed for \$100.00 in your March 8, 2005 FOIA request for responsive documents.

I am the person responsible for this decision. If you wish to appeal this decision, you may do so by writing to the Chief Counsel, National Highway Traffic Safety Administration, 400 Seventh Street, SW, Washington, DC 20590. An appeal must be submitted within 30 days

after you receive this determination. It should contain any information and argument upon which you rely. The decision of the Chief Counsel will be administratively final.

Sincerely,

(S)

Stanley Feldman
Associate Chief Counsel

Enclosures

NHTSA: NCC-113: Hayes: 4/25/05

Revised: 4/27/05

NCC-113: Subj/Chron Info: NVS-216, A. Jimenez Info: NVS213, Kyle Bowker

ES05-002460

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