



U.S. Department
of Transportation

400 Seventh Street, S.W.
Washington, D.C. 20590

JAN - 4 2005

**National Highway
Traffic Safety
Administration**

Mr. Jordan Ziprin
2351 East Oranewood Ave
Phoenix, AZ 85020-4730

NVS-213dsy
DP05-002

Dear Mr. Ziprin:

This letter is in response to your petition requesting that the National Highway Traffic Safety Administration (NHTSA) conduct a defect investigation into the electronic throttle control (ETC) system, the braking system, and interrelated brake and acceleration problems which result in inappropriate and uncontrollable vehicle accelerations in ETC equipped MY 2002 to 2005 Toyota and Lexus vehicles.

We have analyzed your petition, and a summary of the analysis is presented in the enclosed notice, which was published in the Federal Register.

Based on our analysis, it is unlikely that NHTSA would issue an order requiring the notification and remedy of a defect related to motor vehicle safety at the conclusion of the requested investigation. Therefore, in view of the need to allocate and prioritize NHTSA's limited resources to best accomplish the agency's safety mission, your petition is denied.

Thank you for your interest in automotive safety. We appreciate the thorough job that you did in presenting your petition, and assure you that we will continue to monitor incidents of this kind and take further action if warranted.

Sincerely,

Daniel C. Smith
Associate Administrator
for Enforcement

Enclosure:
Federal Register Notice



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888-DASH-2-DOT
888-327-4238