

BMW Group

Handwritten: 12/13/05

November 28, 2005

Mr. Thomas Z. Cooper
Chief, Vehicle Integrity Division
Office of Defects Investigation
National Highway Traffic Safety Administration
400 Seventh Street, S.W.
Washington, DC 20590

Stamp: RECEIVED
NOV 29 2005
OFFICE OF CHIEF COUNSEL
NHTSA
Handwritten: 26

Re: PE05-053

Dear Mr. Cooper:

With this letter, BMW is responding to NHTSA's Information Requested dated October 5, 2005 in the above captioned matter.

The attachments included with this letter comprise BMW's response to PE05-053. As requested, BMW has repeated each question verbatim and provided our response accordingly. Our detailed responses are contained in the attachments.

Portions of our response contain information that is considered by BMW to be confidential, and accordingly, those materials are not being submitted to your office. As instructed, the portions of our response that are claimed by BMW to be confidential are being submitted to the Office of Chief Counsel, along with our request for confidentiality including supporting material, and the required 49 CFR 512 Certificate.

Additionally, BMW understands that it is NHTSA policy to protect the privacy of individuals under Exemption 6 of the Freedom of Information Act, 5 USC Section 552(b)(6). Certain information requested by NHTSA, such as personal information pertaining to BMW vehicle owners that is contained in the attachments, although not claimed herein to be "BMW Confidential" pursuant to 5 USC Section 552(b)(4) (Exemption 4) and 49 CFR 512, should not be made public by NHTSA in accordance with Exemption 6.

Should you have any questions pertaining to the information enclosed with this letter, please contact me at (201) 573-2071, or Martin Rapaport of my staff at (201) 573-7708.

Sincerely,
Handwritten signature of Thomas C. Baloga

Thomas C. Baloga
General Manager
Safety Engineering & Intelligent Transportation Systems

Attachments:

CD No. 1

Cc:

H. Coleman, Esq., NHTSA (Office of Chief Counsel) - Letter only

Vertical stamp: RECEIVED
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OFFICE OF CHIEF COUNSEL
NHTSA

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