



U.S. Department
of Transportation
**National Highway
Traffic Safety
Administration**

ODI RESUME

Investigation: DP09-001
Date Opened: 04/08/2009
Principal Investigator: Stephen McHenry
Subject: Unwanted and Unintended Acceleration

Manufacturer: Toyota Motor North America, Inc. Toyota Motor Corporation
Products: 2007 Lexus ES350 and 2002 – 2003 Lexus ES300
Population: 230,517 (estimated)

Problem Description: Petition request for unwanted and unintended acceleration.

FAILURE REPORT SUMMARY

	ODI	Manufacturer	Total
Complaints:	1	0	0
Crashes/Fires:	0	0	0
Injury Incidents:	0	0	0
# Injuries:	0	0	0
Fatality Incidents:	0	0	0
# Fatalities:	0	0	0
Other*:	10	0	0

*Description of Other: Petition identified VOQs he believes are not related to a floor mat entrapping the throttle pedal.

Action: The petition will be evaluated for a grant or deny decision.

Engineer: Stephen McHenry *SMH 4/9/09*
Div. Chief: Jeffrey Quandt
Office Dir.: Kathleen C. DeMeter

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Summary:

A defect petition was received by the Office of Defects Investigation (ODI) requesting "an additional investigation into the unwanted and unintended acceleration of model year [MY] 2007 Lexus ES350 as the initial investigation (PE07-016) was too narrow in scope and did not adequately address all complaints made to the NHTSA with respect to vehicle speed control concerns."

Additionally the petitioner requested an "investigation of MY 2002-2003 Lexus ES300 for those 'longer duration incidents involving uncontrollable acceleration where brake pedal application allegedly had no effect' that were determined not to be within the scope of Investigation PE04-021."

The petitioner owns a MY 2007 Lexus ES350 which allegedly experienced an unwanted and uncontrolled acceleration event as described in the petitioner's complaint filed with ODI, complaint number 10261660. The petitioner does not own a MY 2002 or 2003 ES300.

ODI will evaluate the petition for a grant or deny decision.