

INFORMATION Redacted
PURSUANT TO THE
FREEDOM OF
INFORMATION ACT (FOIA),
5 U.S.C. 552(B)(6)

RQ14-001

CHRYSLER

8/7/2014

ENCLOSURE 2

UCN

INCLUDING TOWING CHARGE THE AIRBAGS DEPLOYED DUE TO THE RECALL

RQ14-001

CHRYSLER

8/7/2014

ENCLOSURE 2

FIELD DATA

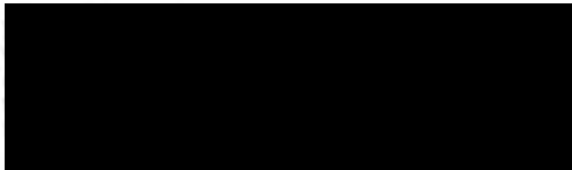
LEGAL

**Service of Process
Transmittal**

04/02/2014

CT Log Number 524692500

TO:



RE: Process Served in Florida

FOR: Chrysler Group LLC (Domestic State: DE)

ENCLOSED ARE COPIES OF LEGAL PROCESS RECEIVED BY THE STATUTORY AGENT OF THE ABOVE COMPANY AS FOLLOWS:

TITLE OF ACTION: [REDACTED] vs. Chrysler Group LLC., etc., Dft.
DOCUMENT(S) SERVED: Summons, Complaint, Exhibit(s)
COURT/AGENCY: Southern District of Florida - U.S. District Court - West Palm Beach Division, FL
Case # 14CV14134JEM
NATURE OF ACTION: Product Liability Litigation - Manufacturing Defect - 2002 Jeep Liberty -
1J8GK48K42W [REDACTED]
ON WHOM PROCESS WAS SERVED: C T Corporation System, Plantation, FL
DATE AND HOUR OF SERVICE: By Process Server on 04/02/2014 at 11:40
JURISDICTION SERVED : Florida
APPEARANCE OR ANSWER DUE: Within 21 days after service, not counting the day of receipt
ATTORNEY(S) / SENDER(S): Kelsay D. Patterson
Law Office of Kelsay D. Patterson
8875 Hidden River Parkway
#300
Tampa, FL 33637
813-975-7269
ACTION ITEMS: CT has retained the current log, Retain Date: 04/02/2014, Expected Purge Date:
04/07/2014
Image SOP
SIGNED: [REDACTED]
PER: [REDACTED]
ADDRESS: [REDACTED]
TELEPHONE: [REDACTED]

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the



Plaintiff

v.

CHRYSLER GROUP LLC

Defendant

DATE: 4-2-14 TIME: 11:40^{am}

ERIC DEAL S.P.S. #336

Civil Action No. [Redacted]

SUMMONS IN A CIVIL ACTION

To: (Defendant's name and address)

CHRYSLER GROUP LLC, a MICHIGAN CORPORATION
VIA Florida REGISTERED AGENT -
C.T. CORPORATION SYSTEM

[Redacted address block]

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:



If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Date: April 1, 2014



Steven M. Larimore
Clerk of Court

SUMMONS

s/Crystal Barnes-Butler
Deputy Clerk
U.S. District Courts

IN THE UNITED STATES DISTRICT COURT FOR
THE SOUTHERN DISTRICT OF FLORIDA
WEST PALM DIVISION
CASE NO.: 14-CV-



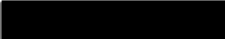
Plaintiff,

v.

CHRYSLER GROUP LLC.,
A Michigan Corporation,

Defendant.

COMPLAINT: PRODUCTS LIABILITY

Plaintiff,  by and through undersigned counsel, sues

Defendant, CHRYSLER GROUP LLC., hereinafter, ("Chrysler"), and says as follows:

JURISDICTION AND VENUE

1. The incident giving rise to the instant lawsuit occurred in Stewart, Florida, which is located in the Southern District of Florida.
2. The amount in controversy exceeds \$75,000.00.
3. The named parties are from different states, the Plaintiff is a citizen and resident of the State of Florida, whereas the Defendant's principal place of business is in Michigan. The Defendant sells its cars all over the United States, and therefore expects to be sued in Florida for product defects from the automobiles that it manufactured and allowed to enter the stream of commerce.

FACTS

4. On March 22, 2014, the Plaintiff was sitting in the parking lot outside of a pharmacy (Walgreens) in Stuart, Florida when she inserted the key of her 2002 Jeep Liberty into the ignition to start the vehicle.

5. Upon turning the key to start the vehicle, while parked, the air bags spontaneously deployed without any warning, without any accident, without any collision, without any movement of the vehicle, without anyone touching the vehicle or doing anything to trigger the deployment of both front seat air bags.

6. The Plaintiff's airbags in her 2002 Jeep Liberty were the subject of a safety recall (See **Exhibit 1**), and although the Plaintiff did take her vehicle into Wallace Chrysler Jeep Dodge Ram of Stuart to repair, correct, and service this issue before any such deployment occurred (See **Exhibit 2**, Invoice, dated October 3, 2013), it nonetheless still did happen AFTER the supposed repair/correction was made.

7. In Florida, a product can be defective by virtue of a design defect, a manufacturing defect, or an inadequate warning, and in the instant case the facts clearly establish that the defect is a manufacturing defect as it is not reasonable, expected, or anticipated that any consumer would purchase a Jeep Liberty, a vehicle manufactured by Chrysler, with the idea that the airbags would spontaneously deploy, thereby striking them in the face and causing them to sustain ugly/nasty chemical burns on their face without any collision or impact affecting the exterior of the vehicle.

8. The Plaintiff's vehicle, her 2002 Jeep Liberty, was manufactured by the Defendant and their own recall bulletin (See Exhibit 1) establishes that an air bag

deployment in the manner that injured the Plaintiff is defective on its face, at law, and on the pleadings.

9. The Defendant is strictly liable for their unreasonably dangerous product they put into the stream of commerce, to wit, air bags spontaneously deploying for no reason whatsoever, injuring the Plaintiff causing a frightened alone 80 year old lady to sustain severe chemical facial burns, burns on her arms, and overnight hospitalization (See **Composite Exhibit 3**).

WHEREFORE, Plaintiff [REDACTED] demands that judgment be entered against the Defendant for: (a) compensatory damages; (b) loss of use; (c) property loss/damage; (d) medical bills; and (e) any other relief this Court deems just and available including punitive damages.

Plaintiff demands a trial by jury as to his claims as set forth herein.

Dated this 31st day of March, 2014.

RESPECTFULLY SUBMITTED.

Law Office of Kelsay D. Patterson
[REDACTED]

EXHIBIT 1



**SAFETY RECALL M35 / NHTSA 12V-527
OCCUPANT RESTRAINT CONTROL MODULE FILTER CIRCUIT**

Dear: (Name)

This notice is sent to you in accordance with the requirements of the National Traffic and Motor Vehicle Safety Act.

Chrysler has decided that a defect, which relates to motor vehicle safety, exists in some **2002 and 2003** model year Jeep® Liberty vehicles.

The problem is... The airbag system Occupant Restraint Control (ORC) module on your vehicle (VIN: xxxxxxxxxxxxxxxxx) may experience a front airbag and/or seatbelt pretensioner inadvertent deployment. An inadvertent deployment while driving could distract the driver and cause a crash without warning.

What your dealer will do... Chrysler will repair your vehicle free of charge (parts and labor). To do this, your dealer will install an ORC module filter circuit. The work will take about one hour to complete. However, additional time may be necessary depending on service schedules.

What you must do to ensure your safety... Simply contact your Chrysler, Jeep, or Dodge dealer right away to schedule a service appointment. Ask the dealer to hold the parts for your vehicle or to order them before your appointment. **Please bring this letter with you to your dealer.**

If you need help... If you have questions or concerns which your dealer is unable to resolve, please contact the Chrysler Group Recall Assistance Center at 1-800-853-1403.

Please help us update our records by filling out the attached prepaid postcard if any of the conditions listed on the card apply to you or your vehicle. You may also update this information on the web at
CCCCCCCCCCCCCCCCCCCCCCCCCCCCCCCC

If you have already experienced this condition and have paid to have it repaired, please send your original receipts and/or other adequate proof of payment to the following address for reimbursement: Chrysler Customer Assistance, P.O. Box 21-8007, Auburn Hills, MI 48321-8007, Attention: Reimbursement. Once we receive and verify the required documents, reimbursement will be sent to you within 60 days.

If your dealer fails or is unable to remedy this defect without charge and within a reasonable time, you may submit a written complaint to the Administrator, National Highway Traffic Safety Administration, 1200 New Jersey Ave., S.E., Washington, DC 20590, or call the toll-free Vehicle Safety Hotline at 1-888-327-4236 (TTY 1-800-424-9153), or go to <http://www.safercar.gov>.

We're sorry for any inconvenience, but we are sincerely concerned about your safety. Thank you for your attention to this important matter.

Customer Services / Field Operations
Chrysler Group LLC
Notification Code M35

Note to lessors receiving this recall: Federal regulation requires that you forward this recall notice to the lessee within 10 days.

EXHIBIT 2

CUSTOMER #:

45764

**WALLACE
CHRYSLER JEEP DODGE RAM**

INVOICE

2755 S.E. Federal Highway, Stuart, FL 34994

(772) 220-3600

www.wallaceautogroup.com

DUPLICATE 1
PAGE 1

MV # 79915

SERVICE ADVISOR: 3868 MITZI PASKIEWICZ

STUART, FL

HOME

CELL:

BUS:

COLOR	YEAR	MAKE/MODEL	VIN	LICENSE	MILEAGE IN/OUT	TAG	
STEEL BLUE	02	JEEP LIBERTY	1J8GK48K42W		90085/90086	T1850	
IN.SVC. DATE	PROD. DATE	WARR. EXP.	PROMISED	PO.NO.	RATE	PAYMENT	INV. DATE
30APR02	DD		WAIT 03OCT13			CASH	03OCT13
DATE OF REPAIR	CUST. NOTIFIED DATE	OPTIONS: ENG:3.7 Liter MPI					
10:20 03OCT13	11:14 03OCT13						

LINE	OPCODE	TECH	TYPE	HOURS	LIST	NET	TOTAL
A RECALL M35							
CAUSE: RECALL M35 ORC							
08M35182 RECALL M35							
2532 WILLIAM TOPPING LIC#: 2532							
WP40 (N/C)							
1 CBXTM351AC WIRING-JUMPER (N/C)							
FC:							
PART#: CBXTM351AC							
COUNT: 1							
CLAIM TYPE: S							
AUTH CODE:							

90085 PERFORM M35 RECALL PER SB		

B CUSTOMER AWARE CHECK ENGINE LIGHT IS ON AND DECLINES DIAGNOSTIC		
CDR CHECK ENGINE LIGHT IS ON		
2532 WILLIAM TOPPING LIC#: 2532		
CP	0.00	0.00

YOU WILL BE RECEIVING A SURVEY FROM CHRYSLER IN REGARD TO THE SERVICE YOU RECEIVED AT WALLACE JEEP. WE HOPE THAT YOU WILL BE ABLE TO ANSWER "EXCELLENT" TO ALL QUESTIONS ASKED. IF NOT PLEASE LET US KNOW WHAT WE CAN DO TO IMPROVE OUR SERVICE TO YOU. THANK YOU BRIAN, MITZ AND MARK.

LIMITED WARRANTY: The only warranties applying to the parts installed in accordance with this estimate are those that may be offered by the manufacturer. The seller hereby expressly disclaims all warranties, either expressed or implied, including any implied warranty of merchantability or fitness for a particular purpose, and neither assumes nor authorizes any other person to assume for it any liability in connection with the sale of products or services sold under the terms of this estimate. Parts and labor are guaranteed for the 12 months or 12,000 miles, whichever comes first. Seller does not guarantee that the work performed in accordance with this estimate will correct any problem specified on the description of the complaint. **This charge represents costs and profits to the motor repair facility for miscellaneous shop supplies or waste disposal. [s. 659.904(4)] The State of Florida requires a \$1.00 fee to be collected for each new tire sold in the state [s. 403.718], and \$1.50 fee to be collected for each new or remanufactured battery sold in the state [s.403.7185].	A STANDARD CHARGE FOR SUPPLIES AND MATERIALS IS MADE ON EACH REPAIR ORDER. THE AMOUNT OF THIS CHARGE WILL BE 15% OF THE TOTAL LABOR CHARGE. THIS WILL BE SHOWN IN THE LOWER RIGHT CORNER OF THE INVOICE IN THE SPACE PROVIDED. THE MAXIMUM AMOUNT CHARGED WILL BE \$15.00 OR CHARGES.	DESCRIPTION	TOTALS	
		ALL PARTS NEW UNLESS OTHERWISE INDICATED.	LABOR AMOUNT	0.00
		CUSTOMER HEREBY ACKNOWLEDGES RECEIPT OF ABOVE MENTIONED VEHICLE AND RECEIPT OF INVOICE HEREOF.	PARTS AMOUNT	0.00
			GAS, OIL, LUBE	0.00
			SUBLET AMOUNT	0.00
			MISC. CHARGES	0.00
			TOTAL CHARGES	0.00
			LESS INSURANCE	0.00
			SALES TAX	0.00
			PLEASE PAY THIS AMOUNT	0.00

A storage fee of \$10.00 per day may be applied to the vehicles which are not claimed within 3 working days of notification of completion.

U/used R/rebuilt RC/reconditioned NC/no charge/warranty RC/reduced

CUSTOMER COPY

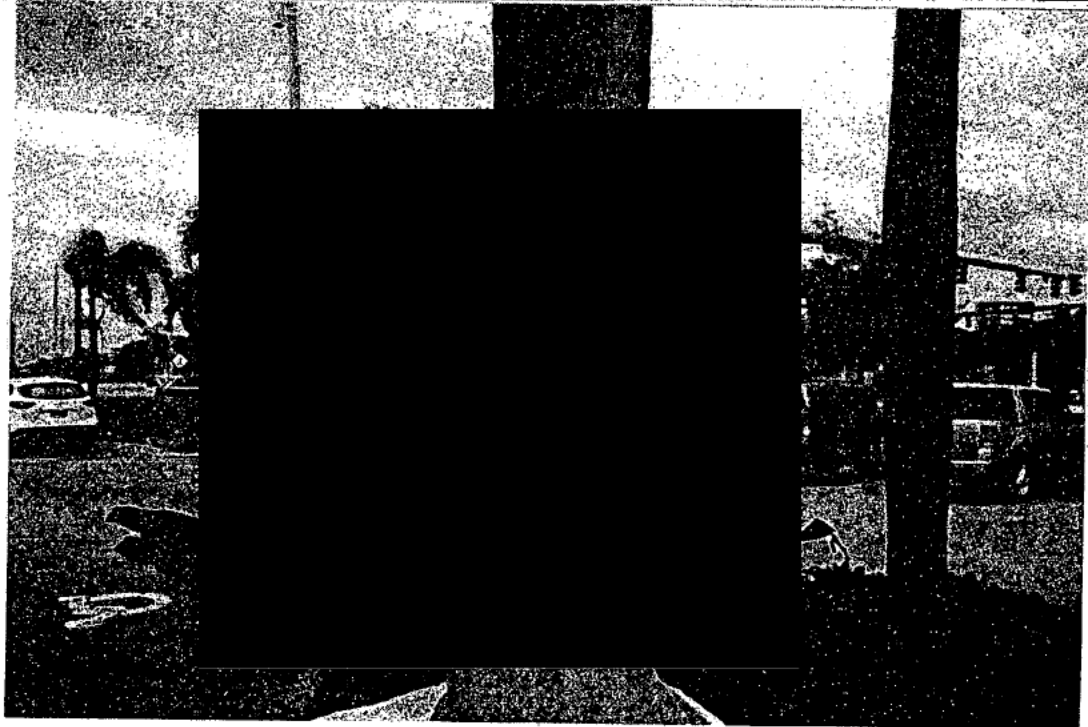


EXHIBIT 3





To protect the privacy of individuals, NHTSA does not make medical records available to the public without authorization. For this reason, documents falling into this category have not been included in this complaint record.

RQ14-001

CHRYSLER

8/7/2014

ENCLOSURE 2

FIELD DATA

LEGAL

MATTER # 1248848
FILE TYPE Legal Claim
FILE NAME [REDACTED]
CAIR # 25105418
DATE OF INCIDENT 6/2/2014
DATE OF NOTICE 6/3/2014
MODEL/MODEL YEAR 2003 JEEP LIBERTY SPORT 4X2 SPORT UTILITY 4-DR
VIN 1J4GK48K03W [REDACTED]
MILEAGE 108000

OWNER [REDACTED]
COURT None
DOCKET # None
ALLEGED DEFECT DESCRIPTION Inadvertent Deployment of Driver Air Bag

DESCRIPTION The owner states that her daughter was parked in a shopping center parking lot having just returned from shopping. She started the car and was going to put her seat belt on when the air bag deployed. No injuries were sustained.

CRASH PROPERTY DAMAGE No
INJURIES No

FATALITIES 0

ANALYSIS An inspection¹ of the vehicle revealed that the driver's seat belt could not be checked because the pretensioner deployed. All other belts lock-up when jerked hard. Wi-tech with lap-top was used to check for codes. The DRB unit was then used and still there was no contact with the ORC area.

¹ The inspection was conducted at the request of counsel in anticipation of litigation and the report is being withheld under a claim of attorney work-product privilege.

MATTER #	1246664
FILE TYPE	Legal Claim
FILE NAME	[REDACTED]
CAIR #	24776398
DATE OF INCIDENT	N/A
DATE OF NOTICE	3/24/2014
MODEL/MODEL YEAR	2002 JEEP GRAND CHEROKEE LAREDO 4X2 SPORT UTILITY 4-DR
VIN	1J4GX48S22C [REDACTED]
MILEAGE	60000
OWNER	[REDACTED]
COURT	None
DOCKET #	None
ALLEGED DEFECT	Inadvertent Deployment of Front Air Bags
DESCRIPTION	The owner states that her father was driving his vehicle at approximately 20 mph with his wife in the right front seat, when both front air bags deployed.
CRASH	No
PROPERTY DAMAGE	No
INJURIES	2
FATALITIES	0
ANALYSIS	An inspection ² of the vehicle revealed that both seat belts locked with a sharp pull on the shoulder belt, and remained locked until released. There was no evidence of water intrusion or corrosion on the SRS module or its connectors.

² The inspection was conducted at the request of counsel in anticipation of litigation and the report is being withheld under a claim of attorney work-product privilege.

MATTER #	1247021
FILE TYPE	Legal Claim
FILE NAME	[REDACTED]
CAIR #	N/A
DATE OF INCIDENT	3/22/2014
DATE OF NOTICE	4/3/2014
MODEL/MODEL YEAR	2002 JEEP LIBERTY SPORT 4X2 SPORT UTILITY
VIN	1J8GK48K42W [REDACTED]
MILEAGE	90528
OWNER	[REDACTED]
COURT	None
DOCKET #	None
ALLEGED DEFECT DESCRIPTION	Inadvertent Deployment of Front Air Bags The owner states that while sitting in a Walgreen's parking lot, she went to start her vehicle at which time both front air bags deployed. The owner sustained burns to her face and arms.
CRASH	No
PROPERTY DAMAGE	No
INJURIES	1
FATALITIES	0
ANALYSIS	An inspection of the vehicle revealed no apparent damage to the ORC; it was removed for further analysis. It was noted that the air bag warning lamp cluster was on when the ignition was in the run position. The "jumper harness" called out in Recall M35 was installed prior to the inspection date.