



U.S. Department
of Transportation

**National Highway
Traffic Safety
Administration**

MAY 22 2019

1200 New Jersey Avenue SE.
Washington, DC 20590

J.S. Park, Vice President
Product Litigation and Regulatory Compliance
Kia Motors America
111 Peters Canyon Road
Irvine, CA 92606

NEF-103ml
PE19-004

Dear Mr. Park:

This letter is to confirm that, pursuant to the discussions held between Kia Motors America (KMA) and the Office of Defects Investigation (ODI) of the National Highway Traffic Safety Administration (NHTSA), ODI will agree to modify the April 12, 2019, Information Request (IR) sent to KMA in connection with PE19-004.

This letter is being sent to Kia pursuant to 49 U.S.C. § 30166, which authorizes NHTSA to conduct any investigation that may be necessary to enforce Chapter 301 of Title 49 and to request reports and the production of things. Pursuant to that provision, provide the information requested in the April 12, 2019 IR by the updated deadlines below:

Due by June 3, 2019:

- Complete Responses to Request 1, Request 3, Request 4, Request 6, Request 8 and Request 9, as well as the counts requested in Request 2.

Due by July 1, 2019:

- The remainder of the response to Request 2, and the complete responses to Requests 5, 7, 10, 11 and 12.

We have also agreed to hold the information requested in footnote 1 on page 4 of the April 12, 2019 IR in abeyance. Therefore, you do not need to produce this information at this time.

Kia's failure to respond promptly and fully to this letter could subject Kia to civil penalties pursuant to 49 U.S.C. § 30165 or lead to an action for injunctive relief pursuant to 49 U.S.C. § 30163. (Other remedies and sanctions are available as well.) The Vehicle Safety Act, as amended, provides for civil penalties of up to \$21,780 per violation per day, with a maximum of \$108,895,910 for a related series of daily violations, for failing or refusing to perform an act required under 49 U.S.C. § 30166. 49 U.S.C. § 30165(a)(3), 83 Fed. Reg. 60732, 60735 (Nov. 27, 2018). This includes failing to respond completely, accurately, and in a timely manner to ODI information requests.

If Kia finds that it is unable to provide all of the information requested within the time allotted, Kia must request an extension from me at (202) 366-2315 no later than five business days before the response due date. If Kia is unable to provide all of the information requested by the original deadline, it must submit a partial response by the original deadline with whatever information Kia then has available, even if an extension has been granted.

Please send email notification to Michael Lee at michael.lee@dot.gov and to ODI_IRresponse@dot.gov when Kia sends its response to this office and indicate whether there is confidential information as part of Kia's response.

If you have any technical questions concerning this matter, please call Michael Lee of my staff at (202) 366-5236.

Sincerely,



Paul Simmons, Chief
Vehicle Defect Division C
Office of Defects Investigation