

# VOLKSWAGEN

GROUP OF AMERICA

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November 17, 2021 Date

Subject: Peer Review – Volkswagen Response to PE21-020 (Tesla AutoPilot)

VOLKSWAGEN GROUP OF AMERICA, INC.  
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Dear Mr. Magno:

Please find enclosed Volkswagen's response to ODI's September 13, 2021 Information Request letter ("IR") to Volkswagen Group of America, Inc. ("VWGoA"), which was issued in furtherance of NHTSA's investigation PE21-020 into certain systems in vehicles manufactured by Tesla, Inc. Per discussion with ODI, VWGoA is answering on behalf of itself, Volkswagen AG, and Audi AG (collectively referred to herein as "Volkswagen" or "VW"), with respect to Volkswagen and Audi brand vehicles in the U.S. as of the date of the IR.

Volkswagen understands that the definition of "Subject System" in the IR is broader than just Level 2 systems, and that it includes certain Level 1 systems, which in combination, are capable of conferring Level 2 capabilities (*i.e.*, sustained latitudinal and longitudinal control of the vehicle under certain conditions, but still requiring driver engagement). Thus, for the purposes of this response, Volkswagen has not only identified its Level 2 systems and the population of vehicles that have Level 2 capabilities, but it has also provided certain responsive information that may only relate to a Level 1 system (*e.g.*, Adaptive Cruise Control or Lane Centering systems) in those vehicles to fully respond to the questions.

Despite the fact that there is no actual or alleged defect in the Subject Systems to guide the focus of Volkswagen's internal inquiries to identify responsive information, the following responses reflect Volkswagen's efforts to fairly construe the IR and provide comprehensive responses. Volkswagen notes that the information provided clearly differentiates it from the facts and circumstances alleged in the underlying investigation.

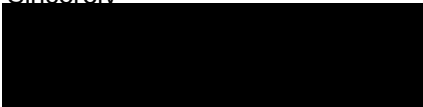
For your convenience, each request is restated verbatim and then followed by our response.

It is further noted that certain documents deemed responsive to Request 5, portions of response 6, Response 7, Response 8, Response 9, and Response 10b. and 10c. have been submitted to NHTSA's Office of General Counsel, under request for confidentiality

Volkswagen appreciates the agency's consideration for our request for an extension related to the submission of Volkswagen's response to the Peer Review. Our team was able to correct the issue that we found during our final review and have completed our submission. Volkswagen will not be requiring an extension for this peer review.

Please contact me if you have any questions regarding this response.

Sincerely



Christopher T. Sandvig  
Director, Group Customer Protection  
Volkswagen Group of America, Inc.

Enclosures