

U.S. Department of Transportation

1200 New Jersey Avenue, SE Washington, DC 20590

National Highway Traffic Safety Administration

November 17, 2008

<u>CERTIFIED MAIL</u> <u>RETURN RECEIPT REQUESTED</u>

MR. JOHN GIBBONS SENIOR MANAGER NISSAN NORTH AMERICA, INC. P.O. BOX 685001 FRANKLIN, TN 37068-5001 NVS-215kjs 05V-474

Dear Mr. Gibbons:

Nissan North America, Inc. (Nissan) is requested, pursuant to 49 U.S.C. 30165, 30166, and 30119, to renotify owners involved in safety recall 05V-474 who have not had their vehicles corrected or otherwise accounted for. This recall involves 108,883 MY 2004-2006 Nissan Quest passenger cars. There is a seat adjustment mechanism that contains exposed moving components located at the rear inside edge of the second row seat which could cause injury to occupants adjusting the seat. Owner notification began on December 19, 2005. In Nissan's sixth reporting quarter, Nissan reports that of the 108,883 vehicles involved, 41,786 have not been remedied.

Nissan should conduct the owner renotification in accordance with the guidelines listed below.

- Before conducting the owner renotification, Nissan should obtain an updated owner list, for this recall campaign, based on current state motor vehicle registration records.
- Nissan's proposed owner renotification letter for this recall must meet the requirements of 49 CFR Part 577.10, "Follow-up Notification," and must be submitted to NHTSA for review before owner renotification begins. Part 577.10(e)(1) specifically requires that the renotification letter be identified as a "... follow-up to an earlier communication."
- In addition to the six quarterly status reports required under 49 CFR Part 573.6, "Quarterly Reports," Nissan is requested to file three additional quarterly status reports.

- Furnish a proposed schedule for conducting the owner renotification that includes the following information:
 - a. the date on which the search of current state motor vehicle registration records will be initiated in order to update the original owner list;
 - b. the approximate date on which the revised owner list will be available to initiate owner renotification;
 - c. the approximate date on which the owner renotification will begin; and
 - d. the approximate date on which the owner renotification will be completed (if the owner renotification is to be staggered, give the beginning and ending owner renotification date for each segment).

Nissan's renotification schedule and a draft of the proposed owner renotification letter must be submitted to this office by December 16, 2008.

If you have any questions concerning this matter, please contact Ric Willard at (202) 366-6544, <u>richard.willard@dot.gov</u> or Kelly Schuler at (202) 366-5227, Kelly.schuler@dot.gov or by fax at (202) 366-7882.

George H. Person, Chief

Recall Management Division Office of Defects Investigation

Enforcement