



U.S. Department
of Transportation

400 Seventh Street, SW
Washington, DC 20590

**National Highway
Traffic Safety
Administration**

March 5, 2007

KERRY LEGG
SAFETY AND COMPLIANCE MANAGER
NEW FLYER INDUSTRIES LTD
25 DEBAETS STREET, WINNIPEG, MB
CANADA 00 R2J 4G5

NVS-215dgl
07V-068

Subject: FLASHING DECELERATION LAMPS/FMVSS 108

Dear MR. LEGG:

This letter is to acknowledge your recent noncompliance information report. Please review the following information to ensure that it conforms to your records as this information is being made available to the public. If the information does not agree with your records, please contact us immediately to discuss your concerns.

Makes/Models/Model Years:

NEW FLYER/C30LF/2001-2002
NEW FLYER/C35LF/2001-2002
NEW FLYER/C40HF/1996-1997
NEW FLYER/C40LF/1996-2004
NEW FLYER/D30LF/1996-2000
NEW FLYER/D35LF/1995-2002
NEW FLYER/D40LF/1994-2003
NEW FLYER/D45S/1999-2002
NEW FLYER/D60HF/1994-1998
NEW FLYER/D60LF/1999-2000
NEW FLYER/L40LF/1998

NHTSA Campaign Number: 07V-068

Mfg's Report Date: February 5, 2007

Components: EXTERIOR LIGHTING

Potential Number of Units Affected: 1,707

Summary:

CERTAIN TRANSIT BUSES FAIL TO COMPLY WITH THE REQUIREMENTS OF FEDERAL MOTOR VEHICLE SAFETY STANDARD NO. 108, "LAMPS REFLECTIVE DEVICES, AND ASSOCIATED EQUIPMENT." THE FLASHING DECELERATION LAMPS WERE AN OPTIONAL ITEM FOR SOME OF THESE BUSES.

Consequence:

THE STANDARD REQUIRES THAT THE DECELERATION LAMP IS A SOLID LIGHT RATHER THAN A FLASHING LIGHT.

Remedy:

DEALERS WILL REWIRE THE ELECTRICAL SYSTEM TO REMOVE THE FLASHING FUNCTION OR INSTALL A NEW PROGRAMMABLE LOGIC CONTROLLER (PLC) WHICH WILL MAKE THE LAMPS BURN STEADY FREE OF CHARGE. THE MANUFACTURER HAS NOT YET PROVIDED AN OWNER NOTIFICATION SCHEDULE. OWNERS MAY CONTACT NEW FLYER AT 204-934-4874.

Notes:

CUSTOMERS MAY CONTACT THE NATIONAL HIGHWAY TRAFFIC SAFETY ADMINISTRATION'S VEHICLE SAFETY HOTLINE AT 1-888-327-4236 (TTY: 1-800-424-9153); OR GO TO [HTTP://WWW.SAFERCAR.GOV](http://www.safercar.gov).

Under 49 U.S.C. § 30112(a), it is illegal for anyone, including a manufacturer, distributor, dealer, or retailer to sell an item of equipment or vehicle that fails to comply with all applicable Federal motor vehicle safety standards.

We have reviewed your proposed owner letter and it does not meet the requirements of Part 577.

The second sentence should read: New Flyer has decided that certain model years 2001-2002 C30LF, C35LF, model years 1996-1997 C40HF, model years 1996-2004 C40LF, model years 1996-2000 D30LF, model years 1995-2002 D35LF, model years 1994-2003 D40LF, model years 1999-2002 D45S, model years 1994-1998 D60HF, model years 1999-2000 D60LF, and model year 1998 L40LF transit buses fail to conform to Federal Motor Vehicle Safety Standard No. 108, "Lamps Reflective Devices, and Associated Equipment."

A paragraph describing the remedy i.e., “To correct this condition, your dealer will rewire the electrical system to remove the flashing function; or install a new programmable logic controller (PLC) which will make the lamps burn steady free of charge.”

Please provide the following additional information and be reminded of the following requirements:

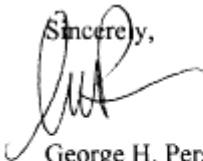
Please provide an estimated dealer notification date as well as an owner notification date (month/day/year).

Copies of all notices, bulletins, dealer notifications, and other communications that relate to this recall, including a copy of the final owner notification letter and any subsequent owner follow-up notification letter(s), are required to be submitted to this office no later than 5 days after they are originally sent (if they are sent to more than one manufacturer, distributor, dealer, or purchaser/owner).

As required by 49 CFR Part 577.13(b), “Notification to Dealers and Distributors,” the notification to dealers and distributors of a safety-related defect or a noncompliance with a Federal motor vehicle safety standard shall contain an advisory stating that it is a violation of Federal law for a dealer to deliver a new motor vehicle or any new or used item of motor vehicle equipment (including a tire) covered by the notification under a sale or lease until the defect or noncompliance is remedied. Please make sure that your dealer notice contains this advisory.

Your contacts for this recall will be Pat Wallace or Delia Lopez, who may be reached by phone at 202-366-5232 or 202-366-9525 or by email at patricia.wallace@dot.gov or delia.lopez@dot.gov. We look forward to working with you for successful completion of this recall campaign.

Sincerely,



George H. Person
Chief, Recall Management Division
Office of Defects Investigation
Enforcement