



U.S. Department
of Transportation
**National Highway
Traffic Safety
Administration**

1200 New Jersey Avenue SE
Washington, DC 20590

April 30, 2009

MR. JAN URBAHN
GENERAL MANAGER, SAFETY ENGINEERING
AND INTELLIGENT TRANSPORTATION SYSTEMS
BMW OF NORTH AMERICA, LLC
PO BOX 1227
WESTWOOD, NJ 07675-1227

NVS-215dgl
09V-143

SUBJECT: TIRE PRESSURE LABEL/FMVSS 110

DEAR MR. URBAHN:

This letter serves to acknowledge BMW of North America LLC's notification to the National Highway Traffic Safety Administration (NHTSA) of a safety defect in the products described below for which a safety recall campaign shall be conducted pursuant to Federal law.

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:
MINI/COOPER CONVERTIBLE/2009

NHTSA Campaign Number: 09V-143

Mfg's Report Date: April 17, 2009

Components: TIRES

Potential Number of Units Affected: 12

Summary:

BMW IS RECALLING 12 MY 2009 MINI COOPER CONVERTIBLE VEHICLES. THESE VEHICLES FAIL TO COMPLY WITH THE REQUIREMENTS OF FEDERAL MOTOR VEHICLE SAFETY STANDARD NO. 110, "TIRE SELECTION AND RIMS." THE ISSUE INVOLVES THE VEHICLE TIRES AND TIRE PRESSURE LABEL. THE AFFECTED VEHICLES WERE EQUIPPED WITH 15-INCH WHEELS INSTEAD OF 16-INCH WHEELS, THEREFORE, THE TIRE LABEL DOES NOT CORRESPOND TO THE TIRES ON THE VEHICLE AS REQUIRED BY FMVSS 110.

Consequence:

FAILURE TO FOLLOW PROPER VEHICLE LOADING SPECIFICATIONS OR MISPRINT LABEL COULD INCREASE THE RISK OF A CRASH.

Remedy:

DEALERS WILL REPLACE THE TIRES WITH 16-INCH WHEELS FREE OF CHARGE. THE RECALL IS EXPECTED TO BEGIN DURING MAY 2009. OWNERS MAY CONTACT BMW AT 1-866-646-4772.

Notes:

CUSTOMERS MAY ALSO 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.

The information in your defect report appears to satisfy the requirements of 49 CFR 573.6.

We have reviewed your proposed owner letter and it meets the requirements of 49 CFR Part 577, however we would like to add a sentence under PRECAUTIONS i.e., "Failure to follow proper vehicle loading specifications or misprint label could increase the risk of a crash."

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

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 stated in Part 573.7, submission of the first of six consecutive quarterly status reports is required within one month after the close of the calendar quarter in which notification to purchasers occurs. Therefore, the first quarterly report will be due on or before 30 days after the close of the calendar quarter.

Your contact for this recall will be Delia Lopez who may be reached by phone at 202-366-9525, or by email at Delia.lopez@dot.gov, or through the office email at RMD.ODI@dot.gov. We look forward to working with you for successful completion of this recall campaign.

Sincerely,

A handwritten signature in black ink, appearing to read 'G. Person', with a long horizontal flourish extending to the right.

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