

Safety Defect and Noncompliance Report Guide for Vehicles  
**PART 573 Defect and Noncompliance Responsibility and Reports<sup>1</sup>**

09V-308  
(7 Pages)

On July 6, 2009, Boulevard Van City, LLC [MFR] decided that (a defect which relates to motor vehicle safety)(a noncompliance with Federal Motor Vehicle Safety Standard No. FMVSS403) exists in the motor vehicles listed below, and is furnishing notification to the National Highway Traffic Safety Administration in accordance with 49 CFR Part 573 Defect and Noncompliance Responsibility and Reports.

Date this report was prepared: July 6, 2009

Furnish the manufacturer's identification code for this recall (if applicable): \_\_\_\_\_

1. Identify the full corporate name of the fabricating manufacturer of the vehicle being recalled. If the recalled vehicle is imported, provide the name and mailing address of the designated agent as prescribed by 49 U.S.C. §30164.

Boulevard Van City, LLC  
2708 Nigara Falls Blvd.  
Niagara Falls, NY 14304

Identify the corporate official, by name and title, whom the agency should contact with respect to this recall.

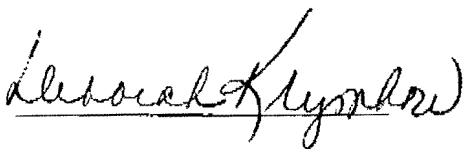
**Frank Southerland, Owner**

Telephone Number: 716-731-4335 Fax No.: 716-731-4331

Name and Title of Person who prepared this report.

Deborah Klymkow  
Office Manager

Signed:



<sup>1</sup> Each manufacturer must furnish a report, to the Associate Administrator for Enforcement, for each defect or noncompliance condition which relates to motor vehicle safety.

This guide was developed from 49 CFR Part 573, "Defect and Noncompliance Responsibility and Reports" and also outlines information currently requested. Any questions, please consult the complete Part 573 or contact Mr. George Person at (202) 366-5210, by FAX at (202) 366-7882, or by E-Mail to [RMD.ODI@dot.gov](mailto:RMD.ODI@dot.gov).

**I. Identify the Vehicle Models Involved in the Recall**

**2. Identify the Vehicles Involved in the Recall, for each make and model or applicable vehicle line (provide illustrations or photographs as necessary to describe the vehicle), provide:**

Make(s): Ford Model Years Involved: 2007 Model(s): E350

Production Dates: Beginning: \_\_\_\_\_ Ending: \_\_\_\_\_

VIN Range: Beginning: 1FTSS34L27DA83538 Ending: 1FTSS34L67DA83543

Vehicle Type: Van Bodystyle: \_\_\_\_\_

**Descriptive information which characterizes/distinguishes the recalled vehicles from those model vehicles not included in the recall:**

Make(s): Ford Model Years Involved: 2008 Model(s): E250

Production Dates: Beginning: \_\_\_\_\_ Ending: \_\_\_\_\_

VIN Range: Beginning: 1FTNS24WX8DA18441 Ending: Same

Vehicle Type: Van Bodystyle: \_\_\_\_\_

**Descriptive information which characterizes/distinguishes the recalled vehicles from those model vehicles not included in the recall:**

Make(s): \_\_\_\_\_ Model Years Involved: \_\_\_\_\_ Model(s): \_\_\_\_\_

Production Dates: Beginning: \_\_\_\_\_ Ending: \_\_\_\_\_

VIN Range: Beginning: \_\_\_\_\_ Ending: \_\_\_\_\_

Vehicle Type: \_\_\_\_\_ Bodystyle: \_\_\_\_\_

**Descriptive information which characterizes/distinguishes the recalled vehicles from those model vehicles not included in the recall:**

**Identify the approximate percentage of the production of all the recalled models manufactured by your company between the inclusive dates of manufacture provided above, that the recalled model population represents. For example, if the recall involved Vehicles equipped with certain items of equipment from January 1, 1996 through April 1, 1997, then what was the percentage of the recalled Vehicles of all Vehicles manufactured during that time period.**

100%

**II. Identify the Recall Population**

3. Furnish the total number of vehicles recalled potentially containing the defect or noncompliance.

<b>Model</b>	<b>Year</b>	<b>Number of Vehicles Potentially Involved</b>
Ford E250	2007	2
Ford E250	2008	1

**Total Number Potentially Affected by the Recall:** 3

4. Furnish the approximate percentage of the total number of vehicles estimated to actually contain the defect or noncompliance:

Identify and describe how the recall population was determined--in particular how the recalled models were selected and the basis for the beginning and final dates of manufacture of the recalled vehicles:

100%  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**III. Describe the Defect or Noncompliance**

**5. Describe the defect or noncompliance. The description should address the nature and physical location of the defect or noncompliance. Illustrations should be provided as appropriate.**

The anti-stow interlock may not detect the presence of the 50 pound test weight when the weight is located close to the pivot point for the platform in accordance with test procedures in S7 of FMVSS 403.

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**Describe the cause(s) of the defect or noncompliance condition.**

The pressure sensing switch that detects the presence of weight on the platform was not adjusted to the necessary sensitivity level.

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**Describe the consequence(s) of the defect or noncompliance condition.**

The platform could stown even though an object was still occupying the area of the platform close to the pivot point of the platform.

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**Identify any warning which can (a) precede or (b) occur.**

The lift platform will begin to tilt upward on the outboard end causing the occupant to lean toward the inside of the vehicle.

**If the defect or noncompliance is in a component or assembly purchased from a supplier, identify the supplier by corporate name and address.**

Ricon Corporation

Div. of Vapor Bus International

7900 Nelson Rd.

Panorama City, CA 91402

**Identify the name and title of the chief executive officer or knowledgeable representative of the supplier:**

Stanton Saucier, General Manager

**IV. Provide the Chronology in Determining the Defect/Noncompliance**

*If the recall is for a defect, complete item 6, otherwise item 7.*

- 6. With respect to a defect, furnish a chronological summary (including dates) of all the principle events that were the basis for the determination of the defect. The summary should include, but not be limited to, the number of reports, accidents, injuries, fatalities, and warranty claims. N/A
- 7. With respect to a noncompliance, identify and provide the test results or other data (in chronological order and including dates) on which the noncompliance was determined.

NHTSA Compliance Test Report # 638657A and NHTSA-2007-28140 Notice 1 formed the basis for Ricon Corporation's determination of noncompliance. There have been no claims, accidents, injuries or fatalities associated with the noncompliance.

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**V. Identify the Remedy**

8. A description of the manufacturer's program for remedying the defect or noncompliance. This program shall include a plan for reimbursing an owner or purchaser who incurred costs to obtain a remedy for the problem addressed by the recall within a reasonable time in advance of the manufacturer's notification of owners, purchasers and dealers, in accordance with §573.13 of this part. A manufacturer's plan may incorporate by reference a general reimbursement plan it previously submitted to NHTSA, together with information specific to the individual recall. Information required by §573.13 that is not in a general reimbursement plan shall be submitted in the manufacturer's report to NHTSA under this section. If a manufacturer submits one or more general reimbursement plans, the manufacturer shall update each plan every two years, in accordance with §573.13. The manufacturer's remedy program and reimbursement plans will be available for inspection by the public at NHTSA headquarters.

Ricon Corporation anticipates the recall campaign will begin in December December 31, 2007 at Which time manufacturers and dealers will be notified of their responsibilities. Boulevard Van City will begin notifying their customers upon receipt.

**9. Furnish a description of the manufacturer's remedy for the defect or noncompliance. Clearly describe the differences between the recall condition and the remedy.**

Adjust sensitivity of the anti-stow pressure switch mounted on the hydraulic pump to a position that causes the platform to exhibit 5-6 pulses during the stowing cycle. A pulse is characterized by a momentary hesitation in movement of the platform. Lifts subject to this recall will exhibit 1-2 pulses only.

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**Clearly describe the distinguishing characteristics of the remedy component/assembly versus the recalled component/assembly.**

Not applicable, no parts required.

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**Identify and describe how and when the recall condition was corrected in production. If the production remedy was identical to the recall remedy in the field, so state. If the product was discontinued, so state.**

The recall condition was corrected in production on all lifts manufactured after September 6, 2006  
By making the proper adjustment to the pressure switch.

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#### **VI. Identify the Recall Schedule**

**10. Furnish a schedule or agenda (with specific dates) for notification to other manufacturers, dealers/retailers, and purchasers. Please, identify any foreseeable problems with implementing the recall.**

September 23, 2008 Boulevard Van City sent letters to customers involved notifying them of the recall by Ricon Corporation. We requested that they make an appointment to have the Threshold Warning Switch repaired.

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## **VII. Furnish Recall Communications**

11. Furnish a final copy of all notices, bulletins, and other communications that relate directly to the defect or noncompliance and which are sent to more than one manufacturer, distributor, or purchaser. This includes all communications (including both original and follow-up) concerning this recall from the time your company determines the defect or noncompliance condition on, not just the initial notification. *A DRAFT copy of the notification documents should be submitted to this office by Fax (202-366-7882) or by E-Mail to [RMD.ODI@dot.gov](mailto:RMD.ODI@dot.gov) for review prior to mailing.*

**Note** that these documents are to be submitted separately from those provided in accordance with Part 579.5 requirements.