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By Recall Management Division at 10:02 am, Dec 29, 2009

Safety Defect and Noncompliance Report Guide for Vehicles
Part 573 Defect and Noncompliance Responsibility and Reports

On December 14, 2009, Gillig LLC **decided that a defect which relates to motor vehicle safety 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: December 16, 2009

Furnish the manufacturer's identification code for this recall (if applicable): N/A

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.

Gillig LLC
25800 Clawiter Road
Hayward, Ca 94545

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

Gregory J. Vismara
Vice President
Telephone number: 510-264-5037 **Fax Number:** 510-264-3897

Name and Title of Person who prepared this report:

Gregory J Vismara
Vice President

Signed:

I. Identify the Vehicle Models Involved in the Recall

2. Identify the Vehicles Involved in the Recall:

Make(s): Gillig LLC **Model Years Involved:** 2008-2009 **Model(s):** Lowfloor

Production Dates: Beginning: October 2008 **Ending:** October 2009

VIN Range: Beginning: 79463 **Ending:** 177520 (not sequential)

Vehicle Type: Transit Bus **Body style:** Lowfloor

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

Affected Vehicles are equipped with Q'Straint MAX mobility device remote release belts used on American Insight transverse flip up seats with build dates between October 2008 and October 2009 (Refer to 09E-065)

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. 3%

II. Identify the Recall Population

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

Model	Year	Number of Vehicles Potentially Involved
Lowfloor	2008-2009	37

Total Number Potentially Affected by the Recall: 37

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

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:
Based on order data supplied from American Seating - American Letter of 12/7/2009 attached.

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 non-compliance. Illustrations should be provided as appropriate.
Refer to 09E-065

Describe the causes(s) of the defect or noncompliance condition.
Refer to 09E-065

Describe the consequence(s) of the defect of noncompliance condition.
Refer to 09E-065

Identify any warning which can (a) precede or (b) occur.
Refer to 09E-065

If the defect of noncompliance is in a component or assembly purchased from a supplier, identify the supplier by corporate name and address.
American Seating Company
401 American Seating Center
Grand Rapids, MI 49504-4499

Identify the name and title of the chief executive officer or knowledgeable representative of the supplier:
John Adelsperger – Director of Engineering

IV. Provide the Chronology in Determining the Defect/Noncompliance

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.
Refer to 09E-065

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.
N/A

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 and 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.
American Seating will replace the Q'Straint MAX remote release belts with Q'Straint QRT Deluxe remote release belts at no cost to the customer.

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.
See American Seating SB2009-09 dated 12/11/2009 attached.

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

Operation of Q'Straint MAX belt

- When the belt is in the fully retracted position it is possible to extend belt manually without first actuating a release
- The belt will automatically retract under spring tension regardless of whether a release is being actuated
- When belt has been allowed to retract any amount from an extended position it locks up without either actuating a release or first allowing the belt to fully retract

Operation of Q'Straint Deluxe belt

- The belt locks in any position when a release is not being actuated
- When locked the retractor should not retract the belt nor allow it to be extended
- When a release is actuated the belt should automatically retract under spring tension
- When a release is actuated it should be possible to extend the belt up to its full length

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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 remedy for production is the same as the remedy for the field.

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 and foreseeable problems with implementing the recall.

All remedies are planned to be completed by January 29, 2010. There are no known issues with implementing the recall remedy. All needed materials are currently available.

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 for review prior to mailing.***

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