

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

On Feb,1, 2010, IMMI [MFR] decided that (a defect which relates to motor vehicle safety)(a noncompliance with Federal Motor Vehicle Safety Standard No. 222) 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: 6/25/2010

Furnish the manufacturer's identification code for this recall (if applicable): 222

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.

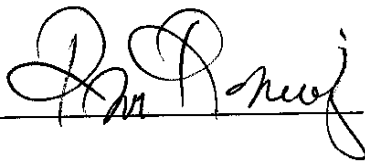
BusWest, LLC (BusWest is only the modifier in this recall not the manufacturer)  
21107 S. Chico Street, Carson, CA 90745

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

James P. Bernacchi  
President

Telephone Number: 310-984-3901 Fax No.: 310-984-3998

Name and Title of Person who prepared this report.  
Rosa Ramirez  
Administration for BusWest

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.

**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):** Thomas Built Bus **Model Years Involved:** 2011 **Model(s):** HDX

**Production Dates: Beginning:** 10/6/2009 **Ending:** 1/25/2010

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

**Vehicle Type:** School bus **Body style:** School bus passenger

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

These are the only 2 buses that we purchased from the manufacturer in that time frame

**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:**

**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.**

**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>
HDX	2011	2

**Total Number Potentially Affected by the Recall:** 2

**4. Furnish the approximate percentage of the total number of vehicles estimated to actually contain the defect or noncompliance:** 100%

**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:**

These two buses were the only buses we purchased from the manufacturer in the time frame of  
The recall.

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**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 seat cushion retention locking mechanism in the school bus seats can be misaligned. If the Mechanism Is misaligned, the seat will not meet the new seat cushion requirements specified in S5.1.5 of FMVSS No 222.**

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

We have no idea, we are not the manufacturer. We were just notified of the defect.

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

We have no idea, we are not the manufacturer. We were just notified of the defect.

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

We have no idea, we are not the manufacture. We were just notified of the defect.

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

IMMI – Indiana Mills & Manufacturing, Inc.

18881 US 31 North

Westfield, IN 46074                      phone: 317-896-9531

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

Kelly Moore, Sales Representative

**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.**

**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.**

We don't know, we are not the manufacturer.

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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.**

Install a guide bracket on the covered seats, which positively locates the locking mechanism  
Relative to the designed latch position. The bracket eliminates the possibility of misalignment,  
Thus ensuring that the vehicles will comply with the S5.1.5 of FMVSS No. 222.

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**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.**

Install a guide bracket on the covered seats, which positively locates the locking mechanism  
Relative to the designed latch position. The bracket eliminates the possibility of misalignment,  
Thus ensuring that the vehicles will comply with the S5.1.5 of FMVSS No. 222

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

Install a guide bracket on the covered seats, which positively locates the locking mechanism  
Relative to the designed latch position. The bracket eliminates the possibility of misalignment,  
Thus ensuring that the vehicles will comply with the S5.1.5 of FMVSS No. 222

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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.**

We don't know, we are not the manufacturer.

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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.**

We were notified by the manufacturer on 4/5/10

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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 for review prior to mailing.**

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