

Safety Defect and Noncompliance Report Guide for Equipment
PART 573 Defect and Noncompliance Report⁴

On OCTOBER 18, ²⁰¹⁰ 2001, ROGUE INDUSTRIES, INC [MFR] decided that (a ^{POTENTIAL} defect which relates to motor vehicle safety) (~~a noncompliance with Federal Motor Vehicle Safety Standard No. _____~~) exists in items of motor vehicle equipment listed below, and is furnishing notification to the National Highway Traffic Safety Administration in accordance with 49 CFR Part 573 Defect and Noncompliance Reports.

Date this report was prepared: OCTOBER 25, 2010 / ^{REVISED} 11-13-2010

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

1. Identify the full corporate name of the fabricating manufacturer/brand name/trademark owner of the recalled item of equipment. If the recalled item of equipment is imported, provide the name and mailing address of the designated agent as prescribed by 49 U.S.C. §30164.

BRAND NAME: FULTON
HEAVY DUTY FOLD-AWAY™ COUPLER/BRACKET KIT
MFR: CEQUEST TRAILER PRODUCTS - 1050 INDIANHEAD DRIVE - MDSIDE WI 54455

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

DOUGLAS REID - GEN MANAGER
ROGUE INDUSTRIES, INC

Telephone Number: 541.830.6930 Fax No.: 541.830.6935

Name and Title of Person who prepared this report.

DOUGLAS REID
ROGUE INDUSTRIES, INC

Signed:

⁴Each manufacturer must furnish a report, to the Associate Administrator for Safety Assurance, for each defect or noncompliance condition which relates to motor vehicle safety.

This guide was developed from 49 CFR Part 573, "Defect and Noncompliance Reports" and also outlines information currently requested. Any questions, please consult the complete Part 573 or contact Mr. Jon White at (202) 366-5226 or by FAX at (202) 366-7882.

I. Identify the Recalled Items of Equipment

2. Identify the Items of Equipment Involved in this Recall, for each make and model or applicable item of equipment product line (provide illustrations or photographs as necessary to describe the item of equipment), provide:

Generic name of the item: FOLD-AWAY BOLTON HINGE KIT

Make: _____ Model: _____

Part Number: HDPB330301 Size: 3"X3"

2008-2010 MODEL YEARS

Function: BOLT ON BRACKET THAT ALLOWS TRAILER TONGUE TO SWING

Other information which characterizes/distinguishes the items of equipment to be recalled:

Make: _____ Model: _____

Part Number: HDPB340101 Size: 3"X4"

2008-2010 MODEL YEARS

Function: BOLT ON BRACKET THAT ALLOWS TRAILER TONGUE TO SWING

Other information which characterizes/distinguishes the items of equipment to be recalled:

Make: _____ Model: _____

Part Number: _____ Size: 3"X3"

2008-2010 MODEL YEARS

Function: WELD ON BRACKET THAT ALLOWS TRAILER TONGUE TO SWING

Model Years Involved: _____

Other information which characterizes/distinguishes the items of equipment to be recalled:

Make: _____ Model: _____

Part Number: HDPW340300 Size: 3"X4"

Function: WELD ON BRACKET THAT ALLOWS TRAILER TONGUE TO SWING

Other information which characterizes/distinguishes the items of equipment to be recalled:

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 Widgets equipped with certain items of equipment from January 1, 1996, through April 1, 1997, then what was the percentage of the recalled Widgets of all Widgets manufactured during that time period.

APPROX 30% OF TRAILERS PRODUCED
HAD THE SWING TONGUE OPTION

II. Identifying the Recall Population

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

<u>Model</u>	<u>Year</u>	<u>Number of Items Potentially Involved</u>
SEE THE ATTACHED LISTING OF TRAILER MODELS & NUMBER OF UNITS THAT HAD THE SWING TONGUE.		
THIS LIST SHOWS BOTH 3X3 AND 3X4 SWING TONGUE UNITS		

Total Number Potentially Affected by the Recall:

442

4. Furnish the approximate percentage of the total number of items of equipment estimated to actually contain the defect or noncompliance: 100% OF THE TRAILERS PRODUCED WITH THE SWING TONGUE OPTION CONTAINS THE PIVOT BOLT AND WEDGE PIN.

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 items of equipment: WE IDENTIFIED WHEN WE STARTED PRODUCING UNITS WITH THIS OPTION. WE TIED BACK TO PURCHASES FROM OUR VENDOR. OUR RECORDS SHOW THAT WE INITIATED AN ENGINEERING CHANGE NOTICE ON 06/25/2007 TO START USING THE SWING TONGUE FULLTOW FIXTURE.

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 ITEM DESCRIBED AS THE "PIVOT BOLT" IS SHEARING
APPROXIMATELY $1\frac{3}{4}$ " FROM THE TOP OF THE BOLT.

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

NORMAL DRIVING/WEAR MAY BE CAUSING THE BOLT TO STRESS
AND SHEAR

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

WHEN THE BOLT SHEARS IT MAY CAUSE THE TRAILER TONGUE TO
SWING ALLOWING THE TRAILER/BOAT TO COME FORWARD AND
HIT THE TOWING VEHICLE.

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

NO PRECEDING WARNING OCCURRED ACCORDING TO THE CUSTOMER
PRIOR TO THE ACCIDENT

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

THIS KIT IS PURCHASED FROM:

AUTO WHEEL SERVICE INC

1258 REDWOOD AVENUE

GRAVITY PASS, OR 97527

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

UNKNOWN

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.

⑥ ON OCTOBER 11, 2010 ALUMAWELD BOATS INC WAS CONTACTED BY ONE OF ITS DEALERS NOTIFYING THAT A CUSTOMER HAD A BOLT FAIL IN HIS SWIRE TOUVE ON OCTOBER 9, 2010. ON OCTOBER 15 A CUSTOMER CONTACTED ME DIRECTLY STATING HE HAD THE SAME BOLT SHEAR THAT MORNING

V. Identify the Remedy

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

CEQUEST (FULTON) KIT MFR. HAVE SENT REPLACEMENT PIVOT BOLT & HINGE AIDS TO OUR DEALERS TO REPLACE EXISTING IN STOCK UNITS. CEQUEST HAS NOT MADE A DETERMINATION ABOUT UNITS CURRENTLY IN THE FIELD.

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

THE REPLACEMENT PIVOT BOLT IS NOW A GRADE 8 VS THE GRADE 5 PREVIOUSLY SUPPLIED. THE HITCH PIN ALSO HAS BEEN UPGRADED BY CEQUEST.

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 ARE IN THE PROCESS OF DETERMINING THE SCOPE OF THE PROBLEM AND ATTEMPTING TO WORK WITH CEQUEBT TO RESOLVE WHAT TO DO ABOUT THE UNITS IN THE FIELD CURRENTLY IN USE. WE HAVE REQUESTED CEQUEBT REPLACE BOTH THE PIVOT BOLT & HINGE PIV OT UNITS CURRENTLY IN THE FIELD.

VI. Identify the Recall Schedule

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.

- ① 10/18/10 - ALUMAWELD CONTACTED IT'S DEALERS VIA FAX - NOTIFIED THEM OF THE ISSUE.
- ② 10/18/10 ✓ ✓ ✓ ✓ ✓ EMAIL ✓ ✓ ✓ ✓ ✓
- ③ 10/20/10 ✓ ✓ ✓ ✓ ✓ CERT MAIL ✓ ✓ ✓ ✓ ✓

ONE CONCERN IS THAT CEQUEBT HAS NOT YET DETERMINED WHETHER IT WILL PROVIDE A FIX FOR UNITS IN THE FIELD.

VII. Furnish Recall Communications

9. 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) for review prior to mailing.

Note: These documents are to be submitted separately from those provided in accordance with Part 573.8 requirements.

ROGUE TRAILERS

WITH THE FULTON SWING TONGUE OPTION

MODEL YEARS 2008 - 2010

QTY	TRAILER MODEL
1	ROGUE S/A TRAILER (RS15-60-20)
3	ROGUE S/A TRAILER (RS16-66-23)
3	ROGUE S/A TRAILER (RS17-60-20)
31	ROGUE S/A TRAILER (RS17-66-23)
1	ROGUE S/A TRAILER (RS18-54-23)
71	ROGUE S/A TRAILER (RS18-66-23)
27	ROGUE S/A TRAILER (RS18-72-33)
47	ROGUE S/A TRAILER (RS19-66-23)
12	ROGUE S/A TRAILER (RS19-66-37)
2	ROGUE S/A TRAILER (RS20-37-90)
107	ROGUE S/A TRAILER (RS20-66-28)
14	ROGUE S/A TRAILER (RS20-66-37)
3	ROGUE S/A TRAILER (RS20-67-28)
56	ROGUE S/A TRAILER (RS20-72-37)
11	ROGUE S/A TRAILER (RS20-82-37)
1	ROGUE S/A TRAILER (RS21-72-33)
1	ROGUE S/A TRAILER (RS21-82-37)
1	ROGUE S/A TRAILER (RT18-72-40)
1	ROGUE S/A TRAILER (RT20-82-40)
1	ROGUE T/A TRAILER (RS20-82-37)
2	ROGUE T/A TRAILER (RT19-66-40)
1	ROGUE T/A TRAILER (RT19-72-40)
10	ROGUE T/A TRAILER (RT20-72-40)
26	ROGUE T/A TRAILER (RT20-82-40)
7	ROGUE T/A TRAILER (RT21-82-40)
1	ROGUE T/A TRAILER (RT22-82-40)
1	ROGUE T/A TRAILER (RT23-82-40)
442	TOTAL UNITS