

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

On April 27, 2011, Corp. Micro Bird inc. decided that a noncompliance 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: May 4, 2011

Furnish the manufacturer's identification code for this recall (if applicable): 11-043-LDU

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.

Corporation Micro Bird Inc.

(agent) Kathleen Gaines, 4701 Military Road, Niagara Falls, NY 14305, USA

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

François Lafond, Product Engineering Director

Telephone Number: 819 477-2012 ext. 463 Fax No.: 819 477-1848

Name and Title of Person who prepared this report.

Valérie Fortin

Regulations and Standards Technician

Signed: *Valérie Fortin*

<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 Ms. Jennifer Timian 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):** Micro Bird **Model Years Involved:** 2010-2011 **Model(s):** MBII

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

**VIN Range: Beginning:** January, 13, 2010 **Ending:** March 22, 2011

**Vehicle Type:** MPV **Bodystyle:** specially equipped vehicle

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

The vehicles is equipped with a wheelchair lift platform that completely covers the lift door opening. The wheelchair lift door is not link to an alarm visible by the driver and that activate when the door is no fully closed and the vehicle ignition is activated as required per FMVSS 206.

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**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:**

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**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:**

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**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. 13 %**

**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>
MBII	2010	1
MBII	2011	8

**Total Number Potentially Affected by the Recall:** 9

**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:**

All specially equipped vehicle with a GVWR of 10,000 pounds or less built from September 1, 2009 are deemed suspect. Among this vehicles every vehicle equipped with a lift platform that covers completely the door opening but without a telltale that activates when the door is not fully closed and the vehicle ignition is activated are recalled.

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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 vehicle is equipped with a lift platform that completely covers the door opening. The wheelchair lift door is linked with a telltale visible by the driver and that activates when the door is not fully closed and the vehicle ignition is activated. The vehicle fails to comply with FMVSS 206.

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

This feature has been inadvertently forgotten on some vehicle type.

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

The driver could move the vehicle with the door not fully closed. The door could become fully open while the vehicle is in operation and this situation may cause injury to pedestrian or damages to other vehicles.

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

N/A

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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.**

N/A

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

N/A

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**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.**

On April 27, while rereading FMVSS 206, we had one's doubt about the presence of a visible telltale on all our vehicles of 10 000 pounds or less. We knew that this feature was standard on most of our vehicles but we had one's doubt about the presence of this feature on all our vehicles of 10 000 pounds or less.

Additional verifications confirmed that there were some specially equipped vehicles not equipped with a telltale.

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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.**

Telltale and wiring will be provided to all customer at no charge.

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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.**

Recall condition: There is no telltale visible to the driver that activates when the wheelchair lift not is not fully closed and the vehicle ignition is activated.

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Remedy: A telltale is installed in full view of the driver. This telltale will go on if the lift door is not fully closed and the vehicle ignition is activated.

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

Recall component: no telltale in the control panel

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Remedy component: green telltale in the control panel

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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 telltale has been immediately added to all specially equipped vehicle of 10 000 pounds or less equipped with a lift platform that completely covers the lift door opening.

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This feature is now directly link to the lift door option.

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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 anticipate to notify all dealers and customer by mid June in order to have all necessary parts in hands.

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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.**