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By Recall Management Division at 11:10 am, Nov 23, 2012

Associate Administrator for Safety Assurance (NSA-01)
National Highway Traffic Safety Administration
1200 New Jersey Avenue, SE
West Building
Washington, DC 20590
USA

Adana, November 21, 2012

Notification to NHTSA in accordance with 49 CFR Part 573

Dear Associate Administrator for Safety Assurance,

On November 16, 2012 Temsa Global decided that a noncompliance with FMVSS 217 may exist on our TS35 vehicles and is consequently furnishing notification to the National Highway Traffic Safety Administration in accordance with 49 CFR Part 573 Defect and Noncompliance Responsibility and Reports.

Please find enclosed our 573 Defect and Noncompliance Report for the recall of passenger buses of make Temsa Global .

Yours sincerely,

Osman Gazi Dunder
R&D Manager

Enclosures

PART 573 Defect and Noncompliance Responsibility and Reports

On November 16 , 2012, Temsa Global decided that a noncompliance with Federal Motor Vehicle Safety Standard No.217 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: November 21, 2012

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.

Manufacturer:

Temsa Global Sanayi ve Ticaret A.S.
Yolgecen Mah., Turhan Cemal Beriker Bulv.,
No: 561, 01323 Adana, TURKEY

Import Agent:

CH Bus Sales
1941 Cardinal Lane Suite C
Faribault, MN, USA 55021

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

- 1) Muhammet Can , International Customer Services Manager

Telephone Number: +90 0 533 293 78 15

Email : muhammet.can@temsaglobal.com

- 2) Cem Yazmanoglu, Temsa USA Regional Manager

Address : TEMSA USA
TEMSA EUROPE NV D/B/A TEMSA USA
5840 C South Semoran Boulevard
ORLANDO, FL 32822, USA

Telephone Number : +1 404 602 0151

Email : cem.yazmanoglu@temsaglobal.com

- 3) Marvin Borntreger, Manager-Parts.Technical & Warranty

Address : 410 W. Taft-Vineland Rd.
Orlando,FL 32824
24/7 Support 877-85
www.chbussales.com

Telephone Number : 407-601-7801

Email : mborntreger@chbussales.com

Name and Title of Person who prepared this report.

Osman Dunder, R&D Manager

Signed:



I. Identify the Vehicle Models Involved in the Recall

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): Temsa Global

Model Years Involved: 2007, 2008, 2009, 2010

Model(s): TS35

Production Dates:

1. TS35

Production Date : July 2007

VIN Range:

NLTRPPN7L01010002

Vehicle Type: Bus

Bodystyle: Motorcoach

2. 2008 - TS35

Production Date : July 2008

VIN Range:

NLTRPPN7981000003
NLTRPPN7081000004

Vehicle Type: Bus

Bodystyle: Motorcoach

2. 2009 - TS35

Production Date : September 2008 - January 2009

VIN Range:

NLTRPPN7091000005	NLTRPPN7891000009	NLTRPPN7591000016	NLTRPPN7991000018
NLTRPPN7291000006	NLTRPPN7491000010	NLTRPPN7791000017	NLTRPPN7091000019
NLTRPPN7491000007	NLTRPPN7691000011	NLTRPPN7891000012	NLTRPPN7891000026
NLTRPPN7691000008	NLTRPPN7191000014	NLTRPPN7X91000013	NLTRPPN7X91000030
NLTRPPN7391000032	NLTRPPN7991000035	NLTRPPN7491000038	NLTRPPN70A1000056

Vehicle Type: Bus

Bodystyle: Motorcoach

3. 2010 - TS35

Production Date : September 2009 – December 2009

VIN Range:

NLTRPPN78A1000015	NLTRPPN77A1000037	NLTRPPN71A1000020	NLTRPPN75A1000036	NLTRPPN75A1000053
NLTRPPN77A1000023	NLTRPPN70A1000039	NLTRPPN73A1000021	NLTRPPN79A1000041	NLTRPPN77A1000054
NLTRPPN76A1000031	NLTRPPN79A1000024	NLTRPPN75A1000022	NLTRPPN70A1000042	NLTRPPN79A1000055
NLTRPPN71A1000034	NLTRPPN70A1000025	NLTRPPN78A1000029	NLTRPPN72A1000043	NLTRPPN74A1000058
NLTRPPN74A1000044	NLTRPPN78A1000046	NLTRPPN71A1000048	NLTRPPN7XA1000050	NLTRPPN74A1000061
NLTRPPN76A1000045	NLTRPPN7XA1000047	NLTRPPN73A1000049	NLTRPPN71A1000051	NLTRPPN78A1000063
NLTRPPN71A1000065	NLTRPPN77A1000068	NLTRPPN79A1000072	NLTRPPN7XA1000033	NLTRPPN72A1000057
NLTRPPN73A1000066	NLTRPPN75A1000070	NLTRPPN74A1000027	NLTRPPN77A1000040	NLTRPPN76A1000059
NLTRPPN75A1000067	NLTRPPN77A1000071	NLTRPPN76A1000028	NLTRPPN73A1000052	
NLTRPPN72A1000060	NLTRPPN7XA1000064	NLTRPPN76A1000062	NLTRPPN79A1000069	

Vehicle Type: Bus

Bodystyle: Motorcoach

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.

Suspected vehicles' production percentage is % 100.

II. Identify the Recall Population

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

Number of Vehicles : 71

Model Year Potentially Involved : 2007 - 2008 – 2009 – 2010

Total Number Potentially Affected by the Recall: 71

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

25 %

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:

The recall population was determined based on vehicles manufactured before 2011 model years.

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.

According to FMVSS 217 , Item S5.2.2.1, Buses other than school buses shall provide unobstructed openings for emergency exit which collectively amount, in total square centimeters, to at least 432 times the number of designated seating positions on the bus. At least 40 percent of the total required area of unobstructed openings, computed in the above manner, shall be provided on each side of a bus. However, in determining the total unobstructed openings provided by a bus, no emergency exit, regardless of its area, shall be credited with more than 3,458 square centimeters of the total area requirement.

According to this item 38 passenger seated motorcoaches must have 2 emergency exit windows on each side and 40 or 42 passenger seated motorcoaches must have 3 emergency exit windows on each side.

Temsa has determined that some of its buses; which were to be equipped with 38 passenger seats or buses which were produced without any passenger seats may have been equipped with 40 or 42 passenger seats, and accordingly may have 2 emergency exit windows on each side of the buses, instead of 3.

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

Possibility to install various seating configurations which may lead to insufficient quantity of emergency exit windows as explained above.

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

Passengers might spend extra time to exit from the vehicle in case of emergency.

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

If there are 40 or 42 passenger seats on bus, quantity of side emergency exit windows should be checked.

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.

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

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.

On October 16, 2012, Temsa Regional Technical Coordinator visited Temsa US distributor's Las Vegas location and reported that some buses have 2 emergency exit windows on each side and some others have 3.

Temsa investigated this situation and found out that some vehicles may have insufficient quantity of emergency exits on each side of vehicles which do not comply with FMVSS 217.

On November 16, 2012 Temsa decided to conduct a safety recall.
To date, no injuries or fatalities have been reported.

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.

The vehicles in the scope of recall process will be checked and any vehicle equipped with only two emergency exits on each side will be modified to have three emergency exit windows on each side regardless of how many seats are on the bus to avoid any non compliance situation in case seat configuration is altered at a later date.

Temsa has voluntarily decided to add the third emergency exit window on each side of such vehicles free of charge.

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.

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

Temsa will send related service bulletin to NHTSA when it is ready.

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.

Beginning with NLTRPPR73B1000001 TS35 vehicle production, all buses have been produced with three emergency exits on each side.

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.

Temsa will send notifications to customers after receiving approval by NHTSA for Temsa's draft customer notification letter.

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 will be submitted by E-Mail to RMD.ODI@dot.gov for review prior to mailing.

These documents will be submitted separately from those provided in accordance with Part 579.5 requirements.