



U.S. Department of Transportation  
**National Highway Traffic Safety  
Administration**



**BY CERTIFIED MAIL**

JAN 04 2018

Ms. Amy C. Meyer  
Vice President and General Counsel  
Sumitomo Rubber USA, LLC  
10 Sheridan Drive  
Tonawanda, NY 14150

NEF-200  
Petition 00355  
ES17-000358  
17T-001

Dear Ms. Meyer:

On January 31, 2017, Sumitomo Rubber USA, LLC, submitted a petition requesting an exemption from the notification and remedy requirements of 49 U.S.C. Chapter 301 on the basis that a noncompliance with Federal Motor Vehicle Safety Standard No. 119, *New Pneumatic Tires for Motor Vehicles with a GVWR of more than 4,536 kilograms (10,000 pounds) and motorcycles*, is inconsequential as it relates to motor vehicle safety. The National Highway Traffic Safety Administration (NHTSA) provided notice of your request in the Federal Register and an opportunity for any interested persons to present information, views and arguments. NHTSA has completed its review of your petition and all supplemental information and has decided to deny your request for exemption.

Since this petition has been denied, you must notify owners according to 49 U.S.C. 30118, 30119 and provide a free remedy according to 49 U.S.C. 30120. Pursuant to 49 CFR 573.6(c)(8)(iii), you must submit an amended Noncompliance Information Report to my office no later than five (5) working days from your receipt of this letter. The report shall include the following information: a recall population, a problem description, a remedy, and a recall schedule. If a portion of the information, which is required to fully describe the recall, is unknown, the report must still be submitted on time. The remaining information is to be provided as it becomes available.

If you have any questions regarding your recall obligations, you may contact Jennifer Timian, Chief of the Recall Management Division at (202) 366-0209.

A copy of the Federal Register notice explaining this decision is enclosed for your information.

Sincerely,



Jeffrey M. Giuseppe  
Associate Administrator  
for Enforcement

Enclosure