

TO: Mercedes-Benz Dealer Principals, General Managers, Sales Managers, Service Managers, Parts Managers	FROM: Gregory Gunther, Department Manager, Vehicle Compliance and Analysis, Engineering Services
RE: Stop Sale for Pending Emission Modification Certain MY 09-12 Diesel vehicles	DATE: December 22, 2021

IMPORTANT PENDING EMISSION MODIFICATION NOTIFICATION with STOP SALE - 21P2197442

Attention Dealership Management

Mercedes-Benz USA, LLC ("MBUSA") has entered into an agreement with the United States Department of Justice (DOJ), the Environmental Protection Agency (EPA), the California Air Resources Board (CARB), and the California Attorney General's Office (CA AG) regarding the emission control system in certain Mercedes-Benz diesel vehicles. As part of this agreement, MBUSA will offer field measures referred to as the **Approved Emission Modification ("AEM")** for the affected vehicles. As a result, certain vehicles covered under this notification cannot be sold or caused to be sold, or leased or caused to be leased, or introduced into commerce, or exported from the United States to another country, until after the AEM described in this notification is performed.

This notification hereby instructs **Dealers not to sell or cause to be sold, or lease or cause to be leased, or introduce into commerce, or export** from the United States to another country, any vehicle covered by this notification until after the AEM described in this notification is performed. **Failure to adhere to these instructions may result in penalties or fines.**

- Please ensure that every dealership associate is aware of this stop sale notification.
- Refer to VMI in NetStar to determine which units in your inventory are affected by this stop sale with a description of **21P2197442**.
- Once the AEM has launched, you will receive further instructions at that time via the normal communication channels (NetStar).
- MBUSA will compensate affected dealers with an allowance to support the estimated costs associated with floorplan and depreciation of the affected vehicles. The support allowance will be **\$250** per vehicle, per month. Dealers will receive payment every month for the affected vehicles until the launch of the AEM.
- Once the AEM has launched for the affected vehicles, the support allowance will cease. Furthermore, please note that the **support allowance is expressly contingent** upon the dealers' adherence to the prohibition against selling, leasing, introducing into commerce or exporting any vehicle covered by this notification.
- Dealer payments will be processed via Miscellaneous Billing (Parts Consolidated Statement) at the end of each month. **Vehicles that enter dealer inventory after the stop sale date will not be eligible for stop sale support allowance. For all questions pertaining to the stop sale support allowance, please contact your Sales Operations Manager.**

Please note that all customer inquiries should be directed to the **Customer Assistance Center at 1-800-367-6372**.

Sincerely,

Gregory Gunther

Department Manager, Vehicle Compliance & Analysis



Pending Emission Modification Notification			December 22, 2021
Campaign No.:	EMC#	Campaign Desc. :	STOP SALE: Pending Emission Modification
N/A	5	21P2197442	
This is to notify you of a Pending Emission Modification Notification on approximately 27,888 vehicles. Affected VINs have been flagged in VMI as "PENDING" for EMC 5 on December 23, 2021 .			
Background			
Issue	Mercedes-Benz USA, LLC ("MBUSA") has entered into an agreement with the United States Department of Justice (DOJ), the Environmental Protection Agency (EPA), the California Air Resources Board (CARB), and the California Attorney General's Office (CA AG) regarding the emission control system in certain Mercedes-Benz diesel vehicles. As part of this agreement, MBUSA will offer field measures referred to as the Approved Emission Modification ("AEM") for the affected vehicles. As a result, certain vehicles covered under this notification cannot be sold or caused to be sold, or leased or cause to be leased, or introduced into commerce, or exported from the United States to another country, until after the AEM described in this notification is performed. An authorized Mercedes-Benz dealer will install the AEM at a later date at no cost to the Owner/Lessee.		
What We're Doing	The AEM is currently not launched. Once launched, a launch notification will be sent to eligible owners and authorized Mercedes-Benz dealers.		
Parts	Parts are not available at this time.		
Vehicles Affected			
Vehicle Model Year(s)	MY 2009-2012		
Vehicle Model	EMC 5 (ML320/350, GL320/350 and GR320/350) with 6 cylinder diesel engines OM642		
Vehicle Populations			
Total Campaign Population	27,888		
Next Steps/Notes			
Customer Notification Timeline	Customer notifications will not be sent for this stop sale notification. When the Emission Modification launches, customers will be notified by mail.		
AOMS/SOMS	This Pending Emission Modification Notification may initiate questions from customers and the media. Please ensure your Dealers have read and understand this notice.		
Notes	<ul style="list-style-type: none"> IMPORTANT: This notification hereby instructs Dealers not to sell or cause to be sold, or lease or cause to be leased, or introduce into commerce, or export from the United States to another country, any vehicle covered by this notification, until the Approved Emission Modification described in this notification is performed. Failure to adhere to these instructions may result in penalties or fines. Pending Emission Modification information: <ul style="list-style-type: none"> Mercedes-Benz Customer Assistance Center: 1-800-367-6372 		
While we regret any inconvenience this may cause, MBUSA is determined to maintain a high level of vehicle quality and customer satisfaction. Please refer all customer inquiries to the Customer Assistance Center at 1-800-367-6372 .			

