

TOYOTA

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(4 pages)

TOYOTA MOTOR NORTH AMERICA, INC.

WASHINGTON OFFICE

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June 23, 2009

Mr. Daniel C. Smith
Associate Administrator for Enforcement
National Highway Traffic Safety Administration
1200 New Jersey Avenue, SE
Washington, DC 20590



Re: FMVSS 110 Tire and Information Placard / Part 567 GVWR
Part 573, Noncompliance Information Report

Dear Mr. Smith:

In accordance with the requirements of the National Traffic and Motor Vehicle Safety Act of 1966 and 49 CFR Part 573, on behalf of Toyota Motor Corporation ["TMC"], we hereby submit the attached Noncompliance Information Report concerning certain Toyota and Lexus vehicles that were manufactured with inappropriate Gross Vehicle Weight Ratings and Vehicle Capacity Weights.

Should you have any questions about this report, please contact Mr. Chris Santucci at (202) 775-1707.

Sincerely,

TOYOTA MOTOR NORTH AMERICA, INC.

Chris Tinto
Vice President
Technical & Regulatory Affairs

cc: Mr. Harry Thompson, NHTSA
CT:cs
Attachment

NONCOMPLIANCE INFORMATION REPORT

1. Vehicle Manufacturer Name:

Toyota Motor Corporation ["TMC"]

1, Toyota-cho, Toyota-city,

Aichi-ken, 471-8571, Japan

Toyota Motor Manufacturing, Indiana, Inc. ["TMMI"]

4000 Tulip Tree Drive,

Princeton, IN 47670-4000

Affiliated U.S. Sales Company

Toyota Motor Sales, USA, Inc. ["TMS"]

19001 South Western Avenue

Torrance, CA 90501

2. Identification of Affected Vehicles:

Based on production records, we have determined the affected vehicle population as set forth in the table below.

Make/ Car Line	Model Year	Manufac- turer	VIN		Production Period
			VDS	VIS	
Toyota/ Sienna	2006 through 2009	TMMI	BA22C BA23C BK22C BK23C ZA23C ZK22C ZK23C	6S054120 through 9S287449	TBD
Toyota/ Land Cruiser	2004	TMC	HT05J	42063069 42063245 42063824	
Lexus/ GX	2009	TMC	BT20X	90171758 through 90177379	

Note: Although the involved vehicles are within the above VIN ranges, not all vehicles within these ranges were sold in the U.S.

3. Total Number of Vehicles Potentially Affected:

Toyota estimates that 1,281 vehicles that were accessorized and distributed through vehicle processing centers operated by Toyota Motor Sales, U.S.A. are included in this population. Vehicles distributed by independent Toyota distributors are not included in this total.

4. Percentage of Vehicles Estimated to Actually Experience Noncompliance:

100%

5. Description of Noncompliance:

During the investigation that led to the filing of a noncompliance information report on June 10, 2009, Toyota found the value of Vehicle Capacity Weight on the tire and loading information label and the GVWR on the certification label was insufficient for certain vehicles.

Consequently, some vehicles that were accessorized through vehicle processing centers operated by Toyota Motor Sales, U.S.A. had accessories installed that cause the vehicle as accessorized to exceed the GVWR value. This condition does not meet the requirements outlined in S4.3 (a) of FMVSS 110 and 49 CFR Part 567 (regarding the adequacy of the specified GVWR for the foreseeable loads).

6. Test results and other information:

For the tire information placard, FMVSS 110 S4.3 requires that "Each vehicle, except for a trailer or incomplete vehicle, shall show the information specified in S4.3 (a) through (g), and may show, at the manufacturer's option, the information specified in S4.3 (h) and (i), on a placard permanently affixed to the driver's side B-pillar. ... (a) Vehicle capacity weight expressed as "The combined weight of occupants and cargo should never exceed XXX kilograms or XXX pounds"; ...". The vehicle capacity weight on the placard of the subject vehicles causes these vehicles to exceed their assigned GVWR when considering the actual weight of the installed accessories.

Toyota is carefully evaluating the GVWRs originally assigned to the subject vehicles, and its review to date supports the conclusion that there are sufficient reserves in the stated GVWRs to permit an upward adjustment of their values.

7. Description of Corrective Repair Action:

All known owners of the subject vehicles will be notified by first class mail to return their vehicle to a Toyota or Lexus dealer for an exchange of the certification label and the tire and loading information label, an installation of the load carrying capacity modification label (if it is necessary) and a correction to the owner's manual.

Reimbursement Plan for pre-notification remedies for Toyota Vehicles

Per 49 CFR 573.13(m), reimbursement does not apply.

8. Recall Schedule:

TBD.

Copies of the owner notification and dealer instructions will be submitted as soon as they are available.

9. Distributor/Dealer Notification Schedule:

TBD.