

**TOYOTA'S JUNE 11, 2010 SUPPLEMENTAL RESPONSE TO ODI'S  
INFORMATION REQUEST IN RQ10-003**

**INTRODUCTION**

Set forth below is Toyota's supplemental response to ODI's information request. If Toyota identifies additional responsive documents, it will supplement this response.

**REQUEST**

3. Separately, by make, model and model year of Subject Vehicle manufactured for sale or lease in the United States, state the number of each of the following received by Toyota, or of which Toyota is otherwise aware, which relate to or may relate to unintended acceleration, other than interference between the accelerator pedal and driver's side floor mat identified in your response to NHTSA's information requests in TQ10-001 and other than sticking accelerator pedals identified in your response to NHTSA's information requests in TQ 10-002, in the Subject Vehicle(s):

- a. Consumer complaints, including those from fleet operators;
- b. Field reports, including dealer field reports;
- c. Reports, claims, or notices involving a crash/fire, injury, or fatality;
- d. Property damage claims (including the claimant's own vehicle);
- e. Third-party arbitration proceedings where Toyota is or was a party to the arbitration; and
- f. Lawsuits, both pending and closed, in which Toyota is or was a defendant or codefendant.

The scope of this information request includes all allegations and observations of unintended acceleration, other than interference between the accelerator pedal and driver's side floor mat identified in your response to NHTSA's information requests in TQ10-001 and other than sticking accelerator pedals identified in your response to NHTSA's information requests in TQ10-002, in a Subject Vehicle by the owner of the vehicle, driver or passenger of the vehicle, person in a vehicle that was in a crash with a Subject Vehicle, or other person who was hit by a Subject Vehicle (e.g., a pedestrian) including the attorney or representative of such person, or in a field report or field technical report.

\*For subparts "a" through "d", state the total number of each item (e.g., consumer complaints, field reports, etc.) separately. Multiple incidents involving the same vehicle are to be counted separately. Multiple reports of the same incident are also to be counted separately (i.e., a consumer complaint and a field report involving the same incident in which a crash occurred are to be counted as a crash report, a field report, and a consumer complaint).

In addition, for subparts “d” through “f”, provide a summary description of the alleged problem and causal and contributing factors and Toyota’s assessment of the problem, with a summary of the significant underlying facts and evidence. For items “e” and “f”, identify the parties to the action as well as the caption, court, docket number, and date on which the complaint or other document initiating the action was filed.

Provide the table in a Microsoft Excel 2003 (or a compatible format) file titled “MANUFACTURER REPORT COUNT—U.S.”

### **RESPONSE**

3. The counts for the number of reports that relate to or may relate to unintended acceleration in subject vehicles manufactured for sale or lease in the United States, other than those that clearly relate to interference between the accelerator pedal and driver’s side floor mat identified in Toyota’s response to NHTSA’s information requests in TQ10-001 and other than those that clearly relate to sticking accelerator pedals identified in Toyota’s response to NHTSA’s information requests in TQ10-002, have been updated and are provided in Microsoft Excel 2003 format entitled “MANUFACTURER REPORT COUNT – US\_20100611Supplement” stored in the folder entitled “Attachment 3\_20100611Supplement.”

### **REQUEST**

4. Separately, for each item (complaint, report, claim, notice, proceeding or lawsuit) within the scope of your response to Information Request 3, state the following information:

- a. Toyota’s file number or other identifier used;
- b. The category of the item, as identified in Information Request 3 (i.e., consumer complaint, field report, etc.);
- c. Vehicle owner or fleet name (and fleet contact person), address, and telephone number;
- d. Vehicle’s make, model and model year
- e. Vehicle’s VIN;
- f. The name of the manufacturer, the Toyota part number, supplier, and supplier’s part number, of the accelerator pedal installed on the vehicle;
- g. Whether the vehicle was equipped with a smart pedal or similar system;
- h. Vehicle’s mileage at time of incident;
- i. Incident date (in “dd/mm/yyyy” date format);
- j. Report or claim date (in “dd/mm/yyyy” date format);
- k. Whether a crash is alleged;

1. Whether property damage is alleged;
- m. Number of alleged injuries, if any;
- n. Number of alleged fatalities, if any;
- o. The assessment of a Toyota dealer of the actual or likely cause or factors contributing to the unintended acceleration (if there was no examination of the vehicle by a dealer, so state; if a dealer examined the vehicle and did not identify the actual or likely cause or factors contributing to the unintended acceleration, so state); and
- p. Toyota's assessment of the cause or factors contributing to the unintended acceleration (if Toyota has not and has never identified the actual or likely cause or factors contributing to the unintended acceleration, so state).

Provide this information in a Microsoft Access 2003 (or a compatible format) file titled "REQUEST NUMBER FOUR DATA—U.S."

#### **RESPONSE**

4. The information responsive to this Request has been updated and is provided in the folder entitled "Attachment 4\_20100611Supplement." As indicated in prior responses, with respect to Requests 4(o) and 4(p), except for the field reports, Toyota's records do not contain non-privileged assessments of actual or likely causes or factors contributing to the alleged unintended acceleration. For the field reports, to the extent available, this information is provided in response to Request 13.

#### **REQUEST**

6. Separately, by make, model and model year of Subject Vehicle and country where the Subject Vehicle was originally sold or leased (or otherwise transferred as a new vehicle from Toyota to a third party), state the number of each of the following received by Toyota, or of which Toyota is otherwise aware, which relate to or may relate to unintended acceleration, other than sticking accelerator pedals identified in your response to NHTSA's information requests in TQ10-002, in the Subject Vehicle(s) manufactured for sale or lease outside of the United States:

- a. Consumer complaints, including those from fleet operators;
- b. Field reports, including dealer field reports;
- c. Reports, notices, or claims involving a crash/fire, injury, or fatality;
- d. Property damage claims (including to the claimant's own vehicle);
- e. Third-party arbitration proceedings where Toyota is or was a party to the arbitration; and

- f. Lawsuits, both pending and closed, in which Toyota is or was a defendant or codefendant.

The scope of this information request includes all allegations and observations of unintended acceleration, other than interference between the accelerator pedal and driver's side floor mat identified in your response to NHTSA's information requests in

TQ10-001 and other than sticking accelerator pedals identified in your response to NHTSA's information requests in TQ10-002, in a Subject Vehicle by the owner of the vehicle, driver or passenger of the vehicle, person in a vehicle that was in a crash with a Subject Vehicle, or other person who was hit by a Subject Vehicle (e.g., a pedestrian) including the attorney or representative of such person, or in a field report or field technical report.

For subparts "a" through "d", state the total number of each item (e.g., consumer complaints, field reports, etc.) separately. Multiple incidents involving the same vehicle are to be counted separately. Multiple reports of the same incident are also to be counted separately (i.e., a consumer complaint and a field report involving the same incident in which a crash occurred are to be counted as a crash report, a field report, and a consumer complaint).

In addition, for subparts "d" through "f", provide a summary description of the alleged problem and causal and contributing factors and Toyota's assessment of the problem, with a summary of the significant underlying facts and evidence. For items "e" and "f", identify the parties to the action as well as the caption, court, docket number, and date on which the complaint or other document initiating the action was filed.

Provide the table in a Microsoft Excel 2003 (or a compatible format) file titled "MANUFACTURER REPORT COUNT—OUTSIDE US."

### **RESPONSE**

6. The counts for the number of reports that relate to or may relate to unintended acceleration in subject vehicles manufactured for sale or lease outside the United States, other than those that clearly relate to interference between the accelerator pedal and driver's side floor mat identified in Toyota's response to NHTSA's information requests in TQ10-001 and other than those that clearly relate to sticking accelerator pedals identified in Toyota's response to NHTSA's information requests in TQ10-002, have been updated and are provided in Microsoft Excel 2003 format entitled "MANUFACTURER REPORT COUNT – Outside US\_20100611Supplement" stored in the folder entitled "Attachment 6\_20100611Supplement."

### **REQUEST**

7. Separately, for each item (complaint, report, claim, notice, proceeding or lawsuit) within the scope of your response to Information Request 6, state the following information:

- a. Toyota's file number or other identifier used;
- b. The category of the item, as identified in Information Request 6 (i.e., consumer complaint, field report, etc.);

- c. Vehicle owner or fleet name (and fleet contact person), address, and telephone number;
- d. Vehicle's make, model and model year and country where subject vehicle was originally sold or leased (or otherwise transferred as a new vehicle from Toyota to a third party);
- e. Vehicle's VIN;
- f. The name of the manufacturer, the Toyota part number, supplier, and supplier's part number, of the accelerator pedal installed on the vehicle;
- g. Whether the vehicle was equipped with a smart pedal or similar system;
- h. Vehicle's mileage at time of incident;
- i. Incident date (in "dd/mm/yyyy" date format);
- j. Report or claim date (in "dd/mm/yyyy" date format);
- k. Whether a crash is alleged;
- l. Whether property damage is alleged;
- m. Number of alleged injuries, if any;
- n. Number of alleged fatalities, if any;
- o. The assessment of a Toyota dealer of the actual or likely cause or factors contributing to the unintended acceleration (if there was no examination of the vehicle by a dealer, so state; if a dealer examined the vehicle and did not identify the actual or likely cause or factors contributing to the unintended acceleration, so state); and
- p. Toyota's assessment of the cause or factors contributing to the unintended acceleration (if Toyota has not and has never identified the actual or likely cause or factors contributing to the unintended acceleration, so state).

Provide this information in a Microsoft Access 2003 (or a compatible format) file titled "REQUEST NUMBER SEVEN DATA—OUTSIDE U.S."

### **RESPONSE**

7. The information responsive to this Request has been updated and is provided in the folder entitled "Attachment 7\_20100611Supplement." As indicated in prior responses, with respect to Requests 7(o) and 7(p), except for the field reports, Toyota's records do not contain non-privileged assessments of actual or likely causes or factors contributing to the alleged unintended acceleration. For the field reports, to the extent available, this information is provided in response to Request 17.

## **REQUEST**

13. State in detail, in chronological order, all information and/or allegations related to the issue(s) of unintended acceleration, other than interference between the accelerator pedal and driver's side floor mat identified in your response to NHTSA's information requests in TQ10-001 and other than sticking accelerator pedals identified in your response to NHTSA's information requests in TQ10-002, in Subject Vehicle(s) manufactured for sale or lease in the United States from the time Toyota first became aware of the issue of unintended acceleration in any of these Subject Vehicles to the present. This detailed chronology shall include the date of the incident, the date(s) Toyota received the information and/or allegations related to the issue(s) of unintended acceleration, an identification of the vehicle (make, model, model year, VIN, and owner's name), a summary of the information and allegations, a statement of all reasons why Toyota has not included the incident as being caused or contributed to by interference between the accelerator pedal and driver's side floor mat or by a sticking pedal, and a statement of

Toyota's belief as to the cause or contributing factors of the unintended acceleration. In this chronology, include each and every complaint and field report (field technical report) that Toyota received related to unintended acceleration, other than interference between the accelerator pedal and driver's side floor mat identified in your response to NHTSA's information requests in TQ10-001 and other than sticking accelerator pedals identified in your response to NHTSA's information requests in TQ10-002.

## **RESPONSE**

13. The summaries for the additional field technical reports identified in Toyota's June 4, 2010 production are provided in this response. The summaries are in the folder "Attachment 13\_20100611Supplement" as "ATTACHMENT 13\_20100611 Supplement.mdb."

## **REQUEST**

17. State in detail, in chronological order, all information and/or allegations related to the issue(s) of unintended acceleration, other than interference between the accelerator pedal and driver's side floor mat identified in your response to NHTSA's information requests in TQ10-001 and other than sticking accelerator pedals identified in your response to NHTSA's information requests in TQ10-002, in Subject Vehicle(s) manufactured for sale or lease in a country other than the United States, from the time Toyota first became aware of the issue of unintended acceleration in any of these Subject Vehicles to the present. This detailed chronology shall include the date of the incident, the date(s) Toyota (including a subsidiary or other business entity controlled by Toyota and located in a foreign country) received the information and/or allegations related to the issue(s) of unintended acceleration, an identification of the vehicle (Make, model, model year and VIN if available and owner's name), a summary of the information and allegations, a statement of all reasons why Toyota has not included the incident as being caused or contributed to by interference between the accelerator pedal and driver's side floor mat or by a sticking pedal, and a statement of Toyota's belief as the cause or contributing factors to the unintended acceleration. In this chronology, include each and every complaint and field report (field technical report) that Toyota (including a subsidiary or other business entity controlled by Toyota and located in a foreign country) received related to unintended

acceleration, other than interference between the accelerator pedal and driver's side floor mat identified in your response to NHTSA's information requests in TQ10-001 and other than sticking accelerator pedals identified in your response to NHTSA's information requests in TQ10-002.

**RESPONSE**

17. The summaries for the additional consumer complaints and field reports identified in Toyota's June 4, 2010 production are provided in this response. The summaries are in the folder "Attachment 17\_20100611Supplement" as "ATTACHMENT 17\_20100611Supplement.mdb."