



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

1200 New Jersey Avenue SE
Washington, DC 20590

May 31, 2013

Via USPS Certified Mail and Email

Ms. Christine Wright
Meritor, Inc.
2135 W. Maple Road
Troy, MI 48084

NVS-215cg
EQ 13-002
12V-546

Subject: Safety Recall EQ 13-002 and 12V-546

Dear Ms. Wright:

The Office of Defects Investigation (ODI), Recall Management Division (RMD) is conducting an equipment query (EQ) investigation into the sale and distribution of certain S-Cam tube bracket assemblies that your company manufactured. This investigation has been assigned the identification number EQ 13-002.

As you are aware, Navistar, Inc. (Navistar) decided that new motor vehicles it manufactured are defective. The S-Cam tube bracket assembly on the steering axle may exhibit fractures that could cause the vehicle to pull to one side unexpectedly and increase the risk of a vehicle crash. Accordingly, Navistar notified NHTSA that it will conduct a safety recall of its vehicles.

The purpose of this request is to obtain a list of purchasers that were sold these assemblies so they are made aware of this safety issue and are able to determine the need for any similar safety recall. It is also to request that Meritor provide the requisite defect report should it agree that it sold or distributed defective motor vehicle equipment to vehicle manufacturers. It is further to ascertain whether Meritor manufactured and sold or distributed any defective equipment in the replacement market for which it may have responsibility for filing the requisite defect report and conducting a recall campaign. Accordingly, we require the following information:

1. Provide a list of all customers that received the same or similarly affected S-Cam tube bracket assembly and provide their company name, line of business (i.e. vehicle manufacturer, equipment manufacturer, distributor, etc.), address, phone number, contact person, quantity sold to each, and sale date.
2. State whether Meritor manufactured and sold or distributed any S-Cam tube bracket assemblies in the replacement market and, if so, provide a list of all customers that received the same or similarly affected and provide their company name, line of business (i.e. vehicle manufacturer, equipment manufacturer, distributor, etc.), address, phone number, contact person, quantity sold to each, and sale date.



Pursuant to Federal law, a manufacturer of motor vehicle equipment must notify NHTSA, within five (5) business days, when they first learn a safety defect or a noncompliance with a FMVSS exists in that equipment. In the case of a defect or noncompliance in original equipment installed in the vehicles of more than one manufacturer, notification to NHTSA must be made by the original equipment manufacturer as to the equipment item, and by each vehicle manufacturer as to those vehicles it manufactured in which the defective equipment was installed. The content of that notification is specified in 49 U.S.C. 573.6, Defect and Noncompliance Information Report.

If your company does not agree that its assemblies contain a safety related defect, you must submit a written response explaining your decision including all supporting documents, analysis, and/or test reports. Irrespective of your decision, you must respond to the questions asked.

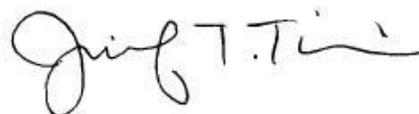
This letter is being sent to your company pursuant to 49 U.S.C. § 30166, which authorizes NHTSA to conduct any investigation that may be necessary to enforce Chapter 301 of Title 49. Meritor's failure to respond promptly and fully to this letter could subject your company to civil penalties pursuant to 49 U.S.C. § 30165 or lead to an action for injunctive relief pursuant to 49 U.S.C. § 30163.

If Meritor claims that any of the information or documents provided in response to this information request constitute confidential commercial material within the meaning of 5 U.S.C. § 552(b)(4), or are protected from disclosure pursuant to 18 U.S.C. § 1905, Meritor must submit supporting information together with the materials that are the subject of the confidentiality request, in accordance with 49 CFR Part 512, as amended (69 Fed. Reg. 21409 et seq; April 21, 2004), to the Office of Chief Counsel (NCC-111), National Highway Traffic Safety Administration, Room W41-227, 1200 New Jersey Avenue, S.E., Washington, D.C. 20590. Your company is required to submit two copies of the documents containing allegedly confidential information (except only one copy of blueprints) and one copy of the documents from which information claimed to be confidential has been deleted. Please remember that the word "CONFIDENTIAL" must appear at the top of each page containing information claimed to be confidential, and the information must be clearly identified in accordance with 5 U.S.C. § 512.6.

Meritor's written response must be submitted to this office within 10 days of receiving this letter. In your response, please be certain to include a reference to this matter's identification number which is EQ 13-002.

If you have any questions concerning this matter, please contact Cynthia Glass of my staff at (202) 366-2920 or by e-mail at cynthia.glass@dot.gov. Response submissions may be made by US Mail, fax (202) 366-7882, or e-mail rmd.odi@dot.gov.

Sincerely,



Jennifer Timian
Chief, Recall Management Division
Office of Defects Investigation
Enforcement