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**William D. Jackson,**

*Deputy Assistant U.S. Trade Representative for the Generalized System of Preferences, Office of the U.S. Trade Representative.*

[FR Doc. 2015-21067 Filed 8-24-15; 8:45 am]

**BILLING CODE 3290-F5-P**

**OFFICE OF THE UNITED STATES  
TRADE REPRESENTATIVE**

**Determination Under the Caribbean  
Basin Trade Partnership Act**

**AGENCY:** Office of the United States Trade Representative.

**ACTION:** Notice.

**SUMMARY:** The United States Trade Representative has determined that Curaçao meets certain customs criteria of the Caribbean Basin Trade Partnership Act and, therefore, imports of eligible products from Curaçao qualify for the enhanced trade benefits provided under the Act.

**DATES:** *Effective date:* August 18, 2015.

**FOR FURTHER INFORMATION CONTACT:**

Mary Estelle Ryckman, Senior Advisor, Office of the United States Trade Representative, (202) 395-9585.

**SUPPLEMENTARY INFORMATION:** The Caribbean Basin Trade Partnership Act (Title II of the Trade and Development Act of 2000, Pub. L. 106-200) (CBTPA) expands the trade benefits available to Caribbean and Central American beneficiary countries under the Caribbean Basin Economic Recovery Act (CBERA). The enhanced trade benefits provided by the CBTPA are available to imports of eligible products from countries that (1) the President designates as CBTPA beneficiary countries, and (2) meet the requirements of the CBERA relating to implementation of customs procedures and requirements similar to those in Chapter 5 of the North American Free Trade Agreement (NAFTA) that assist the U.S. Customs and Border Protection (CBP) in verifying the origin of the products.

In Proclamation 9072 of December 23, 2013, the President designated Curaçao as a CBERA and a CBTPA beneficiary country. In that proclamation, the President also delegated to the United States Trade Representative (USTR) the authority to determine whether Curaçao is meeting the customs criteria of the CBERA. The President directed the USTR to announce any such determinations in the **Federal Register** and to implement any such determinations through modifications to

the Harmonized Tariff Schedule (HTS) of the United States.

Based on information and commitments provided by Curaçao to date, I have determined that Curaçao satisfies the requirements of section 213(b)(4)(A)(ii) of the CBERA relating to the implementation of procedures and requirements similar in all material respects to those in Chapter 5 of the NAFTA. Accordingly, pursuant to the authority vested in the USTR by Proclamation 9072, the HTS is modified by (i) modifying general note 17(a) to the Harmonized Tariff Schedule of the United States by adding in alphabetical sequence “Curaçao,” and (ii) modifying U.S. note 1 to subchapter XX of chapter 98 by inserting in alphabetical sequence “Curaçao,”, effective with respect to articles entered, or withdrawn from warehouse, on the date of this notice.

**Michael B.G. Froman,**

*United States Trade Representative.*

[FR Doc. 2015-20921 Filed 8-24-15; 8:45 am]

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**DEPARTMENT OF TRANSPORTATION**

**National Highway Traffic Safety  
Administration**

**Denial of Motor Vehicle Defect Petition**

**AGENCY:** National Highway Traffic Safety Administration, (NHTSA), Department of Transportation.

**ACTION:** Denial of a petition for a defect investigation.

**SUMMARY:** This notice sets forth the reasons for denying a petition submitted to NHTSA, 49 U.S.C. 30162, 49 CFR part 552, requesting that the agency open “an investigation into low-speed surging in different models of Toyota automobiles in which the car starts accelerating and the engine RPM increases even when the accelerator pedal is not depressed.”

**FOR FURTHER INFORMATION CONTACT:** Mr. Stephen McHenry, Vehicle Control Division, Office of Defects Investigation, NHTSA, 1200 New Jersey Avenue SE., Washington, DC 20590. Telephone 202-366-4883. Email [stephen.mchenry@dot.gov](mailto:stephen.mchenry@dot.gov).

**SUPPLEMENTARY INFORMATION:**

**1.0 Introduction**

Interested persons may petition NHTSA requesting that the agency initiate an investigation to determine whether a motor vehicle or item of replacement equipment does not comply with an applicable motor vehicle safety standard or contains a

defect that relates to motor vehicle safety. 49 U.S.C. 30162(a)(2); 49 CFR 552.1. Upon receipt of a properly filed petition, the agency conducts a technical review of the petition, material submitted with the petition, and any additional information. 49 U.S.C. 30162(c); 49 CFR 552.6. The technical review may consist solely of a review of information already in the possession of the agency, or it may include the collection of information from the motor vehicle manufacturer and/or other sources. After considering the technical review and taking into account appropriate factors, which may include, among others, allocation of agency resources, agency priorities, the likelihood of uncovering sufficient evidence to establish the existence of a defect, and the likelihood of success in any necessary enforcement litigation, the agency will grant or deny the petition. *See* 49 U.S.C. 30162(d); 49 CFR 552.8.

**2.0 Petition Background Information**

In a letter dated June 19, 2015, Dr. Gopal Raghavan (the petitioner) requested that NHTSA open “an investigation into low-speed surging in different models of Toyota automobiles in which the car starts accelerating and the engine RPM increases even when the accelerator pedal is not depressed.” Dr. Raghavan based his request on his analysis of EDR data from an accident involving his wife and from two other accidents in Toyota vehicles. NHTSA has reviewed the material cited by the petitioner. The results of this review and our evaluation of the petition are set forth in the DP15-005 Petition Analysis Report, published in its entirety as an appendix to this notice.

After a thorough assessment of the material submitted by the petitioner, the information already in NHTSA’s possession, and the potential risks to safety implicated by the petitioner’s allegations, it is unlikely that an order concerning the notification and remedy of a safety-related defect would result from any proceeding initiated by the granting of Dr. Raghavan’s petition. After full consideration of the potential for finding a safety related defect in the vehicle, and in view of NHTSA’s enforcement priorities, its previous investigations into this issue, and the need to allocate and prioritize NHTSA’s limited resources to best accomplish the agency’s mission, the petition is denied.

**Appendix—Petition Analysis—DP15–005**

**1.0 Introduction**

On June 29, 2015, the National Highway Traffic Safety Administration (NHTSA) received a June 19, 2015 letter from Dr. Gopal Raghavan, Ph.D. EE (the petitioner), petitioning the agency “for an investigation into low-speed surging in different models of Toyota automobiles in which the car starts accelerating and the engine RPM increases

even when the accelerator pedal is not depressed.” In support of this request, the petitioner provides his analysis of Event Data Recorder (EDR) data from three accidents, which he alleges, “shows a troubling similarity amongst EDRs of Toyota cars showing sudden acceleration.”

**2.0 Petition Analysis**

**2.1 EDR Pre-Crash Data**

Since the petition is based on several misconceptions about Toyota EDR pre-crash

data, a short background of this system is provided. The Toyota EDR collects pre-trigger data (vehicle speed, engine speed, brake switch status, and accelerator pedal position sensor #1 voltage) from the vehicle’s High Speed Controller Area Network (HS–CAN), which is refreshed either periodically or immediately by the respective control modules.

**TABLE 1—EDR PRE-CRASH PARAMETERS, BY REFRESH RATE <sup>2</sup>**

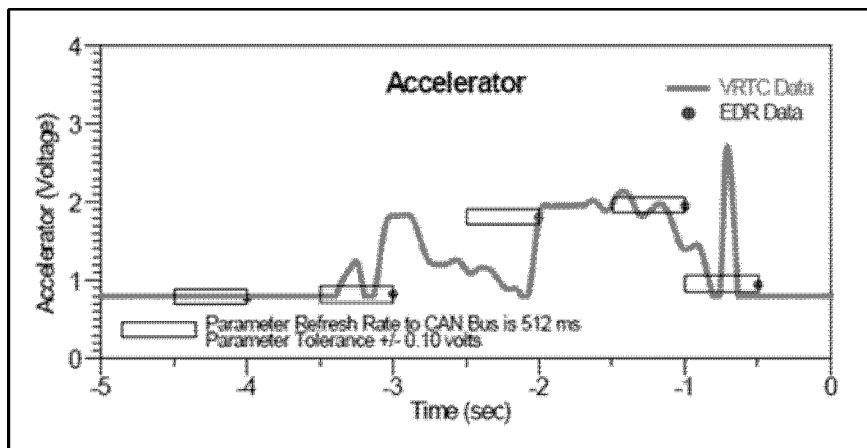
Parameter	Refresh rate	Resolution
Brake Switch .....	Immediately .....	On/Off.
Engine RPM .....	24 ms .....	400 RPM. <sup>1</sup>
Vehicle Speed .....	500 ms .....	2 km/h. <sup>2</sup>
Accelerator Rate .....	512 ms .....	0.039 volts.

The EDR continuously performs 1 Hz sampling of HS–CAN pre-trigger data and stores the data in a temporary buffer. The EDR only saves this data, along with the trigger data, when it detects a triggering event such as a crash.<sup>3</sup> Table 1 shows the refresh rates and resolutions for the pre-crash data

signals. Any analysis of EDR data for Toyota vehicles should apply these data time tolerances and resolutions at each of the pre-crash data points.

In 2010, NHTSA’s Vehicle Research and Test Center (VRTC) conducted testing to validate the EDR pre-crash data used in NHTSA field investigations.<sup>4</sup> Figure 1 shows

accelerator pedal sensor voltage data from one test performed by VRTC in the validation testing.<sup>5</sup> As the figure shows, the EDR does not necessarily capture all accelerator pedal applications during an event and the accelerator pedal voltage recorded at each EDR time interval may not be the actual accelerator pedal voltage at that interval.



**Figure 1. VRTC validation testing of EDR accelerator pedal sensor voltage from simulated collisions in a 2007 Toyota Camry.**

Subsequent studies have confirmed the limitations of stored EDR pre-crash data in capturing the entire crash event due to the data refresh rates, data resolutions and EDR sampling rates.<sup>6,7,8</sup>

The Bosch CDR report provided with the petition clearly notes these issues in the first two items of Data Limitations section on page one of the report:

- Due to limitations of the data recorded by the airbag ECU, such as the resolution, data range, sampling interval, time period of the recording, and the items recorded, the information provided by this data may not be sufficient to capture the entire crash.
- Pre-Crash data is recorded in discrete intervals. Due to different refresh rates within

the vehicle’s electronics, the data recorded may not be synchronous to each other.

**2.2 Crashes Cited by Petitioner**

**2.2.1 2009 Lexus ES350**

The first incident identified by the petitioner involved a sudden acceleration accident experienced by his wife as she

<sup>1</sup> EDR recorded data are rounded down in the indicated resolution increments.

<sup>2</sup> These values apply to ES350 and Camry vehicles involved in two of the incidents identified by the petitioner. The third vehicle, a 2010 Toyota Corolla, has a slower refresh rate for Engine RPM (524 ms).

<sup>3</sup> An event is triggered by detection of a deceleration of approximately 2 g’s.

<sup>4</sup> “Event Data Recorder—Pre Crash Data Validation of Toyota Products,” NHTSA–NVS–2011–ETC–SR07, February 2011.

<sup>5</sup> “Event Data Recorder—Pre Crash Data Validation of Toyota Products,” NHTSA–NVS–2011–ETC–SR07, February 2011, page 13.

<sup>6</sup> Brown, R., White, S., “Evaluation of Camry HS–CAN Pre-Crash Data,” SAE Technical Paper 2012–01–0996, 2012, doi: 10.4271/2012–01–0996.

<sup>7</sup> Brown, R., Lewis, L., Hare, B., Jakstis, M. et al., “Confirmation of Toyota EDR Pre-crash Data,” SAE Technical Paper 2012–01–0998, 2012, doi: 10.4271/2012–01–0998.

<sup>8</sup> Ruth, R., Bartlett, W., Daily, J., “Accuracy of Event Data in the 2010 and 2011 Toyota Camry During Steady State and Braking Conditions,” SAE Technical Paper 2012–01–0999, 2012, doi: 10.4271/2012–01–0999.

attempted to park the family's 2009 Lexus ES350 on Friday, February 13, 2015 (VOQ 10732103). When interviewed by ODI, Mrs. Raghavan stated that the engine roared as she was coasting into a parking space. She stated

that the surge occurred before she applied the brake and that when she applied the brake there was no response or braking action. The vehicle accelerated up onto a sidewalk and into some bushes and a fence. On February

24, 2015, a Toyota representative inspected the vehicle, including a download of EDR data (Table 2).

TABLE 2—PRE-CRASH DATA FOR VOQ 10732103

Time (sec)	-4.6	-3.6	-2.6	-1.6	-0.6	0 (TRG)
Vehicle Speed (MPH [km/h]) .....	3.7 [6] .....	3.7 [6] .....	3.7 [6] .....	3.7 [6] .....	5 [8] .....	8.7 [14].
Brake Switch .....	OFF .....	OFF .....	OFF .....	OFF .....	OFF .....	ON.
Accelerator Rate (V) .....	0.78 .....	0.78 .....	0.78 .....	0.78 .....	2.38 .....	0.78.
Engine RPM (RPM) .....	400 .....	400 .....	400 .....	800 .....	1,600 .....	1,600.

According to the EDR data, immediately prior to impact (t = 0.6 s) the brake pedal was not applied and the accelerator pedal was depressed to approximately 71 percent of full apply.<sup>9</sup> Based on the recorded vehicle speeds at this time, the vehicle was inside the parking space when the acceleration occurred. At this time and distance from impact, the driver should be applying the brake and not the accelerator to safely stop the vehicle and avoid the collision. Although the driver alleged that the brakes were not effective during the incident, the brakes had no prior history of malfunction and the post-incident inspection did not identify any issues with the brake system. Based on the

available information, this incident is consistent with pedal misapplication by the driver and provides no evidence of a vehicle defect.

2.2.2 2010 Toyota Corolla

The second incident identified by the petitioner involved a MY 2010 Toyota Corolla that accelerated into a parked vehicle during an attempted curbside-parking maneuver in a residential neighborhood on June 8, 2014 (VOQ 10637908). NHTSA examined this incident in Defect Petition DP14-003, which the agency closed on April 29, 2015.<sup>10</sup>

In the police report for this accident, the driver states that she stopped at an intersection with the intention of turning right and parking along the curb behind a parked vehicle. When interviewed by ODI, the driver indicated that as she applied the brakes during the incident, the car responded by accelerating. She stated that it did not slow down, and it continued to increase in speed until it hit the back of the parked vehicle. Similar to the current petitioner's incident, the EDR data for this incident (Table 3) shows no recorded service brake application until the airbag module trigger point (t = 0s).

TABLE 3—PRE-CRASH DATA FOR VOQ 10637908

Time (sec)	-4.8	-3.8	-2.8	-1.8	-0.8	0 (TRG)
Vehicle Speed (MPH [km/h]) .....	3.7 [6] .....	3.7 [6] .....	3.7 [6] .....	3.7 [6] .....	5 [8] .....	7.5 [12].
Brake Switch .....	OFF .....	OFF .....	OFF .....	OFF .....	OFF .....	ON.
Accelerator Rate (V) .....	0.78 .....	0.78 .....	0.86 .....	0.78 .....	0.78 .....	0.78.
Engine RPM (RPM) .....	800 .....	800 .....	800 .....	800 .....	800 .....	1,600.

Based on the vehicle speeds recorded just prior to impact (t = -0.8 s), the Corolla was less than a car length from the parked vehicle and traveling 7 to 9 feet per second with no indication of service brake application. At this speed and distance, the driver should be applying the brake to safely stop the vehicle and avoid the collision. Although the recorded accelerator rate voltages do not show a pedal application corresponding with the surge,<sup>11</sup> VRTC simulation testing verified that unrecorded accelerator pedal applications could produce the increases in vehicle speed and engine speed shown by the

EDR in the trigger data.<sup>12</sup> In addition, VRTC accumulated over two thousand miles of testing of this vehicle during DP14-003 with no problems noted in the throttle, transmission or brake systems.<sup>13</sup> As previously determined by NHTSA, this incident does not provide evidence of a vehicle defect.

2.2.3 2009 Toyota Camry

The third incident identified by the petitioner involved a MY 2009 Toyota Camry

that accelerated into a building when attempting to park in a storefront facing parking space on December 21, 2009 (VOQ 10299750). This incident was among 58 accidents investigated by NHTSA in 2010 as part of the joint study with NASA. A description of the incident, identified as Case 33 in the NHTSA study, was included as an example of the 39 accidents classified as pedal misapplications in a 2011 report summarizing NHTSA's field investigations.<sup>14</sup>

TABLE 4—PRE-CRASH DATA FOR VOQ 10299750, EDR TOOL VERSION 1.4.1.1

Time (sec)	-4.7	-3.7	-2.7	-1.7	-0.7	0 (TRG)
Vehicle Speed (MPH [km/h]) .....	3.7 [6] .....	3.7 [6] .....	3.7 [6] .....	9.9 [16] .....	13.7 [22] .....	19.9 [32]
Brake Switch .....	OFF .....	OFF .....	OFF .....	OFF .....	OFF .....	OFF
Accelerator Rate (V) .....	0.86 .....	0.82 .....	0.98 .....	0.78 .....	3.71 .....	1.37
Engine RPM (RPM) .....	400 .....	400 .....	800 .....	1,600 .....	3,200 .....	4,400

<sup>9</sup> According to Toyota, an Accelerator Rate of 2.38 volts indicates an accelerator pedal application of 71 percent.

<sup>10</sup> McHenry, S., "Denial of Motor Vehicle Defect Petition," DP14-003, May 2015.

<sup>11</sup> The data do show a small accelerator pedal application 2.8 seconds prior to the impact.

<sup>12</sup> Collins, W., Stoltzfus, D., "Evaluation of 2010 Toyota Corolla from DP14-003," DP14-003WDC, April 2015, pages 11-13.

<sup>13</sup> Collins, W., Stoltzfus, D., "Evaluation of 2010 Toyota Corolla from DP14-003," DP14-003WDC, April 2015.

<sup>14</sup> "NHTSA Toyota Pre-Crash EDR Field Inspections during March-August 2010," NHTSA-NVS-2011-ETC-SR10, February, 2011, pages 15-16.

As described in the 2011 report, the driver had turned from a lane of traffic to enter a parking space and was about to come to a rest facing a shopping plaza storefront when the vehicle lunged forward through the façade of a hair salon. The driver reported having his foot on the brake when the acceleration occurred. Table 4 shows the EDR pre-crash data for this accident, as published in the 2011 report.<sup>15</sup>

The EDR data for this incident shows no recorded service brake application during the event. Immediately prior to impact and after the vehicle had entered the parking space, the driver pressed the accelerator pedal to the floor when intending to apply the brake.<sup>16</sup> As noted in the 2011 report, this incident is consistent with pedal misapplication by the driver and does not provide any evidence of a vehicle defect as suggested by the petitioner.

2.3 Petitioner Claims and Misconceptions

2.3.1 “Strong Signature”

According to the petitioner, “The fact that all three cars were coasting at 3.7 mph when the sudden-acceleration happened appears to be a strong signature of a common issue.” However, even though the EDR data for the three incidents may have reflected speeds of 3.7 mph before the acceleration occurred, the vehicles may not have actually been travelling the same speed. The common speeds recorded in the three vehicles are simply an artifact of the EDR vehicle speed resolution of 2 km/h. In all three incidents, the vehicles were travelling 6.0–7.9 km/h (3.7–4.9 mph) prior to the accelerations, which the Toyota EDR records as 6 km/h (3.7 mph). These are common speeds for low-speed parking maneuvers.

The “glitch” in accelerator pedal voltage that the petitioner alleges occurs after the 3.7 mph speed recording, is the voltage increase resulting from the accelerator pedal applications by the drivers. The petitioner claims that the voltage spike suggests a potential vehicle based cause, speculating, “the accelerator is either calculating an incorrect accelerator value or receiving a

noise spike on the accelerator sensor.” However, such speculation ignores the facts that the accelerator pedal has redundant sensors and that NASA already thoroughly examined this subject during the joint study. The common pattern is that the “glitches” occur at the moments in the events when the driver should be initiating braking, but no braking has occurred.

Thus, the only common signature evident in the incidents is that in all three the surges occurred when the driver should have initiated braking for a vehicle entering a parking space at low speed. The fact that the vehicles suddenly accelerated just as they were beginning to enter their intended parking spaces instead of braking to a stop as intended is a signature of pedal misapplication by the driver. NHTSA has observed this signature in investigations of sudden acceleration dating back to the first such investigation that ODI opened in 1978. It is not isolated to any particular makes or models of vehicles or to any throttle design technologies.

2.3.2 Engine RPM Increases

The petitioner claims that each of the incidents he analyzed displays evidence of engine speed increases without any application of the accelerator pedal. For example, in his analysis of his wife’s incident he states, “by – 1.6 seconds the engine RPM has DOUBLED to 800 with no depression of the accelerator.” This assertion reflects a misunderstanding of the manner in which the Toyota EDR samples and records pre-crash data as previously described in this report and in prior reports published by NHTSA.

First, as indicated in this report and in the Data Definitions section on page two of the Bosch CDR report attached to the petition, the Toyota EDR records engine speed in 400 rpm increments (rounded down). For example, a recorded value of 400 rpm indicates that the measured engine speed was between 400 and 799 rpm. Thus, an increase in recorded engine speed from 400 to 800 rpm could result from a change in engine speed of just 1 rpm.

Second, the nominal idle speed for a MY 2009 ES350 when the engine is warm, the transmission is in gear (*i.e.*, either Drive or Reverse), and no accessory loads are operating is approximately 600 rpm. Air-conditioning use and steering input may result in the idle speed increasing to 700 to 800 rpm to compensate for the additional loads placed on the engine by the air-conditioning compressor and power-steering pump. Thus, the actual engine speeds associated with the recorded values of 400 rpm were likely closer to 800 rpm than 400 rpm.<sup>17</sup>

Finally, it is not accurate to state that engine speed increases did not result from accelerator pedal applications based strictly on the recorded EDR data, since the data do not necessarily show all accelerator pedal applications (see section 2.1 and Figure 1) and because of the differences in refresh rates for engine speed and accelerator rate. Although actual engine speed will closely follow accelerator rate, the recorded accelerator rate may slightly lag behind recorded engine speed due to the slower refresh rate of the accelerator signal (see Table 1). Thus, the increase in recorded engine speed at – 1.6 seconds prior to impact could very well have resulted from the initial stages of the large pedal application that the EDR recorded at – 0.6 seconds.

2.3.3 Case 33

The EDR data used by the petitioner for Case 33 was from the initial readout ODI performed with the original version of software available from Toyota (Table 5). This version converted accelerator pedal sensor #1 voltages to an accelerator status of OFF, MIDDLE or FULL. A supplemental report to the NHTSA February 2011 report included a copy of this readout.<sup>18</sup> This incident is one of many incidents from early field investigations that ODI read a second time after receiving an updated version of Toyota software that provided a more precise indication of accelerator pedal position.<sup>19</sup>

TABLE 5—PRE-CRASH DATA FOR VOQ 10299750, EDR TOOL VERSION 1.3 (ORIGINAL READOUT)

Time (sec)	–4.7	–3.7	–2.7	–1.7	–0.7	0 (TRG)
Vehicle Speed (MPH [km/h]) .....	3.7 [6] .....	3.7 [6] .....	3.7 [6] .....	9.9 [16] .....	13.7 [22] .....	19.9 [32]
Brake Switch .....	OFF .....	OFF .....	OFF .....	OFF .....	OFF .....	OFF
Accelerator .....	OFF .....	OFF .....	OFF .....	OFF .....	FULL .....	OFF
Engine RPM (RPM) .....	400 .....	400 .....	800 .....	1,600 .....	3,200 .....	4,400

Table 4 shows the data from the readout obtained using the updated software. Rather than maintaining a consistent voltage as may be misinterpreted by the OFF accelerator levels shown in Table 5, the accelerator pedal rates in the updated readout in Table 4 show that the driver was applying the accelerator

pedal at varying rates throughout the event. Thus, the petitioner’s conclusions that the vehicle was coasting and the driver had not depressed the accelerator pedal when the idle speed was increasing are incorrect and do not provide evidence of a vehicle defect.

2.3.4 NASA “High-Speed Study”

The petitioner incorrectly characterizes the joint NASA–NHTSA study as a “high-speed study.” In fact, the joint study focused on all potential vulnerabilities in the Toyota ETCS-i system that were not associated with the

<sup>15</sup> The petitioner based his analysis of this incident on a different EDR readout reviewed later in this report, in Section 2.3.3, “Case 33.”

<sup>16</sup> The recorded Accelerator Rate of 3.71 volts is well beyond the accelerator rate needed for 100 percent throttle.

<sup>17</sup> Engine speeds that drop below 500 rpm are uncommon in motor vehicles and have been associated with engine stall due to idle undershoot in some ODI investigations of non-Toyota products.

<sup>18</sup> “Toyota EDR Data from NHTSA Pre-Crash Field Inspections,” NHTSA–NVS–2011–ETC–SR12, February 2011.

<sup>19</sup> “Toyota EDR Software Versions Used in NHTSA Unintended Acceleration Field Investigation Cases,” NHTSA–NVS–2011–ETC–SR08, February 2011, page 8.

floor mat entrapment or sticking accelerator pedal conditions addressed by multiple Toyota safety recalls in 2009 and 2010.<sup>20</sup> Most such incidents examined during the study involved allegations of sudden acceleration in vehicles initially moving at low speeds. The most common scenario for the incidents was acceleration when attempting to park. Thus, contrary to the petitioner's characterization, low-speed surges were the primary focus of the study by NHTSA and NASA in 2010.

The incidents analyzed by the petitioner fall within the scope of prior work conducted in the joint NHTSA–NASA study of Toyota ETCS-i and, more recently, the analysis conducted in evaluating Defect Petition DP14–003. His claims appear to be based on upon several misconceptions regarding the manner in which Toyota EDR sample and record data, as well as a misunderstanding of the scope of and results from prior work conducted by NHTSA, NASA and others related to sudden unintended acceleration and the use of EDR data in related field investigations. The petitioner has presented no new evidence or theories not already considered by NHTSA that warrant reconsideration of any of the analyses or conclusions from that prior work.

### 3.0 Conclusion

In our view, a defects investigation is unlikely to result in a finding that a defect related to motor vehicle safety exists, or a NHTSA order for the notification and remedy of a safety-related defect as alleged by the petitioner, at the conclusion of the requested investigation. Therefore, given a thorough analysis of the potential for finding a safety related defect in the vehicle, and in view of NHTSA's enforcement priorities, its previous investigations into this issue, and the need to allocate and prioritize NHTSA's limited resources to best accomplish the agency's safety mission and mitigate risk, the petition is denied. This action does not constitute a finding by NHTSA that a safety-related defect does not exist. The agency will take further action if warranted by future circumstances.

**Authority:** 49 U.S.C. 30162(d); delegations of authority at 49 CFR 1.50 and 501.8.

#### Frank S. Borris II,

*Acting Associate Administrator for Enforcement.*

[FR Doc. 2015–20949 Filed 8–24–15; 8:45 am]

**BILLING CODE 4910–59–P**

## DEPARTMENT OF TRANSPORTATION

### Notice of Meeting of the Advisory Council on Transportation Statistics (ACTS) of the Office of the Assistant Secretary for Research and Technology (OST–R)

**AGENCY:** Bureau of Transportation Statistics (BTS), U.S. Department of Transportation (DOT).

**ACTION:** Notice of meeting.

This notice announces, pursuant to Section 10(a)(2) of the Federal Advisory Committee Act (FACA) (Pub. L. 72–363; 5 U.S.C. app. 2), a meeting of the Advisory Council on Transportation Statistics (ACTS). The meeting will be held on Thursday, September 10th, 2015 from 8:30 a.m. to 4:00 p.m. EST at the U.S. Department of Transportation, Room E37–302, 1200 New Jersey Ave. SE., Washington, DC. Section 52011 of the Moving Ahead for Progress in the 21st Century Act (MAP–21) directs the U.S. Department of Transportation to establish an Advisory Council on Transportation Statistics subject to the Federal Advisory Committee Act (5 U.S.C., App. 2) to advise the Bureau of Transportation Statistics (BTS) on the quality, reliability, consistency, objectivity, and relevance of transportation statistics and analyses collected, supported, or disseminated by the Bureau and the Department. The following is a summary of the draft meeting agenda: (1) USDOT Welcome and Introduction of Council Members; (2) Update on Current BTS Issues; (3) Discussion about Future Data Products; (4) Program Review; (5) Public Comments and Closing Remarks. Participation is open to the public.

Members of the public who wish to participate must notify Mr. D.Senay Gales at [d.senay.gales@dot.gov](mailto:d.senay.gales@dot.gov), not later than August 31, 2015. Members of the public may present oral statements at the meeting with the approval of Patricia Hu, Director of the Bureau of Transportation Statistics. Non-committee members wishing to present oral statements or obtain information should contact Mr. D.Senay Gales via email no later than August 31, 2015. Questions about the agenda or written comments may be emailed to [D.Senay.Gales@dot.gov](mailto:D.Senay.Gales@dot.gov) or submitted by U.S. Mail to: U.S. Department of Transportation, Office of the Assistant Secretary for Research and Technology, Bureau of Transportation Statistics, Attn: Mr. D.Senay Gales, 1200 New Jersey Avenue SE., Room #E34–429, Washington, DC 20590, or faxed to (202) 366–3383. BTS requests that written comments be received by August 31,

2015. Access to the DOT Headquarters building is controlled therefore all persons who plan to attend the meeting must notify Mr. Gales at 202–366–1270 prior to August 31, 2015. Individuals attending the meeting must report to the main DOT entrance on New Jersey Avenue SE., for admission to the building. Attendance is open to the public, but limited space is available. Persons with a disability requiring special services, such as an interpreter for the hearing impaired, should contact Mr. D.Senay Gales at 202–366–1270 at least seven calendar days prior to the meeting.

Notice of this meeting is provided in accordance with the FACA and the General Services Administration regulations (41 CFR part 102–3) covering management of Federal advisory committees.

Issued in Washington, DC, on the 18th day of August 2015.

**Rolf Schmitt,**

*Deputy Director, Bureau of Transportation Statistics.*

[FR Doc. 2015–20969 Filed 8–24–15; 8:45 am]

**BILLING CODE 4910–9X–P**

## DEPARTMENT OF THE TREASURY

### Submission for OMB Review; Comment Request

August 19, 2015.

The Department of the Treasury will submit the following information collection request to the Office of Management and Budget (OMB) for review and clearance in accordance with the Paperwork Reduction Act of 1995, Public Law 104–13, on or after the date of publication of this notice.

**DATES:** Comments should be received on or before September 24, 2015 to be assured of consideration.

**ADDRESSES:** Send comments regarding the burden estimate, or any other aspect of the information collection, including suggestion for reducing the burden, to (1) Office of Information and Regulatory Affairs, Office of Management and Budget, Attention: Desk Officer for Treasury, New Executive Office Building, Room 10235, Washington, DC 20503, or email at [OIRA\\_Submission@OMB.EOP.GOV](mailto:OIRA_Submission@OMB.EOP.GOV) and (2) Treasury PRA Clearance Officer, 1750 Pennsylvania Ave. NW., Suite 8140, Washington, DC 20220, or email at [PRA@treasury.gov](mailto:PRA@treasury.gov).

**FOR FURTHER INFORMATION CONTACT:** Copies of the submission(s) may be obtained by calling (202) 927–5331, email at [PRA@treasury.gov](mailto:PRA@treasury.gov), or the entire information collection request maybe found at [www.reginfo.gov](http://www.reginfo.gov).

<sup>20</sup> The floor mat entrapment and sticking pedal defect conditions were both “stuck throttle” type defect conditions, which typically occur at higher speeds when larger accelerator pedal applications necessary to cause the entrapment are more likely.