

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER D-171-6
Relating to Exemptions Under Section 27156
of the Vehicle Code

ADVANCED TURBO SYSTEMS, INC.
"TURBOCHARGER KIT MODEL 7.3L"

Pursuant to the authority vested in the Air Resources Board by Section 27156 of the Vehicle Code; and

Pursuant to the authority vested in the undersigned by Sections 39515 and 39516 of the Health and Safety Code and Executive Order G-45-5;

IT IS ORDERED AND RESOLVED: That the turbocharger kit model 7.3L manufactured by Advanced Turbo Systems, Inc. (ATS), of 5919 South West, Murray, Utah 84107, has been found not to reduce the effectiveness of required motor vehicle pollution control devices and, therefore, is exempt from the prohibitions in Vehicle Code Sections 27156 and 38391 when installed on 1988-1992 model-year Ford Motor Company vehicles powered by a 7.3L Navistar International heavy-duty diesel engine.

This exemption shall not apply to any device, apparatus, or mechanism advertised, offered for sale or sold with, or installed on, a motor vehicle prior to or concurrent with transfer to an ultimate purchaser.

Modifications to the OEM emission-related parts due to the installation of the turbocharger kit model 7.3L include replacement of the OEM exhaust system with a 3 inch diameter exhaust system, replacement of air cleaner assembly, and replacement of OEM crankcase depression regulator with parts included in the turbocharger kit.

This Executive Order is valid provided that installation instructions for this turbocharger kit will not recommend tuning the vehicle to specifications different from those submitted by the device manufacturer.

Changes made to the design or operating conditions of the turbocharger kit as exempted by the Air Resources Board, that adversely affect the performance of a vehicle's pollution control system shall invalidate this Executive Order.

Marketing of the turbocharger kit using identification other than that shown in this Executive Order or marketing of the turbocharger kit for an application other than those listed in the exemption application, and on this Executive Order, shall be prohibited unless prior approval is obtained from the Air Resources Board. Exemption of the turbocharger kit shall not be construed as exemption to sell, offer for sale, or advertise any component of the turbocharger kit as an individual device.

This Executive Order does not constitute any opinion as to the effect the use of the turbocharger kit may have on any warranty either expressed or implied by the vehicle manufacturer.

THIS EXECUTIVE ORDER DOES NOT CONSTITUTE A CERTIFICATION, ACCREDITATION, APPROVAL, OR ANY OTHER TYPE OF ENDORSEMENT BY THE AIR RESOURCES BOARD OF ANY CLAIMS OF THE APPLICANT CONCERNING ANTI-POLLUTION BENEFITS OR ANY ALLEGED BENEFITS OF THE ADVANCED TURBO SYSTEMS, INC.'S TURBOCHARGER KIT MODEL 7.3L SHOWN ABOVE.

No claim of any kind, such as "Approved by the Air Resources Board" may be made with respect to the action taken herein in any advertising or other oral or written communication.

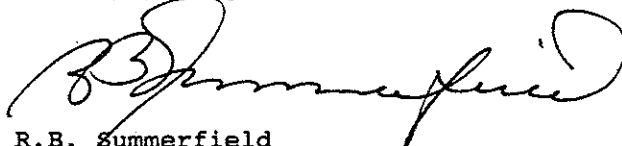
Section 17500 of the Business and Professions Code makes untrue or misleading advertising unlawful, and Section 17534 makes violation punishable as a misdemeanor.

Section 43644 of the Health and Safety Code provides as follows:

"43644, (a) No person shall install, sell, offer for sale, or advertise, or, except in an application to the state board for certification of a device, represent, any device as a motor vehicle pollution control device for use on any used motor vehicle unless that device has been certified by the state board. No person shall sell, offer for sale, advertise, or represent any motor vehicle pollution control device as a certified device which, in fact, is not a certified device. Any violation of this subdivision is a misdemeanor."

Any apparent violation of the conditions of this Executive Order will be submitted to the Attorney General of California for such action as he deems advisable.

Executed at El Monte, California, this 22nd day of March, 1993.



R.B. Summerfield
Assistant Division Chief
Mobile Source Division