

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER D-216-12
Relating to Exemptions Under Section 27156
of the Vehicle Code

AUTOMOTIVE ENGINEERED PRODUCTS, INC.
1.7 Ratio Roller Rocker

Pursuant to the authority vested in the Air Resources Board (ARB) 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 installation of the 1.7 Ratio Roller Rocker, part nos. 2321, 2331, 2341, & 2343 manufactured by Automotive Engineered Products, Inc. of 7149 Mission Gorge Road, Suite D, San Diego, California 92120 has been found not to reduce the effectiveness of required motor vehicle pollution control devices and, therefore, is exempt from the prohibitions of Section 27156 of the Vehicle Code for 1994 and older Ford Motor Co. vehicles with a 289, 302, & 351 CID engine.

This Executive Order is valid provided the installation instructions for the 1.7 Ratio Roller Rocker will not recommend tuning the vehicle to specifications different from those submitted by the manufacturer.

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

Marketing of this device using an identification other than that shown in this Executive Order or marketing of this device for an application other than those listed in this Executive Order shall be prohibited unless prior approval is obtained from the ARB.

This Executive Order does not constitute any opinion as to the effect the use of this device 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 AUTOMOTIVE ENGINEERED PRODUCTS, INC.'S 1.7 RATIO ROLLER ROCKER.

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 may result in its rescission or submission to the Attorney General of California for such action as he deems advisable.

Executive Order D-216-9 is hereby superseded and is no longer of any force or effect.

The Bureau of Automotive Repair will be notified by copy of this order.

Executed at El Monte, California, this 17th day of February 1994.


R. B. Summerfield
Assistant Division Chief
Mobile Source Division