

**State of California
AIR RESOURCES BOARD**

EXECUTIVE ORDER D-353-57

Relating to Exemptions under Section 27156 and 38391
of the Vehicle Code

Miller Catalyzer Corporation
"Series 45000 and 61000 Three-way Catalytic Converters"

WHEREAS, Vehicle Code Sections 27156 and 38395, and Title 13, California Code of Regulations (hereafter "CCR") Section 2222(h), authorize the California Air Resources Board and its Executive Officer to exempt new aftermarket catalytic converters from the prohibitions of Vehicle Code Section 27156 and 38391.

WHEREAS, Miller Catalyzer Corporation of 3295 Depot Road, Hayward, California 94545, has applied to the Air Resources Board for exemption from the prohibitions in Vehicle Code Sections 27156 and 38391 to market its new aftermarket Series 45000 and 61000 three-way catalytic converters (TWC) on selected 1997 through 2003 model year Chrysler light-duty trucks 2 (LDT2) and medium-duty vehicles equipped with on-board diagnostic II (OBD-II) systems and multiple catalytic converter systems (2 or 3 units) as specified in Appendix D-353-57 and incorporated herein. Series 61000 TWC will be used as front catalytic converter(s) (1 unit or 2 units) and Series 45000 TWC as rear catalytic converter (1 unit) for multiple catalytic converter applications. These catalytic converters may be sold as universal or direct fit system.

WHEREAS, pursuant to the authority vested in the Executive Officer by Health and Safety Code Section 39515 and in the Chief, Mobile Source Operations Division by Health and Safety Code Section 39516 and Executive Order G-02-003, the Air Resources Board finds that the above aftermarket catalytic converters comply with the California Vehicle Code Sections 27156 and 38395 and Title 13, California Code of Regulations, Section 2222(h). Emission performance of the catalytic converters was based on durability bench-aging by Umicore Automotive Catalysts using the Air Resources Board-modified RAT-A bench-aging cycle for 100 hours as specified in Appendix A to the "California Evaluation Procedures for New Aftermarket Catalytic Converters" as adopted on October 25, 2007.

WHEREAS, previous emissions and OBD II compatibility tests conducted by Miller Catalyzer Corporation using a vehicle of weight classification and exhaust configuration similar to those listed in Appendix D-353-57 and certified to Low Emission Vehicle (LEV) standards resulted in the issuance of Executive Orders D-353-16, it was determined that the installation of Series 45000 and 61000 on the vehicles listed in Appendix D-353-57 meets the requirements of California regulation for aftermarket catalytic converters.

THEREFORE, IT IS HEREBY RESOLVED that Miller Catalyzer Corporation's Series 45000 and 61000 TWCs are exempted from the prohibitions in Vehicle Code Sections 27156 and 38391 for installation on the approved vehicle applications specified in Appendix D-353-57 subject to the following conditions:

1. No changes are permitted to the catalytic converters as described in the application for exemption. Any changes to the catalytic converters or any of their components, and other factors addressed in this order must be evaluated and approved by the Air Resources Board prior to marketing in California.
2. Marketing of the catalytic converters using identifications other than those shown in the exemption application, and in this Executive Order, or marketing of the catalytic converters for application other than the ones shown in this Executive Order shall be prohibited unless prior approval is obtained from the Air Resources Board. Exemption of these products shall not be construed as an exemption to sell, offer for sale, or advertise any components of the catalytic converters as individual devices.
3. Any oral or written references to this Executive Order or its content by Miller Catalyzer Corporation, its principals, agents, employees, distributors, dealers, or other representatives must include the disclaimer that the Executive Order or the exemption it provides is not an endorsement or approval of any emission reduction claims for the catalytic converters and is only a finding that the catalytic converters are exempt from the prohibitions of Vehicle Code Sections 27156 and 38391.
4. Miller Catalyzer Corporation's installation instructions for the new catalytic converters must conform to requirements in Section (h) of the "California Evaluation Procedures for New Aftermarket Catalytic Converters," as adopted October 25, 2007.
5. Installation of the catalytic converters shall not cause the relocation of an oxygen sensor. Oxygen sensors must be installed in the same location, position and orientation as prescribed in the original equipment manufacturer's configurations.
6. Upon installation, the catalytic converters must carry a manufacturer's warranty for five (5) years or 50,000 miles as prescribed in Section (f)(2) of the "California Evaluation Procedures for New Aftermarket Catalytic Converters," as adopted October 25, 2007.
7. Miller Catalyzer Corporation and its vendors may not advertise the new aftermarket catalytic converters as "high flow or easy flow" catalytic converters or use any phrase that could make them appear to perform better than the original equipment manufacturer (OEM) catalytic converters.
8. Any marketing arrangement of the new aftermarket catalytic converter by a third party, which involves the use of packaging identification different from the ones described in this Executive Order, must be approved by the Air Resources Board prior to shipment.
9. Miller Catalyzer Corporation, its associates, vendors, other businesses and individuals associated with Miller Catalyzer Corporation may not sell or supply new aftermarket catalytic converter substrates to a third party to be assembled in a

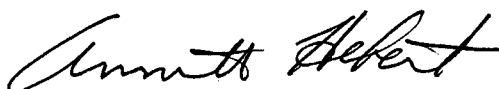
different facility and marketed under this Executive Order without approval from the Air Resources Board.

10. Miller Catalyzer Corporation shall comply with the quality control procedures and reporting requirements in Section (f)(5) of the "California Evaluation Procedures for New Aftermarket Catalytic Converters," as adopted October 25, 2007.
11. Quality control reports must be submitted on a quarterly basis and warranty information reports on a semi-annual basis, starting with periods covering January 1 through March 31, 2009 and January 1 through June 30, 2009, respectively.
12. Miller Catalyzer Corporation must provide a permanent label or stamp as specified under Section (f)(1) of the "California Evaluation Procedures for New Aftermarket Catalytic Converters," as adopted on October 25, 2007.
13. Miller Catalyzer Corporation's vehicle application catalog must conform with the requirements specified under Section (f)(4) of the "California Evaluation Procedures for New Aftermarket Catalytic Converters," as adopted on October 25, 2007.

Executive Order D-353-35 dated August 8, 2008, is hereby superseded and of no further force and effect.

Violation of any of the above conditions shall be grounds for revocation of this order. The order may be revoked only after a 30-day written notice of intention to revoke it, during which period the holder of the order may request in writing a hearing to contest the proposed revocation. If a hearing is requested, it shall be held within 30 days of receipt of the request, and the order may not be revoked until a determination is made, after the hearing, that grounds for revocation exist.

Executed at El Monte, California, this 17 day of December 2008.



Annette Hebert, Chief
Mobile Source Operations Division

APPENDIX D-353-57

Miller Catalyst Corporation, Catalytic Converter Series 61000/45000, For Chrysler LDT2 and MDV													
No.	Model Year	Vehicle Model	Engine Size	EngineFamily (Test Group)	Certification Level	Weight Class	Exhaust Type	Total Converters	Converter Type	Monitored	Universal	Direct Fit	
1	1997	Jeep Grand Cherokee 2WD/4WD, Cherokee 4WD	4.0L	VCR242228G2JK	TLEV	LDT2	S	2	WUOC, TWC				
2	1998	Jeep Wrangler 4WD, Cherokee 4WD, Grand Cherokee 2WD/4WD		WCRXT0242220									
3	1999	Jeep Wrangler 4WD, Cherokee 4WD, Grand Cherokee 2WD/4WD		XCRXT0242220									
4		Grand Cherokee, 2WD/4WD	XCRXT0287231	LEV	MDV2	Y	3	2WUOC, TWC	2	61212 /45212	TBD		
5	RAM 1500 Pickup 2WD/4WD	YCRXA0360H31	MDV3										
6	RAM 1500/2500/3500 Pickup 2WD/4WD, Cab Chassis 2500/3500 4WD	YCRXA0360J31	LDT2										
7	2000	Cherokee 4WD, Grand Cherokee 2WD/4WD, Wrangler	YCRXT0242230		MDV2								
8		Grand Cherokee, 2WD/4WD	YCRXT0287231		MDV3								
9		Dakota Pickup 2WD/4WD	YCRXT0287232		MDV4								
10		RAM 1500 Pickup 2WD/4WD	5.2L	1CRXA0318H31	LDT2								
11		RAM 1500 Pickup 2WD/4WD	5.2L /5.9L										
		RAM 1500 Pickup 2WD/4WD	5.2L	1CRXA0360J38									
12		RAM 2500 Pickup 2WD/4WD, RAM 3500 Pickup 2WD4WD, RAM 2500 Cab Chassis 4WD	5.9L	1CRXA0360J38									
13		RAM 3500 Pickup 2WD/4WD, RAM 3500 Cab Chassis 4WD		1CRXA0360K38									
14	2001	Dakota Pickup 2WD/4WD, Dakota Quad Cab Pickup 2WD/4WD	3.9L	1CRXT03.92D1	Tier 1	LDT2							
15		Dakota Quad Cab Pickup 2WD/4WD		1CRXT03.95B5									MDV2
16		Cherokee Classic 4WD, Cherokee Limited 4WD, Cherokee SE 4WD, Cherokee Sport 4WD, Wrangler Sahara 4WD, Wrangler Port 4WD		1CRXT04.02D0									
17		Grand Cherokee Laredo 4WD, Grand Cherokee Limited 2WD/4WD	4.7L	1CRXT04.72D1	LEV	LDT2							
18	Dakota Pickup 2WD/4WD, Dakota Quad Cab Pickup 2WD/4WD	1CRXT04.72D2											
19	Dakota Quad Cab Pickup 2WD/4WD	1CRXT04.75B5		Tier 1									MDV2
20		Dakota Pickup 2WD, Dakota Quad Cab Pickup 2WD/4WD	5.9L	1CRXT05.92D1	LEV	LDT2							
21		Dakota Quad Cab Pickup 2WD/4WD		1CRXT05.95B5									Tier 1
22	2002	Jeep Liberty Sport 2WD/4WD	2.4L	2CRXT02.42D5	LEV	LDT2	S	2	TWC(2)	2			

Miller Catalyzer Corporation, Catalytic Converter Series 61000/45000, For Chrysler LDT2 and MDV												
No.	Model Year	Vehicle Model	Engine Size	Engine Family (Test Group)	Certification Level	Weight Class	Exhaust Type	Total Converters	Converter Type	Monitored	Universal	Direct Fit
23	2002	Jeep Liberty 2WD/4WD	3.7L	2CRXT03.72D0	LEV	LDT2	Y	3	2WUOC, TWC	2	61212 /45212	TBD
24		Dakota Pickup 2WD/4WD	3.9L	2CRXT03.92D0								
25		Jeep Grand Cherokee 2WD/4WD, Jeep Wrangler 4WD	4.0L	2CRXT04.02D2								
26		Dakota Pickup 2WD/4WD	4.7L	2CRXT04.72D1								
27		Jeep Grand Cherokee		2CRXT04.73D0								
28		Dakota Pickup 2WD	5.9L	2CRXT05.92D0								
29		Jeep Liberty 2WD/4WD	2.4L	3CRXT02.43D0								
30	2003	Dakota Pickup	3.9L	3CRXT03.92D0	Tier 1	MDV2	Y	3	2WUOC, TWC	2	61212 /45212	TBD
31		Jeep Wrangler	4.0L	3CRXT04.02D2								
32		Grand Cherokee		3CRXT04.72D0								
33		Dakota Pickup	4.7L	3CRXT04.72D1								
34		Dakota Pickup, Durango		3CRXT04.75B0								
35		Dakota Pickup	5.9L	3CRXT05.92D0								
36		RAM 2500/3500 Pickup	8.0L	3CRXT08.06B1								