

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER D-628-3

Relating to Exemptions Under Section 27156
of the California Vehicle Code

F-SPORT

F-Sport Performance Air Intake, Part Numbers PTR03-30090 and PTR03-30100

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 Section 39515 and Section 39516 of the Health and Safety Code and Executive Order G-02-003;

IT IS ORDERED AND RESOLVED: That the installation of the F-Sport Performance Air Intake, manufactured by Toyota Racing Development and marketed by F-Sport, 19001 South Western Avenue, Torrance, California 90501, has been found not to reduce the effectiveness of the applicable vehicle pollution control systems and, therefore, is exempt from the prohibitions of Section 27156 of the Vehicle Code for all 2006 through 2010 model year Lexus IS250 and IS350 passenger cars and all 2007 through 2010 model year Lexus GS350 passenger cars, equipped with either a 2.5L or 3.5L engine.

The F-Sport Performance Air Intake includes an air intake tube from the stock air filter housing lid to the stock throttle body and a high flow air filter element. The stock mass air flow sensor is attached to the stock air filter lid and is not modified during installation.

This Executive Order is valid provided that the installation instructions for the F-Sport Performance Air Intake 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 F-Sport Performance Air Intake, as exempt by the Air Resources Board, which adversely affect the performance of the vehicle's pollution control system shall invalidate this Executive Order.

This Executive Order shall not apply to any F-Sport Performance Air Intake advertised, offered for sale, sold with, or installed on a new motor vehicle prior to or concurrent with transfer to an ultimate purchaser.

Marketing of the F-Sport Performance Air Intake using any identification other than that shown in this Executive Order or marketing of the F-Sport Performance Air Intake for an application other than those listed in this Executive Order shall be prohibited unless prior approval is obtained from the Air Resources Board.

This Executive Order does not constitute any opinion as to the effect the use of the F-Sport Performance Air Intake may have on any warranty either expressed or implied by the vehicle manufacturer.

This Executive Order is granted based on previously submitted emission test data from Toyota Racing Development (D-425-21) on a 2008 model year Toyota xB with a 2.4 liter engine (8TYXV02.4BEB, LEV II ULEV). The emission test results with the TRD Cold Air Intake installed were below the applicable certification emission standards. Examination of the OBD II system, showed no effect on the vehicles' OBD II system operation. The same emission and OBD II test results would be expected with the F-Sport Performance Air Intake installed on the requested vehicles.

The Air Resources Board reserves the right in the future to review this Executive Order and the exemption provided herein to assure that the exempted add-on or modified part continues to meet the standards and procedures of Title 13, California Code of Regulations, Section 2222, et seq.

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 F-SPORT PERFORMANCE AIR INTAKE.

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.

Violation of any of the above conditions shall be grounds for revocation of this order. The order may be revoked only after a ten-day written notice of intention to revoke the order, in 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 ten 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 8th day of December 2009.


Annette Hebert, Chief
Mobile Source Operations Division