

EXECUTIVE ORDER D-660-225

Relating to Exemptions Under Section 27156 of the California Vehicle Code

Cobb Tuning Subaru Stage 1 Calibrations

Pursuant to the authority vested in the California 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-19-095;

IT IS ORDERED AND RESOLVED: That installation of the Subaru Stage 1 Calibrations, manufactured and marketed by Cobb Tuning, 2311 West Rundberg Lane, Suite 500, Austin, Texas 78758, 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 the vehicle applications listed in Exhibit A.

The Subaru Stage 1 Calibrations is an Engine Control Unit (ECU) reflash to optimize performance using multiple octane fuels. The Stage1 Calibrations is delivered to the Engine Control Module (ECM) using the Cobb Tuning Accessport programmer. The user can select to install one of the up to seven different calibrations preloaded in the Accessport programmer: Stage0, Stage1 87+, Stage1 91, Stage1 93, Stage1 Economy Mode, Stage1 Valet Mode, and Vehicle Anti-Theft Mode. User can enable launch control and flat foot shift. User adjustment is provided to adjust Idle revolutions per minute (rpm).

This Executive Order is valid provided that the installation instructions for the Subaru Stage 1 Calibrations will not recommend tuning the vehicle to specifications different from those specified by Cobb Tuning.

Changes made to the design or operating conditions of the Subaru Stage 1 Calibrations, as exempted by the California Air Resources Board, that adversely affect the performance of the vehicle's emission control system shall invalidate this Executive Order.

This Executive Order shall not apply to any Subaru Stage 1 Calibrations 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 Subaru Stage 1 Calibrations using any identification other than those shown in this Executive Order or marketing of the Subaru Stage 1 Calibrations for an application other than those listed in this Executive Order shall be prohibited unless prior approval is obtained from the California Air Resources Board.

This Executive Order does not constitute any opinion as to the effect the use of the Subaru Stage 1 Calibrations may have on any warranty, either expressed or implied by the vehicle manufacturer; or compliance with any other state, federal, or local law, such as safety equipment requirements or noise limitations.

Exemption of the Subaru Stage 1 Calibrations shall not be construed as an exemption to sell, offer for sale, or advertise any component of the assembly as individual devices.

This Executive Order is granted based on information submitted by Cobb Tuning.

The California Air Resources Board reserves the right in the future to review this Executive Order and the exemption provided herein to ensure 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. Further, if test results or other evidence provides the California Air Resources Board with reason to suspect that the Subaru Stage 1 Calibrations will affect the durability of emission control systems, Cobb Tuning shall be required to submit durability data to show that the durability of vehicle emission control systems are not, in fact, affected and/or that the add-on or modified part demonstrates adequate durability.

THIS EXECUTIVE ORDER DOES NOT CONSTITUTE A CERTIFICATION, ACCREDITATION, APPROVAL, OR ANY OTHER TYPE OF ENDORSEMENT BY THE CALIFORNIA AIR RESOURCES BOARD OF ANY CLAIMS OF THE COBB TUNING CONCERNING ANTI-POLLUTION BENEFITS OR ANY ALLEGED BENEFITS OF THE SUBARU STAGE 1 CALIBRATIONS.

No claim of any kind, such as "Approved by the California 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 on this <u>15th</u> day of November 2024.

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Robin U. Lang, Chief Emissions Certification and Compliance Division

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| Accessport Part Number | Model Year | Make | Model | Engine Size | Engine Calibration Names |
|---------------------------|---------------|--------|-------|----------------|---|
| AP3-SUB-006 | 2022-2024 | Subaru | WRX | 2.4L | Stage0, Stage1 87+, Stage1 91, Stage1 93, Stage1 Economy Mode, Stage1 Valet Mode, Vehicle Anti-Theft Mode |