CALIFORNIA
AIR RESOURCES BOARD

EXECUTIVE ORDER D-759-9

Relating to Exemptions under
Section 27156 of the Vehicle Code

Mishimoto Automotive
Performance Air Intake Kits

Pursuant to the authority vested in the California Air Resources Board (CARB) 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-19-095;

IT IS ORDERED AND RESOLVED: That the installation of the Performance Air Intake Kits, produced and marketed by Mishimoto Automotive, 7 Boulden Circle, New Castle, Delaware 19720, has been found not to reduce the effectiveness of the applicable vehicle pollution control systems, and therefore, is exempt from the prohibitions in Section 27156 of the Vehicle Code for installation on those vehicles listed in the table below.

Part Number	Make	Model	Engine	Model Year
MMAI-JLH-18S Oiled Filter MMAI-JLH-18SDW Dry Filter	Jeep	Wrangler	2.0 L TC	2019 - 2020
MMAI-JLH-18S Oiled Filter MMAI-JLH-18SDW Dry Filter	Jeep	Wrangler Hybrid	2.0 L TC	2018 – 2020
MMAI-JLP18S Oiled Filter MMAI-JLP18SDW Dry Filter	Jeep	Wrangler	3.6 L NA	2018 – 2020
MMAI-JLP-18S Oiled Filter MMAI-JLP-18SDW Dry Filter	Jeep	Gladiator Pickup	3.6 L NA	2020

The Performance Air Intake Kits include the following main components: high-flow air filter, filter enclosure or lid, intake system tubing, crankcase ventilation hose (as applicable), evaporative hose and adapter, assorted brackets, and hardware.

This Executive Order is valid provided that installation instructions for the Performance Air Intake Kits do not recommend tuning the vehicles to specifications different from those of the vehicle manufacturer.

Changes made to the design or operating conditions of the Performance Air Intake Kits, as exempt by CARB, which adversely affect the performance of the vehicle's emission control system, shall invalidate this Executive Order.

Marketing of the Performance Air Intake Kits using any identification other than that shown in this Executive Order or for an application other than those listed in this Executive Order shall be prohibited unless prior approval is obtained from CARB. Exemption of the Performance Air Intake Kits shall not be construed as an exemption to sell, offer for sale, or advertise any component of the system as an individual device.

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

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

This Executive Order is granted based on previously submitted test data provided by Mishimoto Automotive for similar air intake systems. This test data was based on Cold-Start CVS-75 Federal Test Procedure (FTP) tests, Supplemental Federal Test Procedure US06 tests, and On-Board Diagnostic II System tests conducted by Mishimoto Automotive with its Performance Air Intake Kits (Executive Order D-759-8).

CARB 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 California Code of Regulations, Title 13, Section 2222, et seq. Further, if test results or other evidence provides CARB with reason to suspect that the Performance Air Intake Kits will affect the durability of emission control systems, Mishimoto Automotive 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 parts demonstrate adequate durability.

THIS EXECUTIVE ORDER DOES NOT CONSTITUTE A CERTIFICATION, ACCREDITATION, APPROVAL, OR ANY OTHER TYPE OF ENDORSEMENT BY CARB OF ANY CLAIMS OF THE APPLICANT CONCERNING ANTI-POLLUTION BENEFITS OR ANY ALLEGED BENEFITS OF THE MISHIMOTO AUTOMOTIVE PERFORMANCE AIR INTAKE KITS.

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 Executive Order. The Executive Order may be revoked only after a ten day written notice of intention to revoke the Executive Order, in which period the holder of the Executive 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 Executive Order may not be revoked until a determination is made after the hearing that grounds for revocation exist.

Executed at El Monte, California, this 4th day of February 2020.

Allen Lyons, Chief
Emissions Certification and Compliance Division