CALIFORNIA
AIR RESOURCES BOARD

EXECUTIVE ORDER D-803-8

Relating to Exemptions under
Section 27156 of the Vehicle Code

TMG Performance
Volant Vortice Throttle Body Spacer

Pursuant to the authority vested in the California Air Resources Board by Vehicle Code (VC) Section 27156; and

Pursuant to the authority vested in the undersigned by Health and Safety Code Sections 39515 and 39516 and Executive Order G-19-095;

IT IS ORDERED AND RESOLVED: That installation of the Volant Vortice Throttle Body Spacer, manufactured by TMG Performance, LLC (TMG) of 140 Blaze Industrial Parkway, Berea, Ohio 44017, has been found not to reduce the effectiveness of the applicable vehicle pollution control system, and therefore, the Volant Vortice Throttle Body Spacers are exempt from the prohibitions in VC Section 27156 for installation on the vehicles listed in Attachment A.

The Volant Vortice Throttle Body Spacer includes the spacer and assorted mounting hardware and gaskets.

This Executive Order is based on Cold-Start Federal Test Procedure test, Supplemental Federal Test Procedure test, and On-Board Diagnostic II System test conducted by TMG with the Volant Vortice Throttle Body Spacer.

If evidence provides the California Air Resources Board with reasons to suspect that the Volant Vortice Throttle Body Spacer will affect the durability of the emission control system, TMG shall be required to submit durability data to show that the durability of the vehicle emission control system is not, in fact, affected and/or that the add-on or modified parts demonstrate adequate durability.

Exemption of the Volant Vortice Throttle Body Spacer shall not be construed as an exemption to sell, offer for sale, or advertise any component of the system as individual devices.

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

Changes made to the design or operating conditions of the Volant Vortice Throttle Body Spacer, as exempted by the California Air Resources Board, that adversely affect the performance of the vehicle's pollution control system shall invalidate this Executive Order.

Marketing of the Volant Vortice Throttle Body Spacer using an 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 the California Air Resources Board.

In addition to the foregoing, the California 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 any opinion as to the effect the use of the Volant Vortice Throttle Body Spacer may have on any warranty either expressed or implied by the vehicle manufacturer.

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.

THIS EXECUTIVE ORDER DOES NOT CONSTITUTE A CERTIFICATION, ACCREDITATION, APPROVAL, OR ANY OTHER TYPE OF ENDORSEMENT BY THE CALIFORNIA AIR RESOURCES BOARD OF CLAIMS OF THE APPLICANT CONCERNING ANTI-POLLUTION BENEFITS OR ANY ALLEGED BENEFITS OF TMG'S VOLANT VORTICE THROTTLE BODY SPACER.

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 a hearing that grounds for revocation exist.

Executed on this 10th day of September 2020.

for Allen Lyons, Chief
Emissions Certification and Compliance Division

TMG PERFORMANCE
VOLANT VORTICE THROTTLE BODY SPACER – D-803-8

Attachment A

Part Number	Model-Year	Model	Engine
728857	2008-2011	Lexus GS 460	4.6L
728857	2010-2020	Lexus GX 460	4.6L
728857	2007-2017	Lexus LS 460/LS 460L	4.6L
728857	2008-2020	Lexus LX 570	5.7L
728857	2008-2020	Toyota Land Cruiser	5.7L
728857	2010-2012	Toyota Sequoia	4.6L
728857	2008-2020	Toyota Sequoia	5.7L
728857	2010-2019	Toyota Tundra	4.6L
728857	2007-2020	Toyota Tundra	5.7L
728640	2005-2009	Toyota 4Runner	4.0L
728640	2007-2009	Toyota FJ Cruiser	4.0L
728640	2005-2015	Toyota Tacoma	4.0L