

State of California  
AIR RESOURCES BOARD

EXECUTIVE ORDER D-161-39  
Relating to Exemptions Under Section 27156  
of the Vehicle Code

GALE BANKS ENGINEERING  
ADD-ON AIR-TO-AIR INTERCOOLER KIT

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 Sections 39515 and 39516 of the Health and Safety Code and Executive Order G-45-5;

IT IS ORDERED AND RESOLVED: That the installation of the add-on air-to-air intercooler kit, manufactured by Gale Banks Engineering of 546 Duggan Avenue, Azusa, California, 91702, has been found not to reduce the effectiveness of the applicable vehicle pollution control system and, therefore, is exempt from the prohibitions of Section 27156 of the Vehicle Code for installation on 1989-1994 model-year Dodge vehicles powered by a 5.9 liter Cummins 6BT heavy-duty diesel engine.

This Executive Order is valid provided that installation instructions for this device will not recommend tuning the vehicle to specifications different from those submitted by Gale Banks Engineering

Changes made to the design or operating conditions of the device, as exempt by the Air Resources Board, which adversely affect the performance of a vehicle's pollution control system shall invalidate this Executive Order.

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

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

THIS EXECUTIVE ORDER DOES NOT CONSTITUTE A CERTIFICATION, ACCREDITATION, APPROVAL, OR ANY OTHER TYPE OF ENDORSEMENT BY THE AIR RESOURCES BOARD OF CLAIMS OF THE APPLICANT CONCERNING ANTI-POLLUTION BENEFITS OR ANY ALLEGED BENEFITS OF GALE BANKS ENGINEERING'S ADD-ON AIR-TO-AIR INTERCOOLER KIT.

Violation of any of the above conditions shall be grounds for revocation of this order. The order may be revoked only after 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

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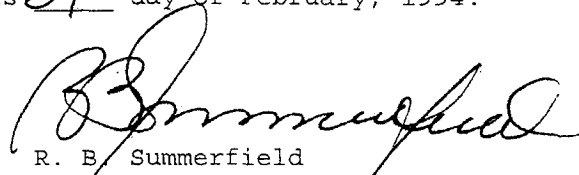
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order may not be revoked until a determination after hearing that grounds for revocation exist.

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.

Executive Order D-161-37, dated August 10, 1993, is superseded and of no further force and effect.

Executed at El Monte, California, this 24<sup>th</sup> day of February, 1994.



R. E. Summerfield  
Assistant Division Chief  
Mobile Source Division