

State of California  
AIR RESOURCES BOARD

EXECUTIVE ORDER D-176-43

Relating to Exemptions Under Section 27156  
of the California Vehicle Code

Dinan Corporation  
High Flow Cold Air Intake System

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-14-012;

IT IS ORDERED AND RESOLVED: That the installation of the High Flow Cold Air Intake System, produced and marketed by Dinan Corporation of 865 Jarvis Drive, Morgan Hill, California 95037, 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 following 2006 to 2013 model year BMW vehicles.

<u>Part No.</u>	<u>Engine Displacement</u>	<u>Model Year</u>	<u>Model</u>
D760-0020	5.0L	2006 to 2010	M5
D760-0021	5.0L	2006 to 2010	M6 and M6 Convertible
D760-9000*	3.0L	2006	325i, 325xi, 330i, 330xi
D760-9000*	3.0L	2007 to 2011	328i/328xi (sedan/wagon)
D760-9001*	3.0L	2007 to 2013	328i/328xi (coupe)

**\*Excluding the following engine test groups certified to Low Emission Vehicle II Super Ultra Low Emission Vehicle emission standard: 7BMXV03.0N51, 8BMXV03.0N51, 9BMXV03.0N51, ABMXV03.051R, BBMXV03.051R, CBMXV03.051R, and DBMXV03.051R.**

The High Flow Cold Air Intake System is a modification made to the stock air filter housing bottom (dirty air side). A hole is cut and tubing is attached to capture cold air from the bottom of the vehicle. No changes are made to the stock air flow meter or housing lid.

This Executive Order is valid provided that the installation instructions for the High Flow Cold Air Intake System will not recommend tuning the vehicle to specifications different from those of the vehicle manufacturer.

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

Marketing of the High Flow Cold Air Intake System using any identification other than that shown in this Executive Order or marketing of the High Flow Cold Air Intake System 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 High Flow Cold Air Intake System units may have on any warranty either expressed or implied by the vehicle manufacturer.

This Executive Order is granted based on a prior Executive Order for Dinan Corporation (D-176-32) which exempted the High Flow Cold Air Intake System on BMW vehicles certified to the Low Emission Vehicle II Ultra Low Emission Vehicle (LEV II ULEV) emission standards. Similar effect on vehicle emissions is expected with the installation of the High Flow Cold Air Intake on vehicles listed in this Executive Order.

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 DINAN CORPORATION'S HIGH FLOW COLD AIR INTAKE SYSTEM.

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 18 day of February 2015.



Annette Hebert, Chief  
Emissions Compliance, Automotive Regulations and Science Division