

Superseded by D-188-5

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER D-188-4
Relating to Exemptions Under Section 27156
of the Vehicle Code

TRI-D INDUSTRIES, INC.
"THREE-WAY PLUS OXIDATION CATALYTIC CONVERTER"

WHEREAS, Vehicle Code Sections 27156 and 38391, and Title 13, California Code of Regulations (hereafter "CCR") Section 2222(h), authorize the California Air Resources Board (ARB) and its Executive Officer to exempt new aftermarket catalytic converter from the prohibitions of Vehicle Code Section 27156.

WHEREAS, Tri-D Industries, Inc. (Tri-D) of 820 East Fifth Street, Port Clinton, Ohio 43452, has applied to the ARB for exemption from the prohibitions in Vehicle Code Sections 27156 to market their aftermarket three-way plus oxidation catalytic converter (TWC + OC) for the following application:

<u>Type</u>	<u>Use</u>	<u>Series No.</u>	<u>Max. Eng. Size</u>	<u>Max. Test Veh. Wt.</u>
TWC + OC	TWC	TD4100 (Round) TD7100 (Oval)	3.8L (232 CID)	4,250 lbs.

Charlie Brown Catalytic Converter Company of 6704 East Upper Road, Somerville, Alabama 35670, will also can and market the catalyst using part number series BC RR3000 and BC 3000 for the round and oval configurations respectively, under contract with Tri-D Industries, Inc.

WHEREAS, pursuant to the authority vested in the Executive Officer by Health and Safety Code Section 39515 and in the Chief, Mobile Source Division by Health and Safety Code Section 39516 and Executive Order G-45-9, the ARB finds that the above aftermarket catalytic converter complies with the California Vehicle Code Section 27156 and Title 13, California Code of Regulations, Section 2222(h). Emission performance of the catalytic converter was based on durability bench-aging using AlliedSignal Environmental Catalysts' bench-aging procedure ARL-102 in lieu of mileage accumulation of 25,000 miles using the AMA durability driving schedule (Reference Appendix IV, Title 40, part 86, Code of Federal Regulations (June 28, 1977)).

IT IS HEREBY RESOLVED that the above catalytic converter is exempt from the prohibitions in Vehicle Code Section 27156 for installation on the approved application vehicles subject to the following conditions:

1. No changes are permitted to the catalytic converter as described in the application for exemption. Any changes to the catalytic converter or any of its components, and other factors addressed in this order must be evaluated and approved by the ARB prior to marketing in California.

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2. Marketing of the catalytic converter using identifications other than those shown in the exemption application, and in this Executive Order, or marketing of the catalytic converter for application other than the ones shown in this Executive Order shall be prohibited unless prior approval is obtained from the ARB. Exemption of this product shall not be construed as an exemption to sell, offer for sale, or advertise any components of the catalytic converter as individual devices.
3. Any oral or written references to this Executive Order or its content by Tri-D Industries, Inc., its principals, agents, employees, distributors, dealers, or other representatives must include the disclaimer that the Executive Order or the exemption it provides is not an endorsement or approval of any emissions reduction claims for the catalytic converter and is only a finding that the catalytic converter is exempt from the prohibitions of Vehicle Code Section 27156.
4. Tri-D Industries, Inc. installation instructions for the new catalytic converter must conform to requirements in Paragraphs I and IX of California Evaluation Procedures for New Aftermarket Non-Original Equipment Catalytic Converters.
5. Upon installation, the catalytic converter must carry a manufacturer's warranty for 25,000 miles on the substrates and 50,000 miles or five years on the shell and end pipes.

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 it, during 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 25th day of March 1997.


R.B. Summerfield, Chief
Mobile Source Operations Division