

**State of California
AIR RESOURCES BOARD**

EXECUTIVE ORDER D-353-58

Relating to Exemptions under Section 27156 and 38391
of the Vehicle Code

Miller Catalyzer Corporation
"Series 60000 Three-way Catalytic Converters"

WHEREAS, Vehicle Code Sections 27156 and 38395, and Title 13, California Code of Regulations (hereafter "CCR") Section 2222(h), authorize the California Air Resources Board and its Executive Officer to exempt new aftermarket catalytic converters from the prohibitions of Vehicle Code Section 27156 and 38391.

WHEREAS, Miller Catalyzer Corporation of 3295 Depot Road, Hayward, California 94545, has applied to the Air Resources Board for exemption from the prohibitions in Vehicle Code Sections 27156 and 38391 to market its new aftermarket Series 60000 three-way catalytic converters (TWC) on selected 1995 through 2004 model year Ford passenger cars and light-duty trucks 1 equipped with on-board diagnostic II (OBD-II) systems as specified in Appendix D-353-58 and incorporated herein. Series 60000 TWC will be used for single or multiple catalytic converter systems.

WHEREAS, pursuant to the authority vested in the Executive Officer by Health and Safety Code Section 39515 and in the Chief, Mobile Source Operations Division by Health and Safety Code Section 39516 and Executive Order G-02-003, the Air Resources Board finds that the above aftermarket catalytic converters comply with the California Vehicle Code Sections 27156 and 38395 and Title 13, California Code of Regulations, Section 2222(h). Emission performance of the catalytic converter was based on durability bench-aging by Umicore Automotive Catalysts using the Air Resources Board-modified RAT-A bench-aging cycle for 75 hours as specified in Appendix A to the "California Evaluation Procedures for New Aftermarket Catalytic Converters" as adopted on October 25, 2007.

WHEREAS, previous emissions and OBD II compatibility tests conducted by Miller Catalyzer Corporation using a vehicle of weight classification and exhaust configuration similar to those listed in Appendix D-353-58 and certified to Low Emission Vehicle (LEV) standards resulted in the issuance of Executive Orders D-353-24, it was determined that the installation of Series 60000 on the vehicles listed in Appendix D-353-58 meets the requirements of California regulation for aftermarket catalytic converters.

THEREFORE, IT IS HEREBY RESOLVED that Miller Catalyzer Corporation's 60000 TWCs are exempted from the prohibitions in Vehicle Code Sections 27156 and 38391 for installation on the approved vehicle applications specified in Appendix D-353-58 subject to the following conditions:


1. No changes are permitted to the catalytic converters as described in the application for exemption. Any changes to the catalytic converters or any of their components, and other factors addressed in this order must be evaluated and approved by the Air Resources Board prior to marketing in California.
2. Marketing of the catalytic converters using identifications other than those shown in the exemption application, and in this Executive Order, or marketing of the catalytic converters for application other than the ones shown in this Executive Order shall be prohibited unless prior approval is obtained from the Air Resources Board. Exemption of these products shall not be construed as an exemption to sell, offer for sale, or advertise any components of the catalytic converters as individual devices.
3. Any oral or written references to this Executive Order or its content by Miller Catalyzer Corporation, 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 emission reduction claims for the catalytic converters and is only a finding that the catalytic converters are exempt from the prohibitions of Vehicle Code Sections 27156 and 38391.
4. Miller Catalyzer Corporation's installation instructions for the new catalytic converters must conform to requirements in Section (h) of the "California Evaluation Procedures for New Aftermarket Catalytic Converters," as adopted October 25, 2007.
5. Installation of the catalytic converters shall not cause the relocation of an oxygen sensor. Oxygen sensors must be installed in the same location, position and orientation as prescribed in the original equipment manufacturer's configurations.
6. Upon installation, the catalytic converters must carry a manufacturer's warranty for five (5) years or 50,000 miles as prescribed in Section (f)(2) of the "California Evaluation Procedures for New Aftermarket Catalytic Converters," as adopted October 25, 2007.
7. Miller Catalyzer Corporation and its vendors may not advertise the new aftermarket catalytic converters as "high flow or easy flow" catalytic converters or use any phrase that could make them appear to perform better than the original equipment manufacturer (OEM) catalytic converters.
8. Any marketing arrangement of the new aftermarket catalytic converter by a third party, which involves the use of packaging identification different from the ones described in this Executive Order, must be approved by the Air Resources Board prior to shipment.
9. Miller Catalyzer Corporation, its associates, vendors, other businesses and individuals associated with Miller Catalyzer Corporation may not sell or supply new aftermarket catalytic converter substrates to a third party to be assembled in a different facility and marketed under this Executive Order without approval from the Air Resources Board.

10. Miller Catalyzer Corporation shall comply with the quality control procedures and reporting requirements in Section (f)(5) of the "California Evaluation Procedures for New Aftermarket Catalytic Converters," as adopted October 25, 2007.
11. Quality control reports must be submitted on a quarterly basis and warranty information reports on a semi-annual basis, starting with periods covering January 1 through March 31, 2009 and January 1 through June 30, 2009, respectively.
12. Miller Catalyzer Corporation must provide a permanent label or stamp as specified under Section (f)(1) of the "California Evaluation Procedures for New Aftermarket Catalytic Converters," as adopted on October 25, 2007.
13. Miller Catalyzer Corporation's vehicle application catalog must conform with the requirements specified under Section (f)(4) of the "California Evaluation Procedures for New Aftermarket Catalytic Converters," as adopted on October 25, 2007.

Executive Order D-353-36 dated August 8, 2008, is hereby superseded and of no further force and effect.

Violation of any of the above conditions shall be grounds for revocation of this order. The order may be revoked only after a 30-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 30 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 16th day of December 2008.


Annette Hebert, Chief
Mobile Source Operations Division

APPENDIX D-353-58

Miller Catalyzer Corporation, Catalytic Converter Series 60000, For Ford Passenger Cars and LDT1 Trucks																		
No.	Model Year	Vehicle Model	Engine Size	Engine Family (Test Group)	Certification Level	Weight Class	Exhaust Type	Total Converters	Converter Type	Monitored	Universal	Direct Fit						
1	1995	Mazda B2300 2WD/4WD, Ford Ranger 2WD/4WD	2.3L	SFM2.318G1EK	Tier 1	LDT1		1	TWC	1	60212	TBD						
2		Mazda B3000 2WD, Ranger 2WD	3.0L	SFM3.018G1EK				2	TWC(2)	2	N/A	60925						
3		Ranger 2WD, Mazda B4000 2WD	4.0L	SFM4.018G1EK				1	TWC	1	60212	TBD						
4	1996	Aspire (3 Door, 5 Door)	1.3L	TFM1.3V8G1EK		PC	S	1	TWC	1	N/A		TBD					
5		Escort, Tracer	1.8L	TFM1.8VJG1EK							60212							
6		Escort, Tracer	1.9L	TFM1.9V8GKEK		LDT1		2	TWC(2)	2	60212	60925						
7		Contour, Mystique	2.0L	TFM2.0VJG1EK														
8		Mazda B2300 2WD/4WD, Ford Ranger 2WD/4WD	2.3L	TFM2.318G1EK		PC	D	2	2TWC	2	60212	TBD						
9		Mazda B3000 2WD, Ranger 2WD	3.0L	TFM3.018G1EK									LDT1		2	TWC(2)	2	60212
10	Taurus Sedan, Taurus Wagon, Sable Sedan, Sable Wagon	TFM3.0V8GKEK																
11	Taurus Sedan, Taurus Wagon, Sable Sedan, Sable Wagon	TFM3.0VJG1EK	LDT1			2	2TWC	2	60212	TBD								
12	Ranger 2WD, Mazda B4000 2WD	4.0L									TFM4.018G1EK							
13	1997	Aspire (3 Door, 5 Door)	1.3L	VFM1.3V8G1EK	TLEV	PC	S	1	TWC	1	60212	TBD						
14		Escort, Escort Wagon, Tracer, Tracer Wagon	2.0L	VFM2.0V8G2EK														
15		Escort, Escort Wagon, Tracer, Tracer Wagon		VFM2.0V8G3FK	Tier 1	LDT1		1	TWC	1	60212							
16		Contour, Mystique	VFM2.0VJG1EK															
17		Ranger 2WD, Mazda B2300 2WD	2.3L	VFM2.318G1EK	TLEV		2	2TWC	2	60212	TBD							
18		Ranger 2WD, Mazda B3000 2WD	3.0L	VFM3.018G1EK														
19		Taurus Sedan, Taurus Wagon, Sable Sedan, Sable Wagon		VFM3.0V8G2EK	Tier 1	PC	D	2	2TWC	2	60212	TBD						
20		Taurus Sedan		VFM3.0V8NKGK														
21	Taurus Sedan, Taurus Wagon, Sable Sedan, Sable Wagon	VFM3.0VJG1EK	LDT1		2	2TWC	2	60212	TBD									
22	Taurus Sedan, Taurus Wagon, Sable Sedan, Sable Wagon	VFM3.0V8G3EK																
23	Ranger 2WD, Mazda B4000 2WD	4.0L	VFM4.018G1EK	Tier 1	PC	S	1	TWC	1	N/A	TBD							
24	Contour, Mystique	2.0L	WFMXV02.0AFA															
25	Contour, Mystique		WFMXV02.0AGA	TLEV		1	TWC	1	60925									
26	Escort, Escort Wagon, Tracer, Tracer Wagon		WFMXV02.0ATA															
27	Escort		WFMXV02.0BTA															

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No.	Model Year	Vehicle Model	Engine Size	Engine Family (Test Group)	Certification Level	Weight Class	Exhaust Type	Total Converters	Converter Type	Monitored	Universal	Direct Fit
28	1998	Taurus Sedan	3.0L	WFMXV03.0AEA	Tier 1	PC	D	2	2TWC	2	60212	TBD
29		Taurus Sedan, Taurus Wagon, Sable Sedan, Sable Wagon		WFMXV03.0CAA	LEV							
30		Taurus Sedan, Taurus Wagon, Sable Sedan, Sable Wagon		WFMXV03.0PAA	Tier 1							
31	1999	Contour, Mystique	2.0L	XFMXV02.0VDC	TLEV		S	1	TWC	1	N/A	
32		Escort ZX2		XFMXV02.0VDN	LEV							
33		Escort ZX2		XFMXV02.0VG5								
34		Escort, Escort Wagon, Tracer, Tracer Wagon		XFMXV02.0VGC								
35	1999	Taurus Sedan, Taurus Wagon, Sable Sedan, Sable Wagon	3.0L	XFMXV03.0VBZ	Tier 1		D	2	2TWC	2	60212	
36		Taurus Sedan, Taurus Wagon, Sable Sedan, Sable Wagon		XFMXV03.0VGC	LEV							
37	2000	Contour, Mystique	2.0L	YFMXV02.0VDC	TLEV		S	1	TWC	1	N/A	
38		Focus 4-door (2 Valve), Focus Wagon (2 Valve), Escort		YFMXV02.0VF2	LEV							
39		Focus 3-Door (4 Valve), Focus Wagon (4 Valve), Focus 4-Door (4 Valve)		YFMXV02.0VF3								
40		Escort ZX2		YFMXV02.0VF5	LEV							
41		Lincoln LS6 (manual)		YFMXV03.0VD2	TLEV							
42	Lincoln LS6	YFMXV03.0VF2	LEV									
43	Lincoln LS8	YFMXV03.9VF5										
44	2001	Cougar (manual transmission)	2.0L	1FMXV02.0VD5	TLEV		S	1	TWC	1	60212	
45		Lincoln LS6 (manual)	3.0L	1FMXV03.0VD2	LEV		D	2	2TWC	2		
46		Lincoln LS6 (auto)		1FMXV03.0VF2								
47		Lincoln LS8	3.9L	1FMXV03.9VF5								
48	2002	Cougar (manual transmission)	2.0L	2FMXV02.0VD5	TLEV		S	1	TWC	1	N/A	
49		Escort, Escort ZX2, Focus, Focus Wagon		2FMXV02.0VF3	LEV							
50		Focus SVT		2FMXV02.0VF4								
51	2002	Escort, Escort ZX2, Focus, Focus Wagon	3.0L	2FMXV02.0VF6	TLEV		D	2	2TWC	2	60212	
52		Lincoln LS6 (manual)		2FMXV03.0VD2								
53	Lincoln LS6 (auto)	2FMXV03.0VF2	LEV									
54	Lincoln LS8, Ford Thunderbird	3.9L		2FMXV03.9VF5								
55	2003	Escort ZX2	2.0L	3FMXV02.0VF3	LEV		S	1	TWC	1	N/A	
56		Lincoln LS6	3.0L	3FMXV03.0VF2								
57	2004	Lincoln LS8, Ford Thunderbird	3.9L	4FMXV03.91H5			D	2	2TWC	2	60212	