

State of California  
AIR RESOURCES BOARD

EXECUTIVE ORDER D-439-4

Relating to Exemptions Under Section 27156  
of the Vehicle Code

PaceSetter Marketing, Inc.  
PaceSetter Exhaust 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-02-003;

IT IS ORDERED AND RESOLVED: That the installation of the PaceSetter Exhaust System, manufactured and marketed by the PaceSetter Marketing, Inc., 2841 W. Clarendon Avenue, Phoenix, Arizona 85017 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 the vehicle applications listed.

<u>Part No.</u>	<u>Vehicle Application</u>
70-1211, 72C1211	1995-1999 Chrysler Neon, 2.0L DOHC
70-1215, 72C1215	1995-2002 Chrysler Neon, 2.0L SOHC, excluding ULEV models
70-1222, 72C1222	1989-1994 Mitsubishi Eclipse, Plymouth Laser, Eagle Talon 2.0L, DOHC
70-1224, 72C1224	1995-1999 Mitsubishi Eclipse, Plymouth Laser, Eagle Talon 2.0L, DOHC
70-1224, 72C1224	1995-1999 Dodge Avenger, Chrysler Sebring 2.0L, DOHC
70-1225, 72C1225	1995-1999 Mitsubishi Eclipse, 2.0L, Turbo

This Executive Order is valid provided that the installation instructions for the PaceSetter Exhaust System will not recommend tuning the vehicle to specifications different from those of the vehicle manufacturer.

The PaceSetter Exhaust System is a shorty style header that is manufactured out of 16 gage mild steel with either plated or ceramic coating. The header comes with a connecting pipe, except for the Chrysler Neon model which bolts to the stock connecting pipe. The oxygen sensor remains in the stock location.

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

Marketing of the PaceSetter Exhaust System using any identification other than that shown in this Executive Order or marketing of the PaceSetter Exhaust 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. Exemption of the PaceSetter Exhaust System 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 the PaceSetter Exhaust System may have on any warranty either expressed or implied by the vehicle manufacturer.

This Executive Order is granted based on the following submitted emissions test data conducted on a 2002 model year 2.0L Dodge Neon, certified to the Low Emission Vehicle (LEV) emission standards.

	NMOG	CO	NOX	HCHO
Emission Standards	0.075	3.4	0.2	0.015
Device w/ dfs	0.056	0.6	0.1	0.001


Test results showed that tailpipe emissions with the PaceSetter Exhaust System installed met the vehicle's applicable emission standards during a Cold Start CVS-75 Federal Test Procedure. This Executive Order is also based on an On Board Diagnostic II (OBD II) testing which showed that the headers when installed on the vehicle did not affect the vehicle's ability to perform its OBD II monitoring.

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 PACESETTER MARKETING, INC.'S PACESETTER EXHAUST 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 21<sup>ST</sup> day of November 2002.



Allen Lyons, Chief  
Mobile Source Operations Division