

J.S.

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER D-561-1
Relating to Exemptions Under Sections 27156 and 38391
Of the Vehicle Code

Fuel Preperator International, Inc.
Fuel Preperator

WHEREAS, Vehicle Code Sections 27156 and 38391, and Title 13, California Code of Regulations (hereafter "CCR") Section 2222(e), authorize the California Air Resources Board (ARB) and its Executive Officer to exempt add-on and modified aftermarket devices from the prohibitions of Vehicle Code Section 27156.

WHEREAS, Fuel Preperator International, Inc. of 5400 Business 50 West, Suite 8, Jefferson City, Missouri, 65109, has applied to the ARB for exemption from the prohibitions in Vehicle Code Sections 27156 and 38391 for the Fuel Preperator for installation on 2003 and older model year diesel powered vehicles.

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 ARB finds that:

1. The Fuel Preperator is an add-on device installed into the fuel line in a motor vehicle or motor vehicle engine.
2. The Fuel Preperator is intended for use with a required motor vehicle or engine pollution control system.
3. The Fuel Preperator by being installed into the fuel line alters the original design of a motor vehicle pollution control system.
4. The Fuel Preperator is a device subject to the prohibitions of Vehicle Code Section 27156 and an add-on part as defined by Title 13, CCR Section 1900 (b)(1).
5. The Fuel Preperator does not reduce the effectiveness of any required motor vehicle or engine pollution control system.

6. The ARB, in exercise of technical judgement, is aware of no basis on which the Fuel Preperator will provide either a decrease in emissions or an increase in fuel economy.
7. The ARB has not determined what effect the use of the Fuel Preperator may have on any warranty; either expressed or implied, by the manufacturer of a motor vehicle on which the device is installed.
8. The Fuel Preperator is not a certified motor vehicle pollution control device pursuant to Health and Safety Code Section 43644.
9. The ARB by granting an exemption to Fuel Preperator International, Inc. for the Fuel Preperator does not recommend or endorse in any way the Fuel Preperator for emissions reduction, fuel economy, or any other purpose.

IT IS HEREBY RESOLVED that the Fuel Preperator is exempt from the prohibitions of Vehicle Code Section 27156 for installation on 2003 and older model-year diesel-powered vehicles and engines subject to the following conditions:

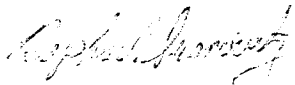
1. No changes are permitted to the Fuel Preperator device as described in the application for exemption. Any changes to the Fuel Preperator or any of its components, or other factors addressed in this order must be evaluated and approved by the ARB prior to marketing in California.
2. Marketing of the Fuel Preperator without a permanent label showing the Executive Order number or marketing of the Fuel Preperator for an application other than that stated 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 Fuel Preperator as an individual device.
3. Any oral or written references to this Executive Order or its content by Fuel Preperator International, 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 Fuel Preperator and is only a finding that the Fuel Preperator is exempt from the prohibitions of Vehicle Code Section 27156.
4. This exemption shall not apply to any device, apparatus, or mechanism advertised, offered for sale, sold with, or installed on a motor vehicle prior to or concurrent with transfer to an ultimate purchaser.

5. No claim of any kind, such as "Approved by the Air Resources Board" may be made with respect to this Executive Order in any advertising or other oral or written communication.

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 OF FUEL PREPORATOR INTERNATIONAL, INC.'S FUEL PREPORATOR.

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 recommendation is made, after the hearing, that grounds for revocation exist.

Executed at El Monte, California, this 24th day of April 2003.


for Allen Lyons, Chief
Mobile Source Operations Division