

E.D.
5/14

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER D-9
Relating to Exemptions under Section 27156
of the Vehicle Code

BALL-MATIC CORPORATION
"BALL-MATIC AIR INJECTOR"

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 39023 of the Health and Safety Code;

IT IS ORDERED AND RESOLVED: That the installation of a "Ball-Matic Air Injector" device manufactured by Ball-Matic Corporation has been found to not reduce the effectiveness of required emission control devices in 1970 and older model vehicles and therefore is exempt from the prohibitions of Section 27156 of the Vehicle Code for these model-year vehicles. The device consists of a ball and spring controlled valve inserted into the line between the "PCV" valve and intake manifold. This "ball" valve permits a small amount of additional air into the intake manifold at certain modes.

This Executive Order is valid provided that installation instructions for this device will not recommend tuning the vehicle to specifications different than those listed by the vehicle manufacturer.

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 THE "BALL-MATIC AIR INJECTOR" DEVICE.

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

Section 17500 of the Business and Professions Code makes unlawful, untrue or misleading advertising and Section 17534 makes violation punishable as a misdemeanor.

Section 39130 and 39184 of the Health and Safety Code provide as follows:

"39130. No person shall install, sell, offer for sale, or advertise, or, except in an application to the board for certification of a device, represent, any device as a motor vehicle pollution control device unless that device has been certified by the board. No person shall sell, offer for sale, advertise, or represent any motor vehicle pollution control device as a certified device which, in fact, is not a certified device. Any violation of this section is a misdemeanor."

"39184. No person shall install, sell, offer for sale, or advertise, or, except in an application to the board for accreditation of a device, represent, any device as a motor vehicle pollution control device for use on any used motor vehicle unless that device has been accredited by the board. No person shall sell, offer for sale, advertise, or represent any motor vehicle pollution control device as an accredited device. Any violation of this section is a misdemeanor."

Any apparent violation of the policy or laws will be submitted to the Attorney General of California for such action as he deems advisable.

Executed at Sacramento, California, this 15 day of May, 1973.

JOHN A. MAGA
Executive Officer