



MR/PRVLR NOTIFIED 12/3/09
COMMENTS ☒ YES ☐ NO ☒
☐ OVERRULED; ☐ ATTACHED
☒ EXCISIONS FOIA Hrs 34, 6(a)(2)
☒ DO NOT RE-NOTIFY ☐ RE-NOTIFY

1102 Wild Cherry Dr. Carrollton, TX 75010
www.dynamotoatv.com

Tel: (714)791-7900

2009 Dynamoto ATV Safety Action Plans

July 14, 2009

Howard N. Tarnoff
Lead Trial Attorney
Division of Compliance
Office of the General Counsel
U.S. Consumer Product Safety Commission
4330 East-West Highway
Bethesda, MD 20814

Dear Mr. Tarnoff:

Dynamoto LLC ("Dynamoto") is fully committed to the goal of reducing ATV-related accidents. We have implemented new policies in accordance with the rules set forth by Section 232 of the Consumer Product Safety Improvement Act of 2008. The actions outlined below are part of our continuing effort to promote safe and responsible use of our ATVs.

Age Recommendations:

Dynamoto will only recommend, market, and sell ATVs for use under the age category/speed guidelines specified at Section 6 of the ANSI/SVIA 1-2007 Standard for ATVs ("the ATV Standard"). Dynamoto will not recommend, market, advertise, or sell adult-sized ATVs for the use of persons less than 16 years of age. Dynamoto will use its best efforts to ensure that our dealers comply with these requirements.

Dealer Monitoring:

Dynamoto requires that its dealers verify the intended ATV rider's age prior to selling that rider or his/her guardian an ATV.

(b)(3):CPSA Section 6(a),(b)(4)

(b)(3):CPSA Section 6(a),(b)(4)

(b)(3):CPSA Section 6(a),(b)(4)

When Dynamoto learns of dealers who do not abide by the age requirements of the ATV Standard, it will arrange follow-up inspections. If Dynamoto finds evidence of continued violations, Dynamoto will take remedial action, up to and including possible termination or non-renewal of the dealer's contract with Dynamoto.

ATV Safety Training:

Dynamoto will offer free, hands-on, interactive training to all Dynamoto ATV purchasers. This free training will be extended to the buyers' immediate relatives who are age appropriate for the ATV purchased. This free training will be provided by the ATV Safety Institute ("ASI").

Dynamoto will instruct its dealers to communicate to ATV purchasers the availability and importance of the ASI training course. Purchasers will also find a toll-free phone number to contact ASI about registering for the training course in the owner's manual and point of-sale materials.

(b)(3):CPSA Section 6(a),(b)(4)

(b)(3):CPSA Section 6(a),

Safety Video:

Dynamoto will provide a Safety Video in DVD format to its distributors for dissemination to all retail purchasers of Dynamoto ATVs. The video shall comply with all requirements described at Section H.3.b.(4)(b) and paragraphs II.A and II.C of Appendix I of the 1988 ATV Consent Decree.

Advertising:

When preparing and presenting advertising and promotional materials, Dynamoto will depict the safe and responsible operation of ATVs.

(b)(3):CPSA Section 6(a),(b)(4)

(b)(3):CPSA Section 6(a),(b)(4)

Dynamoto will use its best efforts to promote dealer compliance with the advertising requirements.

Safety Alert:

(b)(3):CPSA Section 6(a),(b)(4)

This Safety Alert will conform to the requirements of Section H.3.b.(4)(c) and Appendix J of the 1988 ATV Consent Decree.

ATV Information and Education Program:

Dynamoto will conduct an Information and Education Program for ATVs. The objective is to generate awareness of ATV safety and educate consumers about the risk of injury to children.

(b)(3):CPSA Section 6(a),(b)(4)

(b)(3):CPSA S

Toll-Free ATV Hotline:

Dynamoto will provide a toll-free, 24-hour hotline to respond to consumer

(b)(3):CPSA

(b)(3):CPSA Section 6(a),(b)(4)

Notice of Termination of Action Plan:

Dynamoto will give the CPSC at least 60 days advance notice of its intention to terminate or materially change any commitment under this action plan.

Conclusion:

Dynamoto LLC is committed to promoting the safe and responsible use of ATVs. Our ATVs have passed all requirements set by ANSI standards. (b)(3):CPSA Section 6(a),(b)(4)

(b)(3):CPSA Section 6(a),(b)(4)

(b)(3):CPSA Section 6(a),(b)(4)

Dynamoto LLC is doing its best to promote safe riding by following CPSC and ANSI guidance. We have built some of the safest ATVs among all Chinese ATV manufacturers. We will continue to work with CPSC to ensure safe and responsible ATV use.

Please feel free to contact me at 714-791-7900 should you have any questions or require more information.

Sincerely,



Benjamin Chen
President
Dynamoto LLC