

State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER D-176-29

Relating to Exemptions Under Section 27156
of the California Vehicle Code

Dinan Engineering, Inc.
High Flow Intake Manifold

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 High Flow Intake Manifold, manufactured and marketed by Dinan Engineering, Inc., 865 Jarvis Drive, Morgan Hill, CA 95037, 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 installation on 1999 through 2003 model year BMW vehicles equipped with 4.4L eight cylinder engines as described in the table below. The High Flow Intake Manifold consists of a higher capacity air intake manifold designed to permit greater airflow into the engine at high engine speeds.

Part Number	Make	Model	Model Year	Engine Size
D760-5400	BMW	540i	1999-2003	4.4L
D760-5400	BMW	740i, 740iL	1999-2001	4.4L
D760-5400	BMW	X5 4.4i	2000-2003	4.4L

This Executive Order is valid provided that the installation instructions for the High Flow Intake Manifold will not recommend tuning the vehicle to specifications different from those of the vehicle manufacturer.

This Executive Order shall not apply to any High Flow Intake Manifold advertised, offered for sale, sold with, or installed on a motor vehicle prior to or concurrent with the transfer to an ultimate purchaser.

Changes made to the design or operating conditions of the High Flow Intake Manifold, as exempt by the Air Resources Board, which adversely affect the performance of the vehicle's pollution control system shall invalidate this Executive Order.

Marketing of the High Flow Intake Manifold using any identification other than that shown in this Executive Order or marketing of the High Flow Intake Manifold 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 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 that the use of the High Flow Intake Manifold may have on any warranty either expressed or implied by the vehicle manufacturer.

In addition to the foregoing, the ARB reserves the right in the future to review this Executive Order and the exemption provided herein to assure that the exempted add-on or modified part continues to meet the standards and procedures of Title 13, California Code of Regulations, Section 2222, et seq.

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 DINAN ENGINEERING, INC'S HIGH FLOW INTAKE MANIFOLD.

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 of 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 19TH day of January 2006.


Allen Lyons, Chief
Mobile Source Operations Division