State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER D-269-4
Relating to Exemptions Under Section 27156
of the Vehicle Code

K&N ENGINEERING, INC.
K&N FILTERCHARGER INJECTION KIT

Pursuant to the authority vested in the Air Resources Board (ARB) by Section 27156 of the Vehicle Code; and

Pursuant to the authority vested in the undersigned by Sections 39515 and 39516 of the Health and Safety Code and Executive Order G-45-5;

IT IS ORDERED AND RESOLVED: That the installation of the K&N Filtercharger Injection Kit (Filtercharger) manufactured by K&N Engineering, Inc. of 561 Iowa Ave., P.O. Box 1329, Riverside, California 92502 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 following vehicles:

Model Year	Make	Model	Engine Disp.	Part No.
1989-93	Ford	Mustang	5.0L-V8	57-2502
1988-93	Toyota	Pickup/4 Runner	3.0L-V6	57-9006
1988-93	Toyota	Pickup/4 Runner	2.4L-L4	57-9008

This Executive Order is valid provided that the installation instructions for the Filtercharger will not recommend tuning the vehicle to specifications different from those submitted by K&N Engineering, Inc.

Changes made to the design or operating conditions of the Filtercharger, as exempt by the ARB, which adversely affect the performance of a vehicle's pollution control system shall invalidate this Executive Order.

Marketing of the Filtercharger using any identification other than that shown in this Executive Order or marketing of the Filtercharger for an application other than those listed in this Executive Order shall be prohibited unless prior approval is obtained from the ARB. Exemption of the Filtercharger 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 Filtercharger may have on any warranty either expressed or implied by the vehicle manufacturer.

This Executive Order is granted based on an engineering evaluation which shows that emissions are not affected during the Cold-Start CVS-75 Federal Test Procedure. However, the ARB finds that reasonable grounds exist to believe that use of the Filtercharger may adversely affect emissions of motor vehicles when operating under conditions outside the parameters of the previously prescribed test procedures. Accordingly, the ARB reserves the right to conduct additional emission tests, in the future, as such tests are developed, that will more adequately measure emissions from all cycle phases. If such test results demonstrate that the Filtercharger adversely affect emissions during off-cycle conditions (defined as those conditions which are beyond the parameters of the Cold-Start CVS-75 Federal Test Procedure), this Executive Order shall be effectively rescinded as of the date the test results are validated. Further, if such test results or other evidence provides the ARB with reason to suspect that the Filtercharger will affect the durability of the emission control system, K&N Engineering, Inc. shall be required to submit durability data to show that the durability of the vehicle emission control system is not, in fact, affected and/or that the add-on or modified part demonstrates adequate durability.

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 ARB OF CLAIMS OF THE APPLICANT CONCERNING ANTI-POLLUTION BENEFITS OR ANY ALLEGED BENEFITS OF K&N ENGINEERING, INC.'S FILTERCHARGER.

No claim of any kind, such as "Approved by the ARB" 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 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 after hearing that grounds for revocation exist.

Executed at El Monte, California, this 8th day of July, 1993.

R. B. Summerfield
Assistant Division Chief
Mobile Source Division