State of California
AIR RESOURCES BOARD

EXECUTIVE ORDER D-414
Relating to Exemptions Under Section 27156
of the Vehicle Code

NOLOGY ENGINEERING, INC.
HOTWIRES

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-45-9;

IT IS ORDERED AND RESOLVED: That the installation of the HotWires manufactured by Nology Engineering, Inc. of 7360 Trade Street, San Diego, California 92121, has been found not to reduce the effectiveness of required motor vehicle pollution control devices and, therefore, is exempt from the prohibitions of Section 27156 of the Vehicle Code for installation on 1996 and older model year vehicles equipped with spark ignited engines.

Changes to the factory emission control systems are limited to replacing the original equipment manufacturer (OEM) spark plug wires with Nology Engineering, Inc.'s HotWires.

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

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

Marketing of this device using an identification other than that shown in this Executive Order or marketing of this device for an application other than those listed in this Executive Order shall be prohibited unless prior approval is obtained from the ARB.

This Executive Order does not constitute any opinion as to the effect the use of this device may have on any warranty either expressed or implied 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 NOLOGY ENGINEERING, INC.'S HOTWIRES.

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 or other oral or written communication.

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

Section 43644 of the Health and Safety Code provides as follows:

> "43644, (a) No person shall install, sell, offer for sale, or advertise, or, except in an application to the state board for certification 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 certified by the state 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 subdivision is a misdemeanor."

Any apparent violation of the conditions of this Executive Order may result in its rescission or submission to the Attorney General of California for such action as he deems advisable.

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 after the hearing that grounds for revocation exist.

The Bureau of Automotive Repair will be notified by copy of this order.

Executed at El Monte, California, this 10th day of October 1996.

John Kowalski for

R. B. Summerfield, Chief
Mobile Source Operations Division