

**The Goodyear Tire & Rubber Company**  
**Akron, Ohio 44316 - 0001**

December 10, 2019

**Mailed Via FEDEX on 12/10/19**

Mr. James Owens  
Acting Administrator  
National Highway Traffic Safety Administration  
1200 New Jersey Avenue SE  
Washington, DC 20590

Subject: Petition for Exemption-Inconsequential Noncompliance  
49CFR§571.139 S5.5(f)

EXECUTIVE SECRETARIAT  
RECEIVED-NHTSA  
2019 DEC 12 P 2:07

Dear Mr. Owens,

The Goodyear Tire & Rubber Company (Goodyear), a corporation of the State of Ohio with its principal address at 200 Innovation Way, Akron, Ohio 44316-0001 hereby petitions pursuant to Part 556 of Title 49 Code of Federal Regulations for exemption from the National Traffic and Motor Vehicle Safety Act's notification and remedy requirements with respect to the following identified consumer passenger tires.

This petition concerns 550 Goodyear 255/45R20 101W XL Eagle F1 Asymmetric 5 consumer passenger tires whose labeling information incorrectly states the number of plies in the sidewall area. These tires were manufactured beginning in November 17, 2019, until November 30, 2019. The tires were manufactured with 2-ply polyester cords in the sidewall and should have been cured in a mold so marked. They were instead cured in a mold marked 1-ply polyester cord on the tire sidewall. Because of this mold labeling error, these tires are not in compliance with the tire labeling requirement found in 49CFR§571.139 S5.5(f) even though all of these tires contain the correct number of plies.

Goodyear believes this noncompliance is inconsequential to motor vehicle safety because these tires were manufactured as designed and meet or exceed all applicable Federal Motor Vehicle Safety performance standards. All of the sidewall markings related to tire service (load capacity, corresponding inflation pressure, etc.) are correct. The mislabeling of these tires is not a safety concern and has no impact on the use of the tires or on the repairing, and recycling industries. The affected tire mold has already been corrected and all future production will have the correct number of plies shown on the tire sidewalls.

ES19-004216

NHTSA has previously granted petitions for the same noncompliance conditions related to tire construction information on tires because of surveys that show most consumers do not base tire purchases on tire construction information found on the tire sidewall.

As required by 49 CFR 556.4(b) (6), three copies of the previously filed noncompliance report are also attached.

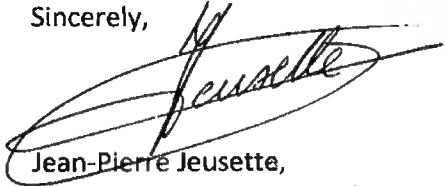
Please contact Mark Cherveney if you have any questions regarding this request.

Office phone: (330) 796-3519

Cell Phone: (330) 760-3674

Email: mark.cherveney@goodyear.com

Sincerely,

A handwritten signature in black ink, appearing to read "Jeusette", is written over a circular stamp or seal. The signature is fluid and cursive.

Jean-Pierre Jeusette,  
Global Vice-President Quality

Attachments



Goodyear Tire & Rubber Company

## Tire Report

Transaction ID: 19-00567-23691-10 (Original Report)

Required fields indicated with \*

<b>Manufacturer: Goodyear Tire &amp; Rubber Company</b>	
200 Innovation Way Akron OH 44316	<a href="#">Mark Cherven</a> Mgr Global Reg's/Compliance 330-796-3519,

This is a Noncompliance Report. Filing a petition pursuant to [49 CFR 556](#)

<b>Tire Information</b>													
<b>Goodyear Eagle F1 Asymmetric 5 255/40R20</b>													
<p>* <b>Tire Brand:</b> Goodyear</p> <p>* <b>Tire Line:</b> Eagle F1 Asymmetric 5</p> <p>* <b>Tire Size:</b> 255/40R20</p> <p><b>Production Dates</b>    Begin: 11/17/2019                                   End: 11/30/2019</p> <p><i>Tire Identification Number (TIN)</i></p> <table style="width:100%"> <tr> <td>* <b>Plant ID code:</b></td> <td>* <b>Size code:</b></td> <td><b>Optional code:</b></td> <td>* <b>Beg. Date Code:</b></td> <td>* <b>End. Date Code:</b></td> <td>M6</td> </tr> <tr> <td>73</td> <td>JY1R</td> <td>4619</td> <td>4719</td> <td></td> <td></td> </tr> </table>	* <b>Plant ID code:</b>	* <b>Size code:</b>	<b>Optional code:</b>	* <b>Beg. Date Code:</b>	* <b>End. Date Code:</b>	M6	73	JY1R	4619	4719			<p><b>Descriptive Information:</b></p> <p>The subject noncompliant tires contain a tire marking noncompliance that occurred on a special order build for this one specific tire code cured in one production mold. No other tires have been built for sale on this code.</p>
* <b>Plant ID code:</b>	* <b>Size code:</b>	<b>Optional code:</b>	* <b>Beg. Date Code:</b>	* <b>End. Date Code:</b>	M6								
73	JY1R	4619	4719										

**Number potentially involved:** 550      **Estimated percentage of involved with defect:** 100%

<b>Defect / Noncompliance Description</b>	
For this Defect/Noncompliance:	
<p>* <b>Describe the defect or noncompliance:</b></p> <p>The subject noncompliant tires incorrectly states the actual number of plies in the sidewall as required per 571.139 S5.5(f). The number of plies in the sidewall shown on the tire is "1", however the actual number of plies in the sidewall is "2".</p> <p><b>If a noncompliance, provide the applicable FMVSS:</b></p> <p>139 - New pneumatic radial tires for light vehicles</p> <p><b>If applicable, provide any further FMVSS affected:</b></p> <p><b>Describe the cause:</b></p> <p>The tire curing mold was incorrectly marked with the number of plies in the sidewall as "1", when the tire construction used featured "2" plies in the sidewall.</p> <p><b>This Recall affects all vehicles.</b></p> <p>If applicable, identify the manufacturer of the defective or noncompliant component. If the manufacturer of the component is unknown, provide the information for the company that supplied the subject component.</p> <p>Component manufacturer</p> <p>Company Information</p> <p><b>Company Name:</b></p> <p><b>Country:</b></p> <p><b>Address 1:</b></p> <p><b>Address 2:</b></p> <p><b>City:</b></p> <p><b>State:</b></p> <p><b>Zip/Postal Code:</b></p>	<p>* <b>Describe the safety risk:</b></p> <p>This condition does not pose an unreasonable risk to motor vehicle safety and we will be petitioning the noncompliance as inconsequential as it relates to motor vehicle safety.</p> <p><b>Identify any warning which can precede or occur:</b></p> <p>NA</p> <p>Company Contact Information</p> <p><b>First Name:</b></p> <p><b>Last Name:</b></p> <p><b>Position:</b></p> <p><b>Email:</b></p> <p><b>Phone:</b></p>

**Purchaser Information**

**Chronology of Defect / Noncompliance Determination**

**Provide the chronology of events leading up to the defect decision or test data for the noncompliance decision.:**  
On 12/5/19, the Government Compliance team was notified that 550 tires of code 73JY1R were shipped to a customer that contained an incorrect number of plies in the sidewall marking on the tires.

**Identify the Remedy**

**Describe the defect/noncompliance remedy program, including the manufacturer's plan for reimbursement.**  
**Describe what distinguishes the remedy component from the recalled component.**  
**Identify and describe how and when the recall condition was corrected in production.**

**Identify the Recall Schedule**

**Describe the recall schedule for notifications.:**

	<b>Planned Dealer Notification Begin Date:</b>
	<b>Planned Dealer Notification End Date:</b>
	<b>Planned Owner Notification Begin Date:</b>
	<b>Planned Owner Notification End Date:</b>

**Manufacturer's identification code for this recall (if applicable):**

Please be reminded that owner notification letters must be mailed no more than 60 days from submission of this report.

**Manufacturer Comments to NHTSA Staff**

**Document Upload**

There are 0 documents associated with this report.

# Part 573 Safety Recall Report

# 19T-023

**Manufacturer Name :** Goodyear Tire & Rubber Company**Submission Date :** DEC 10, 2019**NHTSA Recall No. :** 19T-023**Manufacturer Recall No. :** NR**Manufacturer Information :**

Manufacturer Name : Goodyear Tire &amp; Rubber Company

Address : 200 Innovation Way

Akron OH 44316

Company phone : 330-796-2121

**Population :**

Number of potentially involved : 550

Estimated percentage with defect : 100 %

**Tire Information :**

Tire Brand 1 : Goodyear

Tire Line : Eagle F1 Asymmetric 5

Tire Size : 255/40R20

**Descriptive Information :** The subject noncompliant tires contain a tire marking noncompliance that occurred on a special order build for this one specific tire code cured in one production mold. No other tires have been built for sale on this code.

Production Dates : NOV 17, 2019 - NOV 30, 2019

**TIN (Tire Identification Number)**

Plant ID	Size code	Optional Code	Begin M Code	End M Code
M6	73	JY1R	4619	4719

**Description of Noncompliance :**

**Description of the Noncompliance :** The subject noncompliant tires incorrectly states the actual number of plies in the sidewall as required per 571.139 S5.5(f). The number of plies in the sidewall shown on the tire is "1", however the actual number of plies in the sidewall is "2".

FMVSS 1 : 139 - New pneumatic radial tires for light vehicles

FMVSS 2 : NR

**Description of the Safety Risk :** This condition does not pose an unreasonable risk to motor vehicle safety and we will be petitioning the noncompliance as inconsequential as it relates to motor vehicle safety.

**Description of the Cause :** The tire curing mold was incorrectly marked with the number of plies in the sidewall as "1", when the tire construction used featured "2" plies in the sidewall.

**Identification of Any Warning that can Occur :** NA

**Supplier Identification :****Component Manufacturer**

Name : NR

Address : NR

NR

Country : NR

**Chronology :**

On 12/5/19, the Government Compliance team was notified that 550 tires of code 73JY1R were shipped to a customer that contained an incorrect number of plies in the sidewall marking on the tires.

**Description of Remedy :**

Description of Remedy Program : NR

How Remedy Component Differs from Recalled Component : NR

Identify How/When Recall Condition was Corrected in Production : NR

**Recall Schedule :**

Description of Recall Schedule : NR

Planned Dealer Notification Date : NR - NR

Planned Owner Notification Date : NR - NR

**Purchaser Information :**

The following manufacturers purchased this defective/noncompliant equipment for possible use or installation in new motor vehicles or new items of motor vehicle equipment:

Name : NR

Address : NR

NR

Country : NR

Company Phone : NR

\* NR - Not Reported