

Ferrari



September 27, 2021

Michael Koppersmith
Office of the Chief Counsel
National Highway Traffic Safety Administration
1200 New Jersey Avenue, S.E.
Washington, D.C. 20590

RE: Docket ID No. NHTSA-2021-001, 86 Fed. Reg. 46811 (Aug. 20, 2021): Supplemental Notice of Proposed Rulemaking, Civil Penalties

Dear Mr. Koppersmith:

Ferrari North America Inc. ("Ferrari") is writing in support of the comments filed on September 20, 2021 by the Alliance for Automotive Innovation ("Innovators") in response to the Supplemental Notice of Proposed Rulemaking ("SNPRM") published in the Federal Register on August 20, 2021. See 86 Fed. Reg. 46811.

Ferrari previously filed comments with the National Highway Traffic Safety Administration ("NHTSA") on November 9, 2020 supporting Innovator's October 2, 2020 Petition for Rulemaking to establish the first Model Year in which a \$14 civil penalty rate will apply as Model Year 2022. Ferrari's November 9, 2020 comments also are relevant to, and supportive of, the arguments and information set forth in Innovators' September 20, 2021 comments on the SNPRM. For that reason, Ferrari respectfully requests that NHTSA accept these comments and that Ferrari's November 9, 2020 comments be included and considered in the record of the current SNPRM, subject to the confidential treatment request that Ferrari submitted when it filed its November 9, 2020 comments.

If you have any questions, please contact me by email at david.wertheim@ferrari.com or by phone at (201) 888-6420.

Thank you for your consideration.

Sincerely,

A handwritten signature in blue ink that reads "David M. Wertheim".

David M. Wertheim
Vice President & General Counsel

Ferrari North America, Inc.

[REDACTED]

November 9, 2020



Jonathan C. Morrison Esq.
Chief Counsel
National Highway Traffic Safety Administration
1200 New Jersey Avenue, S.E.
Washington, D.C. 20590

RE: Alliance for Automotive Innovation Petition for Rulemaking – 49 C.F.R. Part 578

Dear Mr. Morrison:

Ferrari North America Inc. (“Ferrari”) is writing in support of the Petition for Rulemaking to amend 49 C.F.R. Part 578 that was filed recently by the Alliance for Automotive Innovation (“Innovators”). Innovators is petitioning NHTSA to establish the first Model Year in which a \$14 civil penalty¹ rate will apply as Model Year 2022.

[REDACTED] Ferrari has petitioned NHTSA to establish alternative standards under 49 C.F.R. Part 525 for Model Years 2016 – 2018, years in which Ferrari qualified as a “low volume” manufacturer for purposes of Part 525. [REDACTED]

[REDACTED]

For these reasons, Ferrari has a keen interest in knowing the first Model Year in which the civil penalty will be applied at the \$14 level, and urges the agency to grant the Innovators’ rulemaking petition. [REDACTED]

[REDACTED]

Ferrari North America, Inc.
250 Sylvan Avenue
Englewood Cliffs, NJ 07632
tel 201 816 2600
fax 201 816 2626



Ferrari North America, Inc.

[REDACTED]

[REDACTED]

Applying the civil penalty rate of \$14 prior to MY 2022 serves no public interest and will save no fuel. [REDACTED]

[REDACTED] Subjecting MY 2021 to the \$14 civil penalty rate will result only in a massive wealth transfer, either to the manufacturers that have surplus CAFE credits or to the U.S. Treasury. [REDACTED]

[REDACTED]

For all of these reasons, Ferrari respectfully urges NHTSA to grant Innovators' petition and amend Part 578 to provide that the \$14 civil penalty rate applies to Model Year 2022 and thereafter.

Sincerely,

A handwritten signature in blue ink that reads "David M. Wertheim".

David M. Wertheim
Vice President & General Counsel

[REDACTED]