



June 21, 2021

E-mailed to Mr Otto Matheke (per COVID protocol in lieu of mailed hardcopies as required by 49 CFR 556.4(b)(6))

Dr. Steven Cliff
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)

Dear Dr. Cliff

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 convenience spare tires.

This petition concerns 534 Goodyear T155/70D17 110M SL Convenience Spare temporary use only consumer spare tires whose labeling information incorrectly states the Max. Load in kg on one sidewall of the tire (the Max. Load in kg is correct on the opposite side of the tire and the Max. Load in lbs is correct on both sides of the tire). These tires were manufactured beginning in February 15 ,2021, until April 8, 2021 in one specific curing mold. The tires were manufactured with one tire sidewall incorrectly indicating "Max Load **1080 kg** (2,337 lbs)" when the correct stamping specified was "Max Load **1060 kg** (2,337 lbs)". These tires as marked are not in compliance with the tire labeling requirement found in 49CFR§571.109 4.2.1(c).

Goodyear believes this noncompliance is inconsequential to motor vehicle safety for the following reasons:

- The subject tires were manufactured as designed and meet or exceed all applicable Federal Motor Vehicle Safety performance standards.
- The subject Convenience Spare tires are original equipment on several Toyota and Subaru vehicle models and were designed and manufactured to meet or exceed the specified vehicle loading conditions as specified by the vehicle manufacturers.
- The 110 numerical Load Index marked on the tire as part of the Service Description (110M) is correct as marked.





- The subject Convenience Spare tires that were mismarked Max Load 1080 kg in place of Max Load 1060 kg tires met the performance requirements of FMVSS No. 109 for endurance and high speed when tested at the 1080 kg load.
- The subject tires are marked correctly for Max. Load in lbs on both sides of the tire. The subject tires are primarily sold in the domestic original equipment market, where the load in pounds would be the predominant consumer unit of measurement.
- The subject tires are very clearly marked in letters 20mm high "TEMPORARY USE ONLY" as they are convenience spare tires.

In light of the information presented above, The Goodyear Tire & Rubber Company respectfully submits that the mislabeling of the subject tires is not a safety concern and has no impact on the performance of the tires as temporary use spare tires and therefore should be granted inconsequential treatment as it relates to Motor Vehicle Safety and the requirement for notification and remedy. The affected tire mold has already been corrected and all future production will have the correct Max. Load kg on both tire sidewalls. NHTSA has previously granted petitions for similar noncompliance conditions related to tire loading labeling information on tires and previous NHTSA surveys have shown most consumers do not base tire purchases on tire labeling information found on the tire sidewall. Since the subject tires are temporary use only convenience spare tires, any tire purchase consideration is even less of a concern.

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 blue ink, appearing to read "Bradley Heim".

Bradley Heim
Global Vice President, Quality

Attachments



Tire Report

Transaction ID: 21-00567-26072-10 ()

Required fields indicated with *

Your report has been saved as a draft. Your Transaction ID is 21-00567-26072-10.

Manufacturer: Goodyear Tire & Rubber Company

200 Innovation Way
Akron OH 44316

Mark Cherveney, Mgr Global Reg's/Compliance
330-796-3519,

* Are you reporting a Safety Defect Non-Compliance

Please select this box if you intend to file a petition pursuant to [49 CFR 556](#).

Tire Information

Product: Goodyear Convenience Spare T155/70D17

Goodyear Convenience Spare T155/70D17

* Tire Brand:
 * Tire Line:
 * Tire Size:

Production Dates: * Begin:
 (mm/dd/yyyy) * End:

* Descriptive Information to include:

-The basis for how the recall population was determined and
 -How the recalled products differ from products that were not included in the recall
 -Identify the number of affected products related to this specific make/model/model year combination, where available:

During a routine stamping check procedure, one mold piece number (#363349) was identified as being engraved on one side with the incorrect MAX. LOAD in kg value. All other production molds were checked and found to be stamped with the correct MAX. LOAD information.

Remaining Characters: 1734

Tire Identification Number (TIN)

* Plant ID code: * Size code: * Optional code: * Begin M Code: * End M Code:

? Number potentially involved:

? Estimated percentage of involved with defect: %

Defect / Noncompliance Description

For this Defect/Noncompliance:

* Describe the defect or noncompliance:

The tires involved were inadvertently manufactured with the following information on one sidewall: MAX. LOAD 1080 kg (2337 lbs). The other sidewall is labeled as follows: MAX. Load 1060 kg (2337 lbs). The correct labeling for these tires is: MAX. LOAD 1060 kg (2337 lbs).

Remaining Characters: 1726

If a noncompliance, provide the applicable FMVSS:

If applicable, provide any further FMVSS affected:

Describe the cause:

The particular mold used to produce these tires was incorrectly stamped with the Max Load kg on one side of the tire.

Remaining Characters: 1883

* Describe the safety risk:

The mislabeling of these tires is not a safety concern. The MAX. LOAD lbs is correctly marked on both sides of the tires and the MAX. LOAD kg is correctly marked on one side. In addition, the 20 kg difference would be inconsequential to the performance or safety of this temporary spare tire.

Remaining Characters: 1707

Identify any warning which can precede or occur:

Remaining Characters: 1996

Check if this recall only affects products in certain geographic regions.

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.

Component manufacturer Component manufacturer is unknown, information is for our supplier

Company Information

Company Contact Information

Company Name:
Country:
Address 1:
Address 2:
City:
State:
Zip/Postal Code:

First Name:
Last Name:
Position:
Email:
Phone: 1
¹ Use for International Country Code.

Involved Components

If the defect or noncompliance involves a specific component(s), identify that component(s) below.

Add Component

Component Name:
Component Description:
Component Part Number:

Purchaser Information

If applicable, identify every manufacturer that purchased the defective or noncompliance equipment for installation in new motor vehicles or new items of motor vehicle equipment.

Company Information

Company:
Country:
Address 1:
Address 2:
City:
State:
Zip/PostalCode:

Company Contact Information

First Name:
Last Name:
Position:
Email:
Phone: 1
¹ Use for International Country Code.

Company	City	State	Contact	Email	Select
Toyota Motor Manufacturing, Kentucky, Inc	Georgetown	KY	Erik Skaggs	erik.skaggs@tema.toyota.com	<input type="radio"/>
Subaru of Indiana Automotive, Inc	Lafayette	IN	David Locks	david.locks@subaru-sia.com	<input type="radio"/>

Chronology of Defect / Noncompliance Determination

Provide the chronology of events leading up to the defect decision or test data for the noncompliance decision.:

On April 8, 2021 during a routine tire stamping check, it was discovered that one specific mold that was curing the subject tires was incorrectly stamped on one side of the tire for the required maximum load in kilograms, even though the corresponding maximum load in pounds was correct on both sides of the tire. It was determined that this error occurred during a routine mold rework in January of 2021. The maximum load in kilograms for the subject tire is specified in the Tire and Rim Association Year Book.

Curing was halted and an investigation was conducted to determine the quantity of tires cured in the subject mold with the incorrect maximum load in kilograms specified. Subsequently, after a thorough inspection of all existing inventory, it was determined that 534 tires were no longer in Goodyear's possession.

Remaining Characters: 1171

Identify the Remedy

Describe the defect/noncompliance remedy program, including the manufacturer's plan for reimbursement.

Remaining Characters: 2000

Describe what distinguishes the remedy component from the recalled component.

Remaining Characters: 2000

Identify and describe how and when the recall condition was corrected in production.

Remaining Characters: 2000

Identify the Recall Schedule

Describe the recall schedule for notifications.:

Remaining Characters: 2000

Planned Dealer Notification Begin Date:

mm/dd/yyyy 

Planned Dealer Notification End Date:

mm/dd/yyyy 

Planned Owner Notification Begin Date:

mm/dd/yyyy 

Planned Owner Notification End Date:

mm/dd/yyyy 

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

Remaining Characters: 2000

Part 573 Safety Recall Report

21T-010

Manufacturer Name : Goodyear Tire & Rubber Company

Submission Date : JUN 08, 2021

NHTSA Recall No. : 21T-010

Manufacturer Recall No. : NR



Manufacturer Information :

Manufacturer Name : Goodyear Tire & Rubber Company

Address : 200 Innovation Way

Akron OH 44316

Company phone : 330-796-2121

Population :

Number of potentially involved : 534

Estimated percentage with defect : 100 %

Tire Information :

Tire Brand 1 : Goodyear

Tire Line : Convenience Spare

Tire Size : T155/70D17

Descriptive Information : During a routine stamping check procedure, one mold piece number (#363349) was identified as being engraved on one side with the incorrect MAX. LOAD in kg value. All other production molds were checked and found to be stamped with the correct MAX. LOAD information.

Production Dates : FEB 15, 2021 - APR 08, 2021

TIN (Tire Identification Number)

Plant ID	Size code	Optional Code	Begin M Code	End M Code
PC	YY	011P	0721	1421

Description of Noncompliance :

Description of the Noncompliance : The tires involved were inadvertently manufactured with the following information on one sidewall: MAX. LOAD 1080 kg (2337 lbs). The other sidewall is labeled as follows: MAX. Load 1060 kg (2337 lbs). The correct labeling for these tires is: MAX. LOAD 1060 kg (2337 lbs).

FMVSS 1 : 109 - New pneumatic and certain specialty tires

FMVSS 2 : NR

Description of the Safety Risk : The mislabeling of these tires is not a safety concern. The MAX.LOAD lbs is correctly marked on both sides of the tires and the MAX. LOAD kg is correctly marked on one side. In addition, the 20 kg difference would be inconsequential to the performance or safety of this temporary spare tire.

Description of the Cause : The particular mold used to produce these tires was incorrectly stamped with the Max Load kg on one side of the tire.

Identification of Any Warning None
that can Occur :

Involved Components :

Component Name : NR

Component Description : NR

Component Part Number : NR

Supplier Identification :

Component Manufacturer

Name : NR

Address : NR

NR

Country : NR

Chronology :

On April 8, 2021 during a routine tire stamping check, it was discovered that one specific mold that was curing the subject tires was incorrectly stamped on one side of the tire for the required maximum load in kilograms, even though the corresponding maximum load in pounds was correct on both sides of the tire. It was determined that this error occurred during a routine mold rework in January of 2021. The maximum load in kilograms for the subject tire is specified in the Tire and Rim Association Year Book.

Curing was halted and an investigation was conducted to determine the quantity of tires cured in the subject mold with the incorrect maximum load in kilograms specified. Subsequently, after a thorough inspection of all existing inventory, it was determined that 534 tires were no longer in Goodyear's possession.

Description of Remedy :

Description of Remedy Program : NR

How Remedy Component Differs NR
from Recalled Component :

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

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 : Toyota Motor Manufacturing, Kentucky, Inc

Address : 1001 Cherry Blossom Way
Georgetown KY 40324

Country : US

Company Phone : 8599330687

Name : Subaru of Indiana Automotive, Inc

Address : 5500 IN-38 East
Lafayette IN 47905

Country : US

Company Phone : 7654496755

* NR - Not Reported