From: Steve Elmendorf
Sent: Thursday, February 07, 2013 2:17 PM
To: Chairman Leibowitz

Jimmy and I represent Carfax and they have an issue they have been working with your Chicago office on and wanted us to see if we could raise to higher level in DC.   I am not sure where in the commission this would reside but thought I would start at the top and see if you could refer us . Thanks

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From: Faisal Hasan
Sent: Monday, February 04, 2013 7:13 AM
To: Steve Elmendorf; Jimmy Ryan
Cc: Mark Isakowitz; Kirsten Chadwick
Subject: FTC Rulemaking on Used Car Rule
Importance: High

Steve/Jimmy,

Per our discussion on Friday and for your discussion with the FTC, below are the issues of concern.

On December 4, 2012, the FTC published proposed amendments to the "Used Car Rule"[1] which, *inter alia*, proposes that current requirements for dealer disclosures posted on used cars include, among other items, the following:

- A statement encouraging prospective buyers to obtain vehicle history information before purchasing:
- A link to an independent FTC website discussing the used car purchase process and a link to vehicle history services:
    - A possibility that the link would only go to the government created and run vehicle history service:
    - If it went to only the government service, it would cut out the other national, commercial services:
- Consumer groups are pushing for a mandate that all used vehicles require a NMVTIS (government run) report:
- This would reduce, if not remove, any incentive to use the commercial providers, placing the government squarely in direct competition with the private sector.

Our concern, as you know, is to maintain "choice" and not have a mandate of any vehicle history provider. If the FTC adds a vehicle history component to the used car rule, it should maintain a fair playing field and not endorse or mandate any, singular vehicle history provider.

Please let me know if you need more detail or have any questions.

Faisal

Faisal Hasan
North American Director of Government Relations
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