

From: [Office of the Vermont Attorney General](#)
To: [AGO - Public Records Requests](#)
Subject: Public Records Request Form Form submitted on Office of the Vermont Attorney General
Date: Thursday, November 26, 2020 3:30:31 PM
Attachments: [Lemon-Law-arbitration-request.pdf](#)

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| Name | Jason Yang |
| Last Name | Yang |
| Organization | Northern Michigan University |
| Address | <div style="background-color: black; width: 150px; height: 15px; margin-bottom: 5px;"></div> Union City, CA 94587 United States |
| Email | <div style="background-color: black; width: 100px; height: 15px;"></div> |
| Phone Number | <div style="background-color: black; width: 100px; height: 15px;"></div> |
| Please describe the records you are requesting and provide as much specificity as possible, including applicable date ranges. | I am requesting previous Lemon Law arbitration records and ongoing arbitration records, under freedom of information act, related to consumers' claim of Hyundai vehicle's braking system defect, against Hyundai Motor America and its authorized dealers in your jurisdiction since 2012 until 2020. The full description of the purpose of this request is fully articulated in the supplementary document, to which you please kindly examine. |
| Please take note of the following disclaimer: | <ol style="list-style-type: none">1. This public records request, including any associated correspondence, will be considered a public record in its entirety. As such, it will be made available to any member of the public upon request.2. Do not include any sensitive information, such as medical information, financial account numbers, or Social Security numbers. The AGO will contact you if additional information is required.3. Submission of this form does not constitute receipt of it by the AGO. Your public records request will be considered received on the next business day following its submission. |
| Attachment | https://ago.vermont.gov/wp-content/uploads/formidable/14/Lemon-Law-arbitration-request.pdf |
| Agreement | I agree that I have read the directions and disclaimers on this form and that the information that I have provided is accurate to the best of my knowledge. Clicking the Declaration below is equivalent to my electronic signature. |
| Declaration (Required) | Declaration (Required) |
| Date Submitted | November 26, 2020 |

To whom it may concern,

I am requesting previous Lemon Law arbitration records and ongoing arbitration records, under freedom of information act, related to consumers' claim of Hyundai vehicle's braking system defect, against Hyundai Motor America and its authorized dealers in your jurisdiction since 2012 until 2020. The disclosed records should follow FOIA Exemption 6, with consumers' personal identification information redacted, while the vehicle identification number adheres the procedures set forth by Department of transportation, National Highway Traffic Safety Administration, 49 CFR Parts 512 and 599 [Docket No. NHTSA-2009-0120], on page 69, stating "With the limited redaction of part of the VIN under this rulemaking, the public would be able to review identification of the make, model and model year of the new vehicle", which I interpret the first 11 positions of VIN number should be un-redacted. The reason for my request is stated as below.

I am a perspective student at Northern Michigan University with significant academia interest in legal studies. I currently have a Lemon Law Arbitration Claim against Hyundai Motor American (HMA), case# NC-1-64889987, in the State of New York. The arbitration will not be scheduled in near future due to various of factors. I am not making this request to gain any advantage in my own Lemon Law Arbitration against HMA but rather driven by an intellectual curiosity to conduct legal researches on various controversial and contentious legal topics and court rulings that may be systematically unfair to ordinary citizens, which may raise constitutional challenges. The very recent ruling of *Johnson v. NPAS Solutions, LLC*, No. 18-12344 (11th Cir. Sept. 17, 2020) has signaled the beginning to the end the long standing tradition of offering lead plaintiff modest incentives, which arguably will significantly undermines the willingness of lead plaintiffs to stand on behalf of a class because they will incur cost well beyond the benefits they will receive from leading the class, which significantly favors the big corporation who are most of the time the defendants of class actions cases, in our nation's legal justice system already contested with the typical consensus that federal courts are thought more favorable to defendant, i.e. big corporations, and state courts more favorable to plaintiffs. The bar in terms of monetary damages to remove the class action cases from state courts to deferral courts is fairly easy for defendants, i.e. big corporations to maneuver. Additionally, the long-established arbitration clauses supported by federal government policy whose purpose is to reduce the burden of court systems, further undermines the potential class action cases, whose merits lies in the protection of interests of substantial numbers of class members, who lack the resources to defend their legal rights against big corporations or even federal government, by being represented by a small number of lead plaintiffs who are willing to make sacrifice and hold big corporations into accountability. Such merits have embedded in our constitution and have provided fair and full opportunities to ordinary citizens who otherwise unable to win over big corporations on a legal battleground. However, such merits we treasured and are proud of seem to turn systematically overwhelmingly in favor to big corporations and leave ordinary citizens more and more vulnerable to big corporations' misconducts, both at state level and federal level.

Based on my own observance and research, I respectfully request from your office the previous arbitration records against Hyundai Motor America (HMA) and its authorized dealers, with consumers' personal information redacted and the first 11 positions of VIN number un-redacted, to conduct an extensive research on the merits of arbitration clause, the biases towards class action cases on state and federal courts by fairly consensus, the highly contentious ruling of *Johnson v. NPAS Solutions, LLC*, No. 18-12344 (11th Cir. Sept. 17, 2020), and probably the stability of the foundation of our constitution. I am fully aware this is a state level freedom of information act request. However, I hope I can begin my extensive research from a bottom up approach, which I find the most suitable to me who have not taken any legal study class yet. I would graciously appreciate that you can provide the documentary resources to me, an aspiring legal sciences student.

Respectfully,

Jason Yang

Phone: [REDACTED]

November 26, 2020