

**STATE OF RHODE ISLAND AND PROVIDENCE PLANTATION
INTER-OFFICE MEMO**

March 9, 2007

TO: Beverly Najarian, Director

DEPT: Administration

FROM: Walter Craddock, Esq. Chairman

DEPT: Division of Motor Vehicles

SUBJECT: HEARING BOARD RESULTS

Please be advised of the following matters, which were heard before the Board on Thursday, March 8, 2007. Also be advised the following people were present during the hearing: Legal Counsel Marcy Coleman, Esq., Division of Legal Services and the hearing Board members: Walter Craddock, Esq., James Botvin, Thomas Ricci, Dennis Gertsmeier and Lt. David Palmer of The Rhode Island State Police.

MEETING OF MARCH 8, 2007 AT 9:00 AM.

DIVISION OF MOTOR VEHICLES- 100 MAIN ST. PAWTUCKET, RI

02860

1. EASY RV. OUTLET SALES & SERVICE, INC. (Samuel S. Miller, Pres.)

FIRST APPLICATION:

TO DEAL IN USED MOTOR VEHICLES ONLY

AT: 278 DOUGLAS PIKE, SMITHFIELD, RI 02917.

DECISION: Application and three (3) plates have been approved.

2. SABET'S AUTO SALES (Maged Sabet, Owner)

REQUEST FOR FIVE ADDITIONAL USED DEALER PLATES

LICENSED SINCE 03-15-99; HAS FIVE PLATES.

DECISION: Five additional plates have been approved subject to the dealer maintaining a minimum of 7 employees and sales of 322 vehicles per year.

3. MABEL E. FAJARDO / Edward A. Shapira, Esq. V. CYBER AUTO SALES

SURETY BOND ACTION:

DECISION: Mabel E. Fajardo has been granted the right to file

against the 2006 Surety Bond of Cyber Auto Sales, number S238257, issued by National Grange Mutual Insurance Company, in the amount of \$12,000.00.

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HEARINGS SCHEDULED Continued

4. EDWARD SANZI AND KIMBERLY SANZI V. LINCOLN AUTO SALES & SERVICE, INC. (Joseph Montuori, Pres.)

COMPLAINT / SHOW CAUSE HEARING:

DECISION: Complainant Kimberly Sanzi and Edward Sanzi have been granted a continuation to allow them to attend the hearing at a later date. Edward Sanzi and Kimberly Sanzi will contact the investigator in the Dealers' License and Regulations Office when they will be able to attend.

5. JOEL PATRUNO V. A & J AUTO SALES, INC. (John Ciaramello, Pres.)

COMPLAINT / SHOW CAUSE HEARING:

DECISION: Based on the fact that the vehicle was not properly state inspected the Board has determined that A & J Auto Sales, Inc. will refund the amount of \$1900.00 to the Consumer who had previously returned the vehicle to the dealer.

The Board has also determined that A & J Auto Sales, Inc. was in violation of the following R.I.G.L. and R.I. Rules and Regulations and is required to pay the amounts indicated which total \$500.00 to the Dealers' License and Regulations Office in 10 days from the receipt of the official decision.

Fine \$100.00: RIGL § 31-38-1 (b): Inspection sticker for used vehicles for sale is required.

Fine \$200.00: RI Rules & Regulations Sec VI, Paragraph (L): Two instances of non-employee allowed to sell vehicles.

Fine \$100.00: RI Rules & Regulations Sec VII, Paragraph (E): The dealers bill of sales must be numbered.

Fine \$100.00: RI Rules & Regulations Sec VI, Paragraph (Q): No dealer shall display a vehicle other than at his place of business.

6. DONALD WELDON V. ZINK'S AUTO SALES (Frank A. Zincone,

Pres.)

COMPLAINT / SHOW CAUSE HEARING

Continued to allow time for the acquisition of additional information requested by the Board.

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HEARINGS SCHEDULED Continued

7. SHERI MANGILI V. NEMO AUTO SALES, INC. (Vincent Volpe III, Pres.)

COMPLAINT / SHOW CAUSE HEARING:

Continued to allow time for the acquisition of additional information, to include information from Simon Chevrolet, as requested by the Board. Lt. David Palmer of the State Police has recused himself from this hearing.

8. VECTRIX ELECTRIC VEHICLE SALES (Andrew J. Mac Gowan,

Pres.)

FOR DISCUSSION ONLY

DECISION: Application has been approved subject to completion of additional paperwork required by the Dealers' License & Regulations Office, the completion of a repair facility at the main sales location in Newport and that all deposits for the cycles be deposited in a third party escrow account. Three (3) cycle plates have also been approved.

Walter Craddock, Esq.

Chairman

Cc: Charles Dolan, Administrator, DMV

John DiTomasso, Assistant Administrator, DMV

Joseph I. Monteiro, Chief Enforcement/Regulations, DMV

Marcy Coleman, Esq., Division of Legal Services, DOA

File