

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

April 28, 2008

TO: Gary Sasse, Director

DEPT: Department of Revenue

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 ,

April 24, 2008. Also be advised the following people were present during the hearing: Joseph I. Monteiro, Chief, Enforcement/Regulations and Legal Counsel Marcy Coleman, Esq., Division of Legal Services and the hearing Board members: Walter Craddock, Esq., Thomas Ricci, Dennis Gerstmeyer and Cpl. David Doucet of the Rhode Island State Police.

Absent: James Botvin

MEETING OF APRIL 24, 2008 AT 9:00AM

**DIVISION OF MOTOR VEHICLES – 100 MAIN ST. PAWTUCKET, RI
02860**

**1. REVIEW AND ACCEPTANCE OF THE MINUTES OF THE APRIL 10,
2008 BOARD HEARING.**

Board reviewed the minutes. The minutes were amended to correct the award made to Roger W. Boucher. The amount was amended to \$10,320.71. This change was made to remove the award of interest charges on the loan that were not paid by the Consumer. The minutes were approved.

2. COURTESY HYUNDAI, INC. (John Martins, Pres.)

FIRST APPLICATION – CASE #KR-080-081

**TO DEAL IN NEW HYUNDAI VEHICLES AND USED MOTOR
VEHICLES ONLY**

AT: 20 DIVISION STREET, PAWTUCEKT, RI 02861

Decision: The Board has approved this application subject to the following:

- 1. Site inspection by of the Dealers License & Regulations Office.**
- 2. Issuance of a second hand license by the city of Pawtucket.**

3. Change sign to new name.

4. All plates and licenses to be surrendered to the Dealers License and Regulations Office from Pride Hyundai, license number 541 and dealer plates 260 A-I.

1

HEARING RESULTS

PAGE 2 OF 3

5. Submission of “no protest” letters to the Dealers License and Regulations Office within 30 days.

6. Lease must be reviewed and approved by the Dealer’s License and Regulations Office.

The Board has approved twelve (12) dealers’ plates subject to the dealership submitting an employee list with a minimum of 10 employees listed.

Board member Thomas Ricci arrived and was present to listen to the following cases.

3. TARBOX HYUNDAI (Edward P. Tarbox, Pres./ Daniel Stone, Esq./ Joshua Teverow, Esq.)

RECONSIDER BOARD DECISION OF MARCH 28, 2008 – CASE # KR-080-059

Postponed until the Dealers Board Hearing of May 8, 2008 at the request of Edward P. Tarbox, President of Tarbox Hyundai.

4. REAL MOTOR SALES (Maria D. Darocha, Pres.)

FRANCHISE ADDITION – CASE #KR-080-042

Dismissed without prejudice, Real Motor Sales failed to appear.

5. DOREEN PAGANETTI V. PRIME AUTO BROKERS, INC. (Courtney Ranaldi, VP)

SURETY BOND ACTION – CASE #DS-07-204

FIRST RESCHEDULED HEARING

Decision: The Board granted Doreen Paganetti permission to file against the 2007 Surety Bond of Prime Auto Brokers, Inc, number 68044198, issued by Western Surety Company for the amount of \$18,395.00.

**6. LINCOLN AUTO SALES & SERVICE, INC. (Joseph Montuori, Pres.)
SHOW CAUSE HEARING CASE #KR-080-080**

Postponed at the request of Joseph Montuori, President of Lincoln Auto Sales and Service, Inc., because of a death in his family.

HEARING RESULTS

PAGE 3 OF 3

**7. JULIA A.THOMPSON V. JEEP WORLD AUTO SALES & SERVICE,
LLC (Vincenzo Pellegrino, Pres.)
COMPLAINT /SHOW CAUSE HEARING –CASE #DS-07-245**

Decision: The Board dismissed the complaint by the Consumer against Jeep World Auto Sales & Service, LLC.

The Board has suspended the license to do business of Jeep World Auto Sales & Service, Inc. for thirty days for the violation of RIGL § 35-1-11 (1),(3),(10) and (11), as a result of unconscionable business practice relating to business as a motor vehicle dealer. Jeep World Auto Sales & Service LLC, Inc. has 10 days from the receipt of the written decision to turn their license to do business, 441 and all dealer plates, 248 A-E, to the Rhode Island Dealer's License and

Regulations Office.

8. ANTHONY CHARBONEAU V. JEEP WORLD AUTO SALES & SERVICE, LLC

(Vincenzo Pellegrino, Pres.)

COMPLAINT / SHOW CAUSE HEARING – CASE #DS-08-019

Decision: The Board dismissed without prejudice, complaint was resolved prior to the hearing.

9. PAUL MASSE CHEVROLET SOUTH, INC. (Paul R. Masse, Pres./John R. Pariseault, Esq.)

FIRST APPLICATION – CASE # KR-080-092

TO DEAL IN NEW CHEVROLET & USED MOTOR VEHICLES ONLY.

AT: 375-399 MAIN ST. WAKEFIELD, RI 02879

Decision: The Board has approved this application subject to the following:

- 1. Site inspection by of the Dealers License & Regulations Office.**
- 2. Dominic Penta must remain as an owner of the dealership for 6 months.**
- 3. Lease must be reviewed and approved by the Dealer's License and**

Regulations Office.

4. Yankee Chevrolet plates and license must to be surrendered to the Dealers License and Regulations Office, license number 49 and dealer plates 52 A-N, which will be reissued to Paul Masse Chevrolet South, Inc.

Walter Craddock, Esq. Chairman

Cc: John DiTomasso, Assistant Administrator, DMV

Joseph I. Monteiro, Chief Enforcement/Regulations, DMV

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

File