

RHODE ISLAND DIVISION OF MOTOR VEHICLES

100 MAIN STREET

PAWTUCKET, RI 02860

RHODE ISLAND DEALERS' LICENSE & REGULATIONS OFFICE

Tel. # 462-5733,5734 / Fax # 462-5718

STATE OF RHODE ISLAND AND PROVIDENCE PLANTATION

INTER-OFFICE MEMO

September 15, 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 , September 11, 2008. Also be advised the following people were present during the hearing: Marcy Coleman, Esq., Division of Legal Services and the hearing Board members: Walter Craddock, Esq., Dennis Gerstmeyer and James Botvin, Thomas Ricci and Cpl. David Doucet of the Rhode Island State Police.

Absent: Joseph I. Monteiro, Chief, Enforcement/ Regulations

MEETING OF SEPTEMBER 11, 2008 AT 9:00 AM

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

**1. REVIEW AND ACCEPTANCE OF THE MINUTES OF THE AUGUST
28, 2008 BOARD HEARING.**

The minutes have been reviewed and accepted by the Board.

**2. AUTO PROBE, LLC , d/b/a: SCOOTERS AT AUTO PROBE AND
REPAIR**

(Neil C. Oster, Member)

FIRST APPLICATION – CASE # KR-08-205

**TO DEAL IN NEW SHANGHAI, SHENKE AND MELTIAN MOTOR
SCOOTERS.**

AT 1583 ELMWOOD AVENUE, CRANSTON, RI 02905

**Decision: The Board has approved this application subject to the
manufacturer supplying the proper paperwork for licensing to the
Dealers License and Regulations Office and a site inspection by the
Dealers License and Regulations Office. Three (3) motorcycle dealer
plates have been approved.**

HEARNG RESULTS

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3. R. TETO MOTOR SALES, INC. (Hever Juarez, Pres.)

TRANSFER APPLICATION – CASE # KR-08-215

FROM: 23 CHAFFEE STREET, PROVIDENCE, RI 02909

TO: 172 YORK AVENUE, UNIT #2 AND # 3, PAWTUCKET, RI 02860

Decision: The Board has approved this transfer application subject to finalization in 30 days.

4. PROVIDENCE MOTOR SPORTS, INC. (Bruce R. Beard, Pres.)

d/b/a: VESPA PROVIDENCE APRILIA PROVIDENCE

FIRST APPLICATION – CASE # KR-08-216

TO DEAL IN NEW APRILIA AND VESPA SCOOTERS

**AT: 1670 MINERAL SPRING AVENUE, NORTH PROVIDENCE, RI
02904**

Decision: The Board has approved this application to sell scooters

only. There are no protests on record because Bruce R. Beard is the only licensed dealer currently doing business in Rhode Island. Three (3) motorcycle plates have been approved.

**5. ELAINE J. HEISS V. COLONAL TOYOTA (James Botvin, Pres.)
COMPLAINT / SHOW CAUSE HEARING – CASE # DS-08-147**

James Botvin recused himself from this hearing and left the building.

Decision: The Board has dismissed this complaint. The evidence presented did not indicate any violations by Colonial Toyota. No action will be taken against the dealer, if the dealership had been found in violation of RIGL § 31-5-11(3) & (11) the maximum he would have been required to pay would be \$160.00 for the front rotors to be machined.

**6. DONNA J. WHITE V. NORWOOD KIA (Thomas P. Ricci, Pres.)
BOND ACTION – CASE #DS-08-138**

Postponed at the request of David Igliozi, Esq. attorney for Norwood Kia.

7. KATHLEEN P. SMITH V. WESTMINSTER MOTORS LTD (Victor Ramos, Pres.)

COMPLAINT / SHOW CAUSE HEARING – CASE # DS-08-098

Postponed at the request of Bruce Tedesco, advocate for Kathleen P. Smith.

HEARNG RESULTS

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8. MISCELLANEOUS

M & M MOTORS (Ellen Huberman, Owner)

LOCATED AT 422 SILVER SPRING ST. PROVIDENCE, RI 02904

REQUEST TO OBTAIN RHODE ISLAND DEALER PLATE #39

**RECENTLY RELINQUISHED BY WIGWAM SAAB OF CHARLES ST. N.
PROVIDENCE RI**

**ASKING THAT HER CURRENT DEALER PLATE #134 BE
EXCHANGED FOR #39.**

Decision: The Board has denied this requested. The Board has decided a lottery should be held after license renewals for 2009 have been completed for all one and two digit dealer plates which are not assigned.

9. RAM AUTO SALES, INC. d/b/a; GLEEN MAURICE'S AUTO CENTER SALES

(Kimberly Issler, VP)

LOCATED AT 288 MARKET ST. WARREN RI 02885

REQUEST PERMISSION TO DISPLAY VEHICLES AT ADJACENT VACANT LOT.

Dismissed without prejudice, Ram Auto Sales failed to appear for this hearing.

Walter Craddock, Esq. Chairman

Cc: Sara R. Strachan, Administrator, DMV

John DiTomasso, Assistant Administrator, DMV

Joseph I. Monteiro, Chief Enforcement/Regulations, DMV

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

File