

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

February 13, 2009

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, February 12, 2009. Board members present: Walter Craddock, Esq., Dennis Gerstmeyer, James Botvin, and Cpl. David Doucet of the Rhode Island State Police. Also be advised the following people were present during the hearing: Michael Vispo, Steven Raffa Esq., Division of Legal Services and Richard Interrante.

Absent: Thomas Celona

**MEETING OF FEBRUARY 12, 2009 AT 9:00 AM
DIVISION OF MOTOR VEHICLES – 100 MAIN ST. PAWTUCKET, RI
02860**

**1. REVIEW AND ACCEPTANCE OF THE MINUTES OF THE JANUARY
22, 2009 BOARD HEARING.**

The minutes have been reviewed and accepted by the Board.

2. WALLY'S AUTO SALES, LTD (Walid Nakhoul, Pres.)

FIRST APPLICATION – CASE #KR-09-027

TO DEAL IN USED MOTOR VEHICLES ONLY.

AT: 1 LOG ROAD, SMITHFIELD, RI 02917.

Decision: The Board has approved this application subject to finalizing within 30 days with the Dealer's License and Regulations Office. Three plates have been approved.

Hearing Board Results

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3. JEEP WORLD AUTO SALES & SERVICE, LLC (Vincenzo Pellegrino, Sole-member)

TRANSFER APPLICATION – CASE #KR-09-023

FROM: 580 KILLINGLY STREET, JOHNSTON, RI 02919

TO: 1208 ATWOOD AVENUE, JOHNSTON, RI 02919

Decision: The Board has approved this application subject to the removal of the ice cream sign currently on the building and finalizing within 30 days with the Dealers' License and Regulations Office.

4. DEALERS' LICENSE & REGULATIONS OFFICE V. LUCAS AUTO SALES (Lucas Sano, Member)

SHOW CAUSE HEARING – CASE #DS-08-266

MIS USE OF DEALER PLATE

Decision: The Board has determined that Lucas Auto Sales is in violation of the following Rhode Island General Laws and Rhode Island Rules and Regulations and is required to pay the amounts below which total \$750.00 to the Dealers' License and Regulations Office within 30 days of receiving the formal decision.

Fine: \$100.00: RIGL §31-3-20(a): Improper use of a dealer plate.

Fine: \$250.00: RIGL §31-5-11(10): Indulging in unconscionable practices relating to business as a motor vehicle dealer.

Fine: \$300.00: RI Rules and Regulations VI (L): Three violations of non-employees acting as agents of the dealership at a fine of \$100.00 for each occurrence.

Fine: \$100.00: RI Rules and Regulations VI (Q): All motor vehicles on displayed at the dealership must be owned by the dealer.

The Board has also requested that an investigator from the Dealers' License and Regulations office be sent to the check on the status of all the vehicles and bills of sale for the vehicles that are currently at the dealership.

5. KAHLAN E. FARIS V. CAPRICE AUTO SALES (Gregory Porcaro, Pres.)

COMPLAINT / SHOW CAUSE HEARING – CASE # DS- 08-301

Postponed at the request of Gregory Porcaro.

6. ELENA MALLOZI / William Warren Esq. V. AMC GROUP MOTOR SALES (Ronald Giorgio, Owner)

COMPLAINT / SHOW CAUSE HEARING – CASE #DS-08-210

1ST RESCHEDULED HEARING

Postponed at the request of William Warren Esq., he has been court recused.

Hearing Board Results

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7. FOR DISCUSSION ONLY

DANNY'S AUCTION BARN (David G. Mihailides, Partner)

ADVERTISING ON THE INTERNET SELLING TO THE GENERAL PUBLIC – KR

This discussion has been tabled at the request of Steven Raffa, Esq. State of Rhode Island Division of Legal Services.

8. FOR DISCUSSION ONLY

LETTER FROM BENJAMIN VITI, OF COMMERCIAL SALES &

**MARKETING, INC. REQUESTING TO AUCTION VEHICLES TO THE
GENERAL PUBLIC**

**This discussion has been tabled at the request of Steven Raffa, Esq.
State of Rhode Island Division of Legal Services.**

Walter Craddock, Esq. Chairman

Cc: John DiTomasso, Assistant Administrator, DMV

Michael Vispo, Manager DMV

Steven Raffa, Esq., Division of Legal Services, DOA

Richard Interrante

File