

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

April 23, 2009

TO: Gary Sasse, Director

DEPT: Department of 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, April 23, 2009. Board members: Walter Craddock, Esq., Dennis Gerstmeyer, James Botvin, and Cpl. David Doucet of the Rhode Island State Police were present.

Also be advised the following people were present during the hearing: Michael Vispo and Steven Raffa Esq., Division of Legal Services.

Absent: Thomas Celona

Richard Interrante

MEETING OF APRIL 23, 2009 AT 9:00 AM

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

**1. REVIEW AND ACCEPTANCE OF THE MINUTES OF THE APRIL 9,
2009 BOARD HEARING.**

The minutes have been reviewed and accepted by the Board.

**2. BALISE SUBARU, INC. (James E. Balise, Jr., Pres.)
FRANCHISE ADDITION –SUBARU CASE # KR-09**

Decision: The Board has approved the franchise addition subject to the dealership providing a dealer agreement within 30 days to the Dealers License and Regulations Office. The dealership will be located at 1300 Post Road, Warwick, RI and the repair facility will be located at 1338 Post Road, Warwick, RI as allowed by Rhode Island Rules and Regulation Section VI (B). Twelve dealer plates have been approved. No protests have been received by the Dealers License and Regulations Office in regard to this franchise addition.

**3. JEFFREY EXILUS V. AMC GROUP MOTOR SALES (Ronald Giorgio,
Owner)**

COMPLAINT / SHOW CAUSE HEARING – CASE # KR-09-059

Postponed at the request of Cory Allard, Esq., attorney for AMC Group Motor Sales.

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4. FRANK J. CHIARA III V. ROUTE 3 AUTO SALES, INC. (Niss Lev, VP)

COMPLAINT / SHOW CAUSE HEARING - CASE # DS-09-012

2ND. RESCHEDULED HEARING

Postponed at the request of Frank Chiara III, petitioner.

5. FOR DISCUSSION / DECISION

LETTER FROM RICHARD PALUMBO, PRESIDENT OF KING RICHARD'S SUZUKI / SEEKONK ISUZU REQUESTING A TIME PAYMENT PLAN ON FINES INPOSED BY THIS BOARD.

Decision: The Board has reaffirmed the Hearing Board decision of January 22, 2009 which was received by King Richard's Auto Center

on March 20, 2009 and was not appealed. The Board has ordered that King Richard's Auto Center hand deliver a cashiers check for \$15,000.00, payable to the Dealers License and Regulations Offices no later than 3:00 PM, Friday, April 24, 2009, at 100 Main Street, Pawtucket, RI 02860.

6. FOR DISCUSSION / DECISION

LETTER FROM JOHN HARWOOD, ESQ. WHO REPRESENTS KING RICHARD'S SUZUKI / SEEKONK ISUZU.

REQUESTING A REDUCTION IN THE FINE IMPOSED BY THIS BOARD.

This discussion and decision was combined with item 5, above. The above decision applies to both items 5 and 6 on this agenda.

7. FOR DISCUSSION / DECISION

ON SECTION VII, PARAGRAPH H OF THE RULES AND REGULATIONS.

DEALER PLATE ALLOCATION

Discussion was held.

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