

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

May 4, 2012

TO: Rosemary Booth Gallogly

DEPT: Department of Revenue

FROM: Dennis Gerstmeyer, Chairman

DEPT: Division of Motor Vehicles

SUBJECT: HEARING BOARD RESULTS AMENDED May 10, 2012*

Please be advised of the following matters which were heard before the Board on Thursday, April 26, 2012. Board members: Walter Craddock, Esq., Dennis Gerstmeyer, James Botvin and William Jeffery. Also present Marcy Coleman, Esq., Division of Legal Services.

Sgt. David Doucet of the Rhode Island State Police has recused himself from the dealer hearing board while on special assignment the Department of Motor Vehicles Enforcement Division until further notice.

MEETING OF APRIL 26, 2012 AT 9:00 AM AT THE

DIVISION OF MOTOR VEHICLES –3RD. FLOOR, CONFERENCE ROOM, 600 NEW LONDON AVENUE, CRANSTON, RI 02920

1. REVIEW AND ACCEPTANCE OF THE MINUTES OF: APRIL 12, 2012 BOARD HEARING

Minutes have been reviewed and accepted by the board

2. PREFERRED TOWING AND RECOVERY, LLC d/b/a PREFERRED TOWING RECOVERY AND AUTO SALES (Christine Marie Labbe, Member)

FIRST APPLICATION – CASE # KR-12-116

TO DEAL IN USED MOTOR VEHICLES ONLY

AT: 149 RESERVOIR AVENUE, LINCOLN, RI 02865

Decision: The Board has approved this application and has granted 3 dealer plates.

3. AUTO EXCHANGE, INC.(Victor Ramos, Pres./ Gordon Fox, Esq.)

SHOW CAUSE HEARING – CASE # KR-12-136

Decision: The Board has reinstated the license subject to the dealership providing copies of bills of sales in sequential order on a quarterly basis to the Dealers License and Regulations Office and notifying the office of any change of accountant or bookkeeper within thirty days. The Board has also fined the dealership \$2500.00 to be

explained in the final decision issued by the legal department.

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HEARING RESULTS FOR 04-26-12

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**4. ASPEN AUTO SALES, INC (Eric Noury, Pres. / John Harwood, Esq.)
REQUEST FOR RECONSIDERATION OF ASPEN AUTO SALES, INC.
DEALER'S LICENSE – CASE # DS-12-129**

Decision: The Board has approved the request to allow the license for both locations of Aspen Auto Sales Inc., license number 2 for the main locations and license number 70 for the annex location, to revert to Ralph Ferra subject to all fees previously due and necessary paperwork being submitted to the Dealers License and Regulations Office. Three dealer plates have been granted.

**5. KELLY M. JOHNSON vs. AUTOLAND, INC. (Robert Allyn, Pres.)
COMPLAINT / SHOW CAUSE HEARING – CASE # DS-11-235**

Decision: The Board has ordered Autoland Inc to purchase the vehicle back for the original purchase price of \$7950.00 minus \$1357.00 for mileage which totals 6593.00 minus any outstanding liens against the vehicle.

**6. RICHARD HARTLEY, JR. vs. DORMAN'S AUTO CENTER, INC
(Antonio Albuquerque, Pres.)**

COMPLAINT / SHOW CAUSE HEARING – CASE # KR-12-032

Postponed at the request of the dealership.

**7. KEITH ORMONDE vs. CENTRAL AUTO SALES (Gary Badessa,
Partner)**

COMPLAINT / SHOW CAUSE HEARING – CASE # KR-12-008

Decision: Dismissed without prejudice.

8. STEVIE D'S AUTO SALES & SERVICE (Steven M. Davis, Pres.)

REQUEST FOR ADDITIONAL DEALER PLATES – CASE # KR-12-143

THEY HAVE PLATE #394 A-E - LICENSED SINCE 2010.

Decision: The Board has approved four additional dealer plates subject to the dealership maintaining current sales and current number of employees.

**9. STAMAS AUTO & TRUCK CENTER, INC (Leon G. Stamas, Pres)
REQUEST FOR ADDITIONAL DEALER PLATES - CASE # KR-12-144
THEY HAVE PLATE # 630 A-I - LICENSED SINCE 1994**

***Decision: The Board has approved three additional dealer plates subject to the dealership maintaining current sales, current number of employees, correcting their bills of sales and charging the correct fees for documentation and for temporary plates.**

Dennis Gerstmeyer, Chairman

**Cc: John DiTomasso, Assistant Administrator, DMV
Marcy Coleman, Esq., Division of Legal Services, DOA
File**