

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

July 30, 2012

TO: Rosemary Booth Gallogly

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, July 26, 2012. Board members: Walter Craddock, Esq., Dennis Gerstmeyer, James Botvin and William Jeffery. Also present, Marcy Coleman, Esq., Division of Legal Services.

Lt. 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 JULY 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: JUNE 28,
2012 BOARD HEARING**

Minutes have been reviewed and accepted by the board.

**2. BARRY'S AUTO GROUP INC. d/b/a BARRY'S AUTO GROUP (Peter
W. Barry, President)
FIRST APPLICATION – CASE # KR-12-233
TO DEAL IN USED MOTOR VEHICLES ONLY
AT: 166 CONNELL HIGHWAY, NEWPORT, RI 02840**

**Decision: The Board has approved the application subject to a site
inspection to be completed by the RI Dealers License and
Regulations Office. The dealership must finalize within 30 days. The
Board has also allowed the dealership to keep their original plate
number of 101 in the original quantity of 16 plates, which will be
remade as used dealer plates.**

3. SCOTT MOTORS, INC (William R. Scott, President)

FIRST APPLICATION - CASE # KR-12-224

TO DEAL IN USED MOTOR VEHICLES ONLY

AT: 290 NEWPORT AVENUE, EAST PROVIDENCE, RI 02911

Decision: The Board has approved this application subject to finalizing all requirements within 30 days. The Board has awarded three used dealer plates.

4. SAM'S AUTO GROUP, INC d/b/a SAM'S AUTOS SALES (Bassam Chebbo, President)

FIRST APPLICATION – CASE # KR-12-231

TO DEAL IN USED MOTOR VEHICLES ONLY

AT: 936 CRANSTON STREET, CRANSTON, RI 02920

Decision: The Board has approved this application subject to finalizing all requirements within 30 days. The Board has awarded three used dealer plates.

5. D & J AUTO SALES, LLC (Dean N. Cook II, Member)

**FIRST APPLICATION – CASE # KR-12-232
TO DEAL IN USED MOTOR VEHICLES ONLY
AT: 836 MAIN STREET, WEST WARWICK, RI 02893**

Denied: The Board has denied this application because the building does not have the required footage. They will be allowed to reapply when they increase the size of the building to meet the minimum requirement of 2400 square feet or combine the two businesses into one confirming to us that the one building will be used as the sales office.

**6. CHARLES A. SISSON, III vs. STAMAS AUTO & TRUCK CENTER (Leon G. Stamas, Pres. / K. Shekarchi, Esq.)
COMPLAINT / SHOW CAUSE HEARING – CASE # DS-12-127**

Compliant has been withdrawn with prejudice

**7. MICHAEL ROMEO vs. 44 AUTO MALL SALES, INC (David Lofreddo, Pres.)
COMPLAINT / SHOW CAUSE HEARING – CASE # KR-12-160**

Decision: The Board has denied the complaint because they have determined that the error in the mileage was the result of a clerical error and not the result of an attempt to defraud the customer.

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8. DIANE DELOMBA vs. C & N AUTO SALES (Charles Barron, Partner)

**COMPLAINT / SHOW CAUSE HEARING – CASE # KR-12-084
1ST RESCHEDULED HEARING**

The attorney, Mr. Joseph P. DeStefano Esq., for the dealership has settled this matter with the complainant.

**9. LINDA MATTHEWS vs. TIFFANY MOTORS (John Rini, Jr. Pres.)
COMPLAINT / SHOW CAUSE HEARING – CASE # DS-12-131**

Decision: The Board has denied the consumers request because the problems with the vehicle occurred 1 year after the purchase of the vehicle which was safety inspected at the time of sale and was

deemed safe.

10. FOR DISCUSSION AND ACTION FROM THE BOARD

NEW ENGLAND AUTO PAWN, LLC (Kiara Peralta, Managing Member)

CASE # KR-12-25

The Board has determined that more information is required to enable a decision to be made. Mr. John Howard, Esq. will be obtaining additional information from the states of Massachusetts, Georgia and Alabama which currently have similar programs in effect.

Walter Craddock Esq., Chairman

Cc: Marcy Coleman, Esq., Division of Legal Services

File