

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

April 8, 2013

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 Tuesday,

April 2, 2013. Board members: Walter Craddock, Esq., 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 decision process of the dealer hearing board while on special assignment the Department of Motor Vehicles Enforcement Division until further notice.

Absent: Marc Levasser

**MEETING OF APRIL 2, 2013 AT 12:30 PM 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: FEBRUARY
20, 2013 BOARD HEARING**

Minutes have been reviewed and accepted by the board.

**2. BLACKSTONE AUTO SALES & BODY, INC (Joseph Ferreira, Pres.)
ANNEX APPLICATION – CASE # KR-13-0050
LOCATED AT 1740 LONSDALE AVENUE, LINCOLN, RI 02865**

**The Board has approved this application subject to it being finalized
within 30 days
with the RI Dealers License and Regulations Office.**

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3. HERTZ CAR SALES, LLC d/b/a HERTZ CAR SALES (Jeffrey Adams, Pres.)

FIRST APPLICATION – CASE # KR-13-0033

TO DEAL IN USED MOTOR VEHICLES ONLY

LOCATED AT 167 PUTNAM AVENUE, JOHNSTON, RI 02919

This hearing has been postponed at the request of the dealership.

4. CLARKS AUTO SALES & SERVICE, INC (Frederick Correy, Pres.)

TRANSFER APPLICATION- CASE # KR-13-0019

FROM: 33 SEABURY STREET, PROVIDENCE, RI 02907

TO: 289-299 BAILEY BLVD. PROVIDENCE, RI 02905

The Board has approved this transfer application subject to the submission of a copy of the deed to the property and a copy of the second hand license from the city of Providence to the RI Dealers License and Regulations Office. This application process must be finalized within 30 days.

5. ALEXANDER DOUGLAS vs. AUTO DRIVE ONE AUTO SALES (

Joseph Dibiasio, Pres)

SHOW CAUSE HEARING – CASE # KR-12-0326

The Board has determined that the dealership is in violation of Rhode Island Rules and Regulations VI (R), requiring that all vehicles must be inspected prior to selling them. The Board therefore has ordered the dealership to buy back the vehicle from Alexander Douglas. Since the dealerships license is no longer in effect the Board has advised the complainant to file a claim with the bonding company, Western Surety Company, P.O. Box 5077, Sioux Falls, South Dakota 57117-5077 against surety bond number 71265670, effective dates 5/15/2012 to 12/31/2012.

6. DEALERS' LICENSE & REGULATIONS OFFICE vs. AUTO DRIVE ONE AUTO SALES (Joseph Dibiasio, Pres.)

SHOW CAUSE HEARING – CASE # KR-12-0309

The Board has tabled this complaint subject to additional research to be completed by the legal department.

HEARINGS RESULTS – 04-02-2013

**7. DEALERS' LICENSE & REGULATIONS OFFICE vs AUTO DRIVE
ONE AUTO SALES (Joseph Dibiasio, Pres)
SHOW CAUSE HEARING – CASE # KR-13-0047**

The Board has tabled this complaint subject to additional research to be completed by the legal department.

**8. FOR DISCUSSION AND DECISION ON D & J AUTO SALES
CASE # 12-0232
REVIEW PICTURE**

The Board has approved the building subject to the dealership installing a partition between the parts area and the dealership business office on the first level of the building within 60 days. The following documents must be submitted to the Dealers License and Regulations Office a GU1338c Rhode Island Special Financial Responsibility Insurance Certificate and check in the amount of \$301.50. The dealership must finalize with the Dealers License and Regulations within 30 days.

**9. BOND CANCELLATIONS
REQUEST TO DELEGATE AUTHORITY TO LICENSE**

**INVESTIGATORS TO SUSPEND DEALER LICENSES UPON
NOTIFICATION THAT THE REQUIRED BOND IS NOT IN EFFECT**

**This item has been tabled to allow for further discussions between
Kevin Rabbitt and
Lt. David Doucet.**

Walter Craddock, Esq., Chairman