

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

November 2, 2015

TO: David Sullivan

DEPT: Department of Revenue

FROM: James Botvin, Chairman

DEPT: Division of Motor Vehicles

SUBJECT: HEARING BOARD RESULTS

Please be advised of the following matters which were heard before the Board on Wednesday, October 21, 2015. Board members present: James Botvin, Chairman, William Jeffery, Joseph Solomon, Esq. and Lt. David Doucet of the Rhode Island State Police who will abstain from the deliberation process and voting while on special assignment with the Department of Motor Vehicles Enforcement Division until further notice.

Also present: Bradford Booth Esq., Deputy Chief of Legal Services, Division of Motor Vehicles.

Absent: Marc Levasseur

**MEETING OF OCTOBER 21, 2015 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 THE MEETING
OF:
SEPTEMBER 16, 2015 BOARD HEARING.**

**The Board has reviewed and approved the minutes of September 16,
2015.**

**2. MDR ENTERPRISES, LLC DBA: BMW OF NEWPORT (Michael A.
Grieco, Jr. Member)
FIRST APPLICATION – CASE # KR-150-373
TO DEAL IN NEW BMW AND USED MOTOR VEHICLES ONLY
AT: 1215 WEST MAIN ROAD, MIDDLETOWN, RI 02842**

James Botvin has recused himself because of a conflict of interest.

**Decision: The Board has approved this application subject to the
dealership supplying 3 BCI reports that are due, a zoning letter from
the town of Middletown, a signed letter of intent from BMW, a copy of
a signed deed and a copy of the minutes of the corporate meeting.**

Dealer plate number 1A-Z have been granted.

The Board has not received any protests from area dealerships. Peter Capodilupo, previously an officer of the dealership under the previous owners will remain under the new ownership.

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3. R & A AUTO SALES, LLC DBA: R & A AUTO SALES (Roberto Gomez, Member)

FIRST APPLICATION -CASE # KR-150-357

TO DEAL IN USED MOTOR VEHICLES ONLY

AT: 1171-1173 PARK AVENUE, CRANSTON, RI 02910

Decision: The Board has approved this application subject to the completion of the purchase and sales agreement and submission of a copy of the resulting deed to the RI Dealers License and Regulations Office with a copy of the secondhand license to be issued by the City of Cranston. Three dealer plates have been granted.

4. PATRIOT MOTOR GROUP, LLC DBA: PMG AUTO SALES (Rocco

Gesualdi, Owner)

TRANSFER APPLICATION – CASE # KR-150-359

FROM: 391 DYER AVENUE, CRANSTON, RI 02920

**TO: 1361 MINERAL SPRING AVENUE, NORTH PROVIDENCE, RI
02904**

Decision: The Board has approved this transfer application subject to finalizing with the Dealers License and Regulations Office within 30 days.

5. THE CAR LOT, INC (Robert Corsi, President)

ANNEX APPLICATION – CASE # KR-150-370

ANNEX LOCATION: 1400 PLAINFIELD PIKE, CRANSTON, RI 02920

MAIN LOCATION: 441 DYER AVENUE, CRANSTON, RI 02920

Decision: The Board has approved the annex application.

**6. DEALERS' LICENSE & REGULATIONS OFFICE VS BROSCO
MOTORS, INC (Maria Carl, President)**

CASE # KR-150-248

SHOW CAUSE HEARING

Decision: The Board has fined the dealership \$3000.00 for being in

violation of RIGL§31-5-11 (3), (10) and (11) as a result of finding evidence of the misuse of dealer plates, unauthorized persons representing the dealership and taking vehicles on consignment to sell. The Board has also ordered 4 of the 7 dealers plates currently assigned to the dealership, 411D-G be returned to the RI Dealers License and Regulations Office.

**7. JANEIKA BUTLER AND DEALERS' LICENSE & REGULATIONS OFFICE VS GARCIA'S AUTO SALES, INC (Jose Perez, President)
CASE # AM-140-366
COMPLAINT / SHOW CAUSE HEARING**

POST PONED BY THE ATTORNEY FOR GARCIA'S AUTO SALES.

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**8. BRENDA SANTIAGO AND DEALERS' LICENSE & REGULATIONS OFFICE VS GARCIA'S AUTO SALES, INC (Jose Perez, President)
CASE # AM-150-106
COMPLAINT/ SHOW CAUSE HEARING**

POST PONED BY THE ATTORNEY FOR GARCIA'S AUTO SALES.

9. VEADER AUTO GROUP, INC DBA: BRISTOL TOYOTA, INC (Edward S. Veader, Jr. President)

CASE # KR-150-369

LOCATED AT 706 METACOM AVENUE, BRISTOL, RI 02809

REQUESTING TO CHANGE THE EXISTING DEALER'S LICENSE # 109 FROM "NEW CAR DEALER" TO "USED CAR DEALER" WITHOUT HAVING TO GO THROUGH A NEW APPLICATION PROCESS AND TO MAINTAIN THE SAME DEALER PLATE NUMBER.

Decision: The Board has approved the change to a used car dealership subject to the dealership completing a name change application to remove reference to the vehicle brand name. They will be allowed to maintain the current plate number 20 A-J which will be remade as used car dealer plates. The new car dealer plates, 20A-W, will be returned to the Dealers' License and Regulations Office to be destroyed upon receipt of their used dealer plates.

10. FOR DISCUSSION ONLY:

TO DISCUSS THE APPEAL PROCESS PERTAINING TO THE RHODE ISLAND DEALERS HEARING BOARD DECISIONS THAT HAVE BEEN APPEALED.

11. FOR DISCUSSION ONLY:

BCI RECORD

James Botvin, Chairman

**Cc: Bradford Booth, Esq., Deputy Chief of Legal Services, RI Division
of Motor Vehicles**