

**Georgia State Board of Registration of Used Motor Vehicle Dealers
Board Meeting
November 16, 2011**

A public hearing was held by the Georgia State Board of Registration of Used Motor Vehicle Dealers on November 16, 2011, for the purpose of providing licensees the opportunity to appeal fines assessed for inspection violations and to appeal the Board's decision to revoke licenses for failure to maintain established places of business. The hearings were held at the office of the Professional Licensing Boards Division, 237 Coliseum Drive, Macon, GA. The Board chairman, Jeff Wilkinson, called the hearings to order at 10:00 a.m. A quorum of the Board was present with members Jeff Wilkinson, Alex Grovenstein, Douglas Hooper, Lewis Page, and Ruth Flemister in attendance.

At the conclusion of the hearings, the Board rendered the following decisions on each case:

Doug Hooper moved, Alex Grovenstein seconded, and the Board voted to continue the hearing for All in One Auto Sales.

After providing an opportunity for hearing and receiving proof of delivery of the certified notice of hearing, the Board received evidence from Enforcement reports that the dealers were no longer in business at the established place of business on record with the Board office. Doug Hooper moved, Alex Grovenstein seconded, and the Board voted to revoke the following licenses of the following dealers:

Gorilla Auto Sales LLC	UCAR037738
Prime Luxury Motors Inc.	UCAR038780
INC Motorsports	UCAR038663
Capital Auto Leasing	UCAR034940
Phoenix Auto Remarketing Inc.	UCAR033835
J & J Auto Exports	UCAR036730
Work Trucks Inc.	UCAR032848
You Ride Auto Sales	UCAR036786

After being apprised that the Board has not received proof of service of certified notices of hearing, Doug Hooper moved, Alex Grovenstein seconded, and the Board voted to continue the hearings for the following licensees:

Cole's Used Cars Inc.
Cars For You

After providing an opportunity for hearing and being advised that certified notice of hearing was returned as undeliverable, and being advised that the Division Director of the Professional Licensing Boards Division was properly served as prescribed by law, Doug Hooper moved, Alex Grovenstein seconded, and the Board voted to issue a Final Decision on the following dealer:

Prime Imports of Thomasville

The Final Decision assesses a fine of \$1250.00, which must be paid within 90 days of the docketing of the Final Decision. The Final Decision will result in immediate suspension of the license if payment in full is not received within the 90-day period following docketing of the Final Decision.

The Board heard an appeal of a fine assessed for inspection violations for Captain Auto, which was represented by the licensee, Ziad Alkoptan. After hearing evidence and testimony from the inspector and appeal from the licensee, Doug Hooper moved, Alex Grovenstein seconded, and the Board voted to waive the fine on 5 violations of failure to post FTC Buyer Guides and to assess the fine on 4 violations of failure to post FTC Buyer Guides. The total fines assessed were reduced to \$1000.00.

The Board noted that AGI Auto Group did not appear for their hearing. The Board noted that the dealer was properly notified of acceptance of their request for a hearing. The fine assessed stands due to the dealer's failure to appear or request a continuance.

Chairman Wilkinson adjourned the hearings at the conclusion of the decisions and called the regular meeting of the Board to order. A quorum was maintained with the following members present: Jeff Wilkinson, Alex Grovenstein, Lewis Page, Douglas Hooper with the GA Dept of Revenue, and Ruth Flemister with the Governor's Office of Consumer Protection.

Executive Session:

Lewis Page moved to enter into Executive Session to deliberate on applications, complaints, and investigations, as authorized by O.C.G.A. § 43-1-2 (k) and 43-1-19 (h). Ruth Flemister seconded the motion. The motion was carried by Jeff Wilkinson, Chairman; Alex Grovenstein, Lewis Page, and Ruth Flemister. The Board concluded Executive Session in order to vote on the matters discussed and to continue with the public session.

Approval of Minutes:

Lewis Page moved, Alex Grovenstein seconded, and the Board voted to approve the minutes of the September 21, 2011 meeting.

Applications:

Doug Hooper moved, Alex Grovenstein seconded, and the Board voted to ratify the list presented of licenses issued since the July 20, 2011 meeting.

After hearing an appeal from the applicant, Ruth Flemister moved, Alex Grovenstein seconded, and the Board voted unanimously to reverse its previous decision and to approve the application for licensure for Daniel Wisham's Southside Auto Sales, LLC.

After hearing an appeal from the applicant, Lewis Page moved, Doug Hooper seconded, and the Board voted unanimously to reverse its previous decision and to approve the application for licensure for Donald's Auto Sales.

Alex Grovenstein moved, Lewis Page seconded, and the Board voted to approve the following applications for licensure:

Options Luxury Automotive Group LLC
Bibb Auto Parts Repairs & Car Sales

Alex Grovenstein moved, Lewis Page seconded, and the Board voted to refer a case to the Attorney General to draft a consent order for D A S for failure to notify the Board of a change of address within 30 days of the change as allowed by Board Rule. The consent order assesses a fine of \$250.00 and probation until March 31, 2014.

Attorney General Report:

Lewis Page moved, Alex Grovenstein seconded, and the Board voted to accept the report presented by the Attorney General on cases under review in his office.

Complaints:

Doug Hooper moved, Alex Grovenstein seconded, and the Board voted to accept the recommendations made in Executive Session on the following complaints:

<u>Case Number</u>	<u>Decision</u>
UMVD120033	Close
UMVD120051	Fwd to AG for Revocation
UMVD120049	Fwd to AG for Revocation
UMVD120053	Close
UMVD120065	Fwd to AG for Notice Of Hearing
UMVD120080	Fwd to AG for Revocation
UMVD120094	Fwd to AG for Revocation
UMVD120093	Close
UMVD120066	Close
UMVD120056	Fwd to AG for Revocation
UMVD120076	Fwd to AG for Revocation
UMVD120114	Waive fine, but deny change of address. Hold renewal until he submits another Change Of Location.
UMVD120077	Close
UMVD110856	Fwd to AG for Revocation
UMVD120059	Close
UMVD120041	Fwd to AG for Revocation

UMVD120062	Refer to AG for CO w/ \$500 & 12 mos probation for improper distribution of temporary tags.
UMVD120177	Fwd to AG for Revocation
UMVD110794	Close
UMVD110503	Fwd to AG for Notice Of Hearing
UMVD120025	Fwd to Enforcement to obtain info regarding the two other complaints.
UMVD120009	Close
UMVD120170	Fwd to AG for Notice Of Hearing
UMVD120263	Fwd to AG for Revocation
UMVD120210	Refer to DOR for research into franchise agreement and validity.
UMVD110725	Fwd to AG for revocation
UMVD110816	Send notice to appear for Cognizant interview & to bring file pertaining to Complainants case.
UMVD120142	Send notice to appear for Cognizant interview & to bring file pertaining to Complainants case.
UMVD110864	Close
UMVD120072	Close
UMVD120070	Close
UMVD120084	Close
UMVD120050	Close
UMVD120037	Close
UMVD120019	Close
UMVD120013	Close
UMVD120153	Close
UMVD120101	Close
UMVD120140	Close
UMVD120137	Close
UMVD120118	Close
UMVD120156	Close
UMVD120167	Close
UMVD120106	Refer to Enforcement to obtain statement from licensee.

Lewis Page moved, Doug Hooper seconded, and the Board voted to ratify acceptance of the following Cease & Desist Orders for unlicensed practice:

Platinum Used Cars

Woodstock

Zebulon Auto Spa

Macon

Francis Lott	Douglas
Thomas Charles Iamonico	Acworth
Peyton Norman	Lincolnton
Quality 1 Imports LLC, Christopher D Asher	Atlanta
Jay Lamin Auto Sales	Decatur
Cousins Elite Automotive	Alma

Doug Hooper moved, Alex Grovenstein seconded, and the Board voted to ratify acceptance of the following Orders to Accept Fine Monies and Close Cases:

Name	Violation	Total Amount Accepted
JD Byrider	Failure to furnish approp Docs for Tag	\$1,500
Drivesource Inc.	FTC Buyers Guides	\$250
Stripland Motor Company	Failure to transfer title documents	\$1,000
Cars-N-Stuf, Inc.	FTC Buyers Guides	\$750
Highway 92 Auto Sales/ (Key-Schall Inc)	FTC Buyers Guides No Surety Bond	\$4,250
Mitch Simpson Motors	Failure to furnish approp Docs for Tag	\$500
Crane Used Cars	Failure to maintain SBND, COI, FTC Buyers Guides	\$1,250
Queen Motors Inc.	FTC Buyers Guides, Possession of Open titles, Failure to apply for title in retail purchasers name within 30 days	\$5,750
Lewallen's Sales Inc.	FTC Buyers Guides	\$750
Cymill Motors	FTC Buyers Guides	\$2,250
Simmons Automotive Group LLC	FTC Buyers Guides	\$250
Family Auto & Truck Sales Inc.	FTC Buyers Guides	\$500
Henry Auto Sales Inc.	Failure to maintain SBND & COI	\$1,000

R Quality Auto Sales	FTC Buyers Guides	\$1,250
MER Auto Sales LLC	Failure to remit tag/title documents	\$1,000
U.S Auto Mart Inc.	FTC Buyers Guides	\$750

Other Business:

After thorough review of the seminar manual presented and discussion of the manual, Alex Grovenstein moved, Lewis Page seconded, and the Board voted unanimously to deny the request by Robert Whiten for approval as a seminar provider.

The next meeting of the Board will be January 18, 2012, at 10:00 a.m. at 237 Coliseum Drive, Macon, GA.

There being no further business, the meeting was adjourned at 2:30 p.m.