### MOTOR VEHICLE INDUSTRY LICENSING BOARD

Professional and Vocational Licensing Division Department of Commerce and Consumer Affairs State of Hawaii

#### MINUTES OF MEETING

The agenda for this meeting was filed with the Office of the Lieutenant Governor, as required by §92-7(b), Hawaii Revised Statutes (HRS).

Tuesday, April 22, 2014 Date:

Time: 9:00 a.m.

Place: King Kalakaua Conference Room

> King Kalakaua Building 335 Merchant Street, 1st Floor Honolulu, Hawaii 96813

Present: Werner Umbhau, Public Member, Chairperson

> Carl D. Johnsen, Public Member Dennis Short, Industry Member Donald Touchi, Public Member

Christine Rutkowski. Executive Officer

Alice Worthy, Secretary

Excused: Stan Masamitsu, Industry Member, Vice-Chairperson

Rodney J. Tam, Deputy Attorney General

Guests: Jeff Crabtree, Private Attorney

Dave Rolf, HADA

Call to Order: Chairperson Umbhau called the meeting to order at 9:10 a.m., at which

time quorum was established.

Additions/Revisions

to Agenda: None.

Approval of Minutes

It was moved by Mr. Touchi, seconded by Mr. Johnsen, and unanimously of Previous Meeting: carried to approve the meeting minutes of March 4, 2014, as circulated.

None. Chair's Report:

Executive Officer's

Report:

The Executive Officer reported that Mr. Masamitsu was excused from

today's meeting due to a prior commitment.

The Executive Officer further reported that the Governor has appointed Wendee Wilson to fill the public member vacancy. Ms. Wilson has been confirmed by the Senate. Ms. Wilson served as a board member on the

Massage Therapy Board for two full terms.

The Governor has not yet appointed anyone to fill the vacant industry

position.

Motor Vehicle Industry Licensing Board Minutes of the April 22, 2014 Meeting Page 2

<u>Licensing</u>: <u>Ratifications</u>

Motor Vehicle Salespersons Transfers
Motor Vehicle Salespersons License

Motor Vehicle Dealer Relocation License

Motor Vehicle Dealers License

Motor Vehicle Distributor License

Motor Vehicle Manufacturer License

Motor Vehicle Auction

Motor Vehicle Consumer Consultant

Upon a motion by Mr. Touchi, seconded by Mr. Johnsen, it was unanimously carried to ratify the above lists for the licenses sought (as attached).

### **Applications**

<u>United Auto Remarketers LLC</u> - Motor Vehicle Dealer (deferred from March 4, 2014 meeting)

Board members reviewed the additional information submitted.

After discussion, it was moved by Mr. Touchi, seconded by Mr. Johnsen, and unanimously carried to approve the application for a dealer's license for United Auto Remarketers LLC.

### June 2014 License Renewals

The Executive Officer reported that renewals will "go live" on May 5<sup>th</sup> and that manufacturers and distributors can now renew on-line. A postcard reminder will be mailed out and, upon request, a hard copy of the renewal application can be mailed to the licensee. It is suggested that everyone renew as early as possible to avoid any problems. There is a dependency relationship between manufacturers/distributors and the franchise dealers; there is also a dependency relationship between dealers and salespersons. If the dependency is terminated due to non-renewal of one party, then even if the other party renewed on time, that renewal will not be processed. On-line renewals are the quickest way to renew; a receipt is emailed to the licensee. In addition, help is available via chat or phone assistance.

2014 Legislative Session:

None.

Open Forum:

Jeff Crabtree, attorney for consumers in auto cases, addressed the Board with continued concerns about consumers not being able to get their ownership certificates for their vehicles from the dealers. It appears that there are more problems with used car sales and ownership certificates. Mr. Crabtree referenced §437-12, HRS. He stated that dealers believe they have the right to possess the title. However, in some cases, there

Motor Vehicle Industry Licensing Board Minutes of the April 22, 2014 Meeting Page 3

are delays in the dealers getting the title. After the consumer goes to his office, he then is usually able to unwind the sale. In addition, should the matter get to the point of a lawsuit, the consumer carries the burden. He did state that as far as the military, that appears to be getting better.

The Executive Officer stated that the Board is prohibited from discussing the matter because it is not on the agenda. The Chair instructed the Executive Officer to place this matter on the agenda for the next Board meeting.

Dave Rolf, HADA, stated that buy/sells recently occurred in the State and there were delays in the licensing process. He stated that because it stops commerce, there is a real concern because in his opinion regulation should never impede commerce. He suggested that the Board consider legislation to allow a temporary dealer's license so that a dealer can operate while the paperwork follows.

Mr. Short stated that applicants that want to do business in the State need to follow the instructions and dot their "i's" and cross their "t's" when filling out the application form so that there are no delays in processing.

Next Meeting: Tuesday, June 17, 2014

9:00 a.m.

Queen Liliuokalani Conference Room

335 Merchant Street, 1<sup>st</sup> Floor

Honolulu, HI 96813

Adjournment: There being no further business to discuss, the meeting adjourned at

9:45 a.m.

/s/ Alice Worthy
Alice Worthy, Secretary

Reviewed and approved by:		
/s/ Christine Rutkowski		
Christine Rutkowski Executive Officer	_	

CR:aw 4/30/14

[ X ] Minutes approved as is.[ ] Minutes approved with changes. See Minutes of \_\_\_\_\_\_.

Tuesday, April 22, 2014							
1							
HONOLULU							
AMADEO, JACOB	TONY HAWAII CORP DBA TONY HONDA						
ARISTA, JAY	CUTTER CJD INC						
	JN GROUP INC						
BACA, ANTHONY BALLESTEROS, RUEL	CUTTER BUICK GMC INC						
CAMACHO, CLIFFORD	JN GROUP INC MONTGOMERY POWERSPORTS LTD						
CHING, NOAH							
DE OLIVEIRA, SERGIO	J/R MOTORS 730 LLC MAKENA HWAII WINDWARD INC						
DI LULLO, CHRISTIAN	TONY HAWAII AUTOMOTIVE GRP						
FERREIRA, DENNIS	CUTTER BUICK GMC INC						
GATEWOOD, DONALD							
HASHIMOTO, BRIAN	HONOLULU FORD INC TONY HAWAII CORP DBA TONY HONDA						
JAVINES, LIMUEL							
JORDAN, ROGERIO	KING WINDWARD NISSAN LLC						
KAHAWAI, ROBERT	CUTTER BUICK GMC INC						
KIM, DONNY	ALOHA AUTO GROUP LTD						
KIM, KEVIN	JN GROUP INC						
LEE, CLAYTON	VOLVO OF HONOLULU						
LEE, SHERMAN	HONOLULU FORD INC						
MARSHALL JR, CHARLES	HONOLULU FORD INC						
MEDRANO, ROLLY	ALOHA AUTO GROUP LTD						
METTER, BRANDON	MONTGOMERY POWERSPORTS LTD						
MINNIS, DONALD	HONOLULU FORD INC						
MORISATO, DANIEL	HONOLULU FORD INC						
NAKANISHI, RICHARD	TONY HAWAII AUTOMOTIVE GRP						
NAKAYAMA, DEREK	MONTGOMERY POWERSPORTS LTD						
O'BITTS, MICHAEL	LINNE F. HOLMBERG						
ODEGAARD, RUSSELL	MONTGOMERY POWERSPORTS LTD						
PASTOR, CESAR	JN GROUP INC						
PERRY JR, DAVID	TONY HAWAII CORP DBA TONY HONDA						
SINCLAIR, MICHAEL	HONOLULU FORD INC						
SOLIDUM, NASHUA	HONOLULU FORD INC						
WEST, ERIC	BMW OF HONOLULU						
YIP, LARRY	HAWAII AUTOMOTIVE LLC						
HAWAII							
AOKI, CLYDE	BIG ISLAND MOTORS INC						
DEREGO, DASON	BIG ISLAND MOTORS INC						
MAKIZURU, CATHERINE	MONTGOMERY POWERSPORTS LTD						
RAHIMIAN, PAYMAN	KALOKO MOTORS LLC						
I VALIMANA I A LIMATA	TO LEGICO MOTORIO ELO						
KALIAI							
KAUAI	ALOUA KALAL						
KAAIHUE, JONATHAN	ALOHA KIA KAUAI						
KANEAKUA, WESRIC	ALOHA KIA KAUAI						

Tuesday, A	pril 22	, 2014	•					
	•							
MAUI								
BARANIK, YAF	२०			KAHULUI AUTO SALES INC				
CAMBRA, KYL	E			LITHIA MA	UI-H LLC			
FERNANDEZ,	BRUSL	Y		LITHIA MAUI-H LLC				
GINNETT, CHI	RISTOP	HER		LITHIA MA				
JOSE, JOHNNY			LITHIA MAUI-H LLC					
MCCOLLOUGH, GRANT			WEST MAUI MOTORS INC					
MICHIELS, MA	\RK				TOMOTUA	VE INC		
PARANADA, Z	OLIO			LITHIA MA				
PARKES, CRA	lG			WEST MAI		SINC		
RILEY, DIETRI				LITHIA MAUI-H LLC				
TANGONAN, ROGELIO			LITHIA MAUI-H LLC					
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## MOTOR VEHICLE INDUSTRY LICENSING BOARD APRIL 22, 2014

### **RATIFICATION LISTS**

### **CAR SALESPERSONS**

JN GROUP INC TONY HAWAII AUTOMOTIVE GROUP LTD JN GROUP INC KUHIO MOTORS INC JIM FALK AUTOMOTIVE INC CUTTER FORD INC SERVCO SUBARU INC JN GROUP INC KUHIO MOTORS INC MAKENA HAWAII WINDWARD INC HAWAII NISSAN INC CUTTER BUICK GMC INC CUTTER CJD INC TONY HAWAII CORPORATION HAWAII NISSAN INC KONA'Z DEALZ ON WHEELZ INC CHOICE AUTOMOTIVE LLC FERDINAND R SANTOS KUHIO MOTORS INC JIM FALK MOTORS OF MAUI INC JN GROUP INC CUTTER CHRYSLER JEEP DODGE INC JIM FALK AUTOMOTIVE INC J/R HILO ACQUISITION LLC CUTTER CJD INC HAWAII NISSAN INC JN GROUP INC CUTTER BUICK GMC INC GAC AUTO GROUP INC A-1 AUTO SALES LLC SHELLY EUROCARS LLC VOYAGER CORPORATION KING WINDWARD NISSAN LLC SOUTH MAUI MOTORS INC AUTO X-CHANGE INC JIM FALK MOTORS OF MAUI INC J P AUTOMOBILES INC ALOHA AUTO GROUP LTD ABC AUTO CENTER INC JN GROUP INC CUTTER CHRYSLER JEEP DODGE INC CYCLE CITY LTD TESLA MOTORS INC CUTTER FORD INC J/R KONA ACQUISITION LLC JN GROUP INC ALOHA AUTO GROUP LTD ENVY HAWAII LLC CHOICE AUTOMOTIVE LLC ANTOINE NGUYEN AND COMPANY LLC SERVCO PACIFIC INC FERDINAND R SANTOS TONY HAWAII AUTOMOTIVE GROUP LTD MAKENA HAWAII WINDWARD INC BIG ISLAND TOYOTA INC KUHIO MOTORS INC KUHIO MOTORS INC HONOLULU FORD INC SHELLY EUROCARS LLC KUHIO MOTORS INC SERVCO PACIFIC INC TONY HAWAII CORPORATION GAC AUTO GROUP INC JN GROUP INC CUTTER CHRYSLER JEEP DODGE INC MANONO AUTO LLC MANONO AUTO LLC VALLEY ISLE MOTORS LTD TELESEEK AUTO LLC

SERVCO PACIFIC INC

JN GROUP INC VALLEY ISLE MOTORS LTD

OAHU JOSAIAR <AINA< OAHU DANIEL B <BAJET< OAHU LAMAR V <BECKLEY< KAUAI JAMES M <BENKERT< MAUT MICHAEL D <BOLING< OAHU CHARLEY H <BOLLIG< OAHU DAVID M <BROWN< OAHU RICKY J <BROWN< KAUAI ALLEN R <CALUMAG< OAHU TODD <CASH< OAHU CHRISTINE D <CASISON< OAHU RAMONA P <CASTRO< OAHU JOEL D <CHASTEEN< OAHU HENRY Q <CHEN< OAHU SUNSHINE K <CHING< OAHU WILLIAM H <CORNWELL< SR OAHU CLAY R <ENNISS< OAHU RASOUL A <ESFANDIARI< KAUAI JACOB O <GALINDO< MAUI RYAN D <GARDE< OAHU GRAYDON F <GESKE< JR OAHU KYLE K <GIRON< MAUI JOSE <GONZALEZ< HAWAII JESSIE K <HAO< OAHU JAMILAH T <HERNANDEZ< OAHU CAROL F <HIGA< OAHU DEREK T <HILLEGASS< OAHU JEFFREY J <JOHANSEN< JR OAHU KYLE C <KALILIMOKU< OAHU TOMMY <KIM< OAHU COLLEEN K <KNUDSEN< OAHU IKAIKA J <KOBASHIGAWA< OAHU JEREMY J G <KONG< MAUI KYLE A <LABUANAN< OAHU JOHN D <LANDRYSMITH< OAHU JAYSEN A <LAUREL< OAHU DAVID J K <LEE< OAHU REX <LEE< OAHU MARY C <LEWIS< OAHU MICHEL-HENRY <MARCELIN< OAHU JARED A <MATSUOKA< MAUI PATRICK N <MCEVOY-NG< OAHU SUSAN G <MCHENRY< OAHU ADAM M <MEYER< HAWAII MALKUM S <MUHAMMAD< OAHU JOSEPH F <NAJAR< OAHU MYRON S <NAKAYAMA< OAHU DAVID E <NEFF< OAHU ANHTU Q <NGUYEN< OAHU PHU <NGUYEN< OAHU BRYAN J <OKUNO< OAHU JALIL <OLIAI,< OAHU DENNIS <PAULINO< OAHU JAMES W <PETTUS< JR HAWAII CODY K <PHILLIPS< KAUAI DAVID M <PRUITT< OAHU RANDY <RODRIGUEZ< KAUAI LANCE E <ROHRER< OAHU RACHAEL L <RUMPLE< OAHU ANDREI M <RUS< KAUAI BENJAMIN A <SALUD< OAHII DMITRI <SEMENOV< DAHU DAVID T M <SHINSATO< OAHU REENA B L K L K <SLUTTER< OAHU FRANK J <SOSONOWSKI< OAHU PHILIP A <TAGARIELLO< HAWAII LANCE S <TAKETA< HAWAII PATRICK Y <TAKETA< MAUI LANCE D <TIDEMANN< OAHU AMY S <TITUS< OAHU SEIJI <TSUCHIDA< OAHU JOHN-PAUL <VASAIO< MAUI KAI P <YAMASHITA<

# MOTOR VEHICLE INDUSTRY LICENSING BOARD APRIL 22, 2014

### **RATIFICATION LISTS**

## **DEALERS**

MVD	995	HI 96720	MANONO AUTO LLC
MVD .	996	HI 96817	MONTGOMERY POWERSPORTS LTD
MVD .	997	HI 96740	KALOKO MOTORS LLC
MVD	998	HI 96761	WEST MAUI MOTORS INC
MVD	999	HI 96797	TESLA MOTORS INC

### **MANUFACTURERS**

F	162	FORT VALLEY	GA	31030	BLUE BIRD BODY COMPANY
F	163	CANADA J2E 0A1			CORPORATION MICRO BIRD INC
F	164	WAIPAHU	HI	96797	TESLA MOTORS INC
F	165	GREENSBORO	NC	27409	MACK TRUCKS INC

## **BRANCH**

MVB-994 1 Lithia of Maui-H LLC MVB-909 1 Cars 4 Less LLC

## **RELOCATION**

MVD-909 Cars 4 Less LLC

402 Kamehameha Hwy. Pearl City, HI 96782