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).

<u>Date</u> : <u>Time</u> : <u>Place</u> :	Tuesday, April 22, 2014 9:00 a.m. King Kalakaua Conference Room King Kalakaua Building 335 Merchant Street, 1 st Floor Honolulu, Hawaii 96813	
<u>Present</u> :	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	
<u>Guests</u> :	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 of Previous Meeting:	It was moved by Mr. Touchi, seconded by Mr. Johnsen, and unanimously carried to approve the meeting minutes of March 4, 2014, as circulated.	
Chair's Report:	None.	
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.	

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Licensing:

Ratifications

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 5th 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 st Floor Honolulu, HI 96813
Adjournment:	There being no further business to discuss, the meeting adjourned at 9:45 a.m.

Taken and recorded by:

/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						
HONOLULU						
	TONY HAWAII CORP DBA TONY HONDA					
ARISTA, JAY						
BACA, ANTHONY	JN GROUP INC					
BALLESTEROS, RUEL						
CAMACHO, CLIFFORD	JN GROUP INC					
CHING, NOAH	MONTGOMERY POWERSPORTS LTD					
DE OLIVEIRA, SERGIO	J/R MOTORS 730 LLC					
DI LULLO, CHRISTIAN	MAKENA HWAII WINDWARD INC					
FERREIRA, DENNIS	TONY HAWAII AUTOMOTIVE GRP					
GATEWOOD, DONALD						
HASHIMOTO, BRIAN	HONOLULU FORD INC					
JAVINES, LIMUEL	TONY HAWAII CORP DBA TONY HONDA					
JORDAN, ROGERIO	KING WINDWARD NISSAN LLC					
KAHAWAI, ROBERT						
KIM, DONNY	ALOHA AUTO GROUP LTD					
	JN GROUP INC					
KIM, KEVIN	VOLVO OF HONOLULU					
	HONOLULU FORD INC					
LEE, SHERMAN	HONOLULU FORD INC					
	ALOHA AUTO GROUP LTD					
MEDRANO, ROLLY	MONTGOMERY POWERSPORTS LTD					
METTER, BRANDON	HONOLULU FORD INC					
	HONOLULU FORD INC					
	MONTGOMERY POWERSPORTS LTD					
ODEGAARD, RUSSELL	MONTGOMERY POWERSPORTS LTD					
PASTOR, CESAR	JN GROUP INC					
PERRY JR, DAVID						
SINCLAIR, MICHAEL						
SOLIDUM, NASHUA	HONOLULU FORD INC					
WEST, ERIC	BMW OF HONOLULU					
YIP, LARRY						
HAWAII						
AOKI, CLYDE	BIG ISLAND MOTORS INC					
DEREGO, DASON	BIG ISLAND MOTORS INC					
MAKIZURU, CATHERINE	MONTGOMERY POWERSPORTS LTD					
RAHIMIAN, PAYMAN	KALOKO MOTORS LLC					
KAUAI						
KAAIHUE, JONATHAN						
KANEAKUA, WESRIC	ALOHA KIA KAUAI					
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APPLICATIONS FOR SALESPI	ERSON'S TRANSFERS
Tuesday, April 22, 2014	
MAUI	
BARANIK, YARO	KAHULUI AUTO SALES INC
CAMBRA, KYLE	LITHIA MAUI-H LLC
FERNANDEZ, BRUSLY	LITHIA MAUI-H LLC
GINNETT, CHRISTOPHER	LITHIA MAUI-H LLC
JOSE, JOHNNY	LITHIA MAUI-H LLC
MCCOLLOUGH, GRANT	WEST MAUL MOTORS INC
MICHIELS, MARK	JIM FALK AUTOMOTIVE INC
PARANADA, ZOLIO	LITHIA MAUI-H LLC
PARKES, CRAIG	WEST MAUL MOTORS INC
RILEY, DIETRICH	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 & SANTOS TONY HAWAII AUTOMOTIVE GROUP LTD MAKENA HAWAII WINDWARD INC BIG ISLAND TOYOTA INC KUHIO MOTORS INC JN GROUP 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 JOSAIAH <AINA< OAHU DANIEL B <BAJET< OAHU LAMAR V <BECKLEY< KAUAI JAMES M <BENKERT< MAUL 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 E <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< OANII DMTTRI <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	ні	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