

MOTOR VEHICLE REPAIR INDUSTRY 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 section 92-7(b), Hawaii Revised Statutes ("HRS").

Date: Thursday, May 19, 2016

Time: 1:30 p.m.

Place: Queen Liliuokalani Conference Room  
King Kalakaua Building  
335 Merchant Street, 1<sup>st</sup> Floor  
Honolulu, Hawaii 96813

Members Present: Roy Sasuga, Public Member, Chairperson  
Marie Weite, Public Member, Vice-Chairperson  
Robert Figaroa, Jr., Industry Member  
Michael Tetsutani, Public Member

Staff Present: Carol Kramer, Executive Officer  
Rodney J. Tam, Esq., Deputy Attorney General  
Ronni-Ann Bumgarner, Secretary

Guest: None.

Call to Order: There being a quorum present, Chairperson Sasuga called the meeting to order at 1:37 p.m.

Agenda Additions/Revisions: None.

Minutes of Previous Meeting: Minutes of the November 19, 2015 Meeting  
It was moved by Mr. Tetsutani, seconded by Mr. Figaroa, and unanimously carried to approve the minutes as circulated.

Chairperson's Report: None.

Executive Officer's Report: Executive Officer Kramer introduced former Executive Officer, Ms. Christine Rutkowski who presented to the Board the final report of the Motorcycle Certification Program from the University of Hawaii project that was conducted through Honolulu Community College. Ms. Rutkowski reported that the DCCA still owed Honolulu Community College \$15,327.29 for work that had already been done in the scope and

timeline of the contract. Due to administrative issues within and between the University of Hawaii and Honolulu Community College (HCC), HCC will forego the \$15,327.29 and the funds will go back to the Professional and Vocational Licensing Division.

Chapter 91, HRS,  
Adjudicatory  
Matters:

At 1:44 p.m. Chairperson Sasuga called a recess to discuss the following adjudicatory matter, pursuant to Chapter 91, HRS.

In the matter of the Motor Vehicle Repair Salvage Dealer's License and Certified Mechanic's License of William A. Swider and Auto Parts Sales, LLC, dba TDK Repairs; ARP 2010-40-L Settlement Agreement After Filing of Petition for Disciplinary Action and Board's Final Order

In the matter of Motor Vehicle Repair Salvage Dealer's License and Registered Mechanic's License of Charles Garner; ARP 2010-38-L Settlement Agreement After Filing of Petition for Disciplinary Action and Board's Final Order

The Board reviewed the Settlement Agreements. After much discussion, it was moved by Ms. Weite, seconded by Mr. Figaroa, and unanimously carried to approve the Settlement Agreements, in which:

1. The Respondent does not admit that it has violated any law or rule, but acknowledges that RICO has sufficient cause to file a Petition for Disciplinary Action against its motor vehicle repair dealer's license.
2. The Respondent agrees to pay a fine in the amount of TWO THOUSAND DOLLARS NO/100 DOLLARS (\$2,000.00), which payment shall be due at the time this fully executed Settlement Agreement is returned to RICO.
3. If Respondent fails to fully and timely comply with the terms of this Settlement Agreement, Respondent's license shall be automatically revoked for a period of five (5) years upon RICO's filing of an affidavit with the Board attesting to such failure. In case of such revocation, Respondent shall turn in all indicia of its licensure to the Executive Officer of the Board within ten (10) days after receipt of notice of revocation. Upon completion of the revocation period, Respondent understands that it will need to apply to the Board for a new license pursuant to HRS §§ 92-17, 436B-21, and all other applicable laws and rules.

Following the Board's review, deliberation and decision in this matter pursuant to Chapter 91, HRS, at 1:45 p.m., Chairperson Sasuga announced that the Board was reconvening its scheduled meeting.

Licensing: At 1:46 p.m., it was moved by Vice-Chairperson Weite, seconded by Mr. Tetsutani, and unanimously carried to enter into Executive Session to consider and evaluate personal information relating to the individual applying for licensure in accordance with Chapter 92-5(a) (1), Hawaii Revised Statutes, and to consult with the Board's attorney on questions and issues pertaining to the Board's powers, duties, privileges, immunities, and liabilities in accordance with Chapter 92-5(a) (4), Hawaii Revised Statutes.

Applications:

Discount Auto Repair & Towing, LLC

EXECUTIVE SESSION

At 1:48 p.m., it was moved by Vice-Chairperson Weite, seconded by Mr. Tetsutani, and unanimously carried to return to the Board's regular order of business.

Ratifications

RD Ratification list

RD 4328 VIP MOTORS HAWAII INC  
RD 4329 SERVCO PACIFIC INC  
RD 4330 OHANA AUTO INC  
RD 4331 A-1 AUTO SALES LLC

MC Ratification List

MC 8784 WON KYO O  
MC 8785 TODD A MATHEWS  
MC 8786 ROLAND S TAKASATO  
MC 8787 JOSHUA S MCCOY  
MC 8788 HENRY U CASTRO  
MC 8789 TERRENCE M NODA  
MC 8790 JASPER G BOLIBOL

The Board members reviewed the ratification list for Motor Vehicle Repair Dealers and Motor Vehicle Mechanic licenses.

It was moved by Mr. Figaroa, seconded by Mr. Tetsutani and unanimously carried to ratify the list.

Applications:

Discount Auto Repair & Towing, LLC

After some discussion, it was moved by Vice-Chairperson Weite, seconded by Mr. Tetsutani, and unanimously carried to approve the application for Discount Auto Repair & Towing, LLC.

New Business: None.

Old Business: None.

Next Meeting: Thursday, July 21, 2016  
1:30 p.m.  
Queen Liliuokalani Conference Room  
King Kalakaua Building, 1<sup>st</sup> Floor  
335 Merchant Street  
Honolulu, Hawaii 96813

Adjournment: The meeting adjourned at 1:51 p.m.

Taken and recorded by:

/s/ Ronni-Ann Bumgarner

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Ronni-Ann Bumgarner, Secretary

Reviewed and approved by:

/s/ Carol Kramer

\_\_\_\_\_  
Carol Kramer, Executive Officer

CK:rb  
06/1/16

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